

**AGENDA
CITY OF LEXINGTON
REGULAR COUNCIL MEETING
JANUARY 5, 2023 – 7:00 P.M.
9180 LEXINGTON AVENUE**

1. PLEDGE OF ALLEGIANCE

2. SWEARING IN CEREMONY

- A. Mayor Grote
- B. Councilmember DeVries
- C. Councilmember Benson

3. CALL TO ORDER: – Mayor Grote

- A. Roll Call - Council Members: DeVries, Harris, Winge and Benson

4. CITIZENS FORUM

This is a portion of the Council meeting where individuals will be allowed to address the Council on subjects which are not a part of the meeting agenda. Persons wishing to speak may be required to complete a sign-up sheet and give it to a staff person at the meeting. The Council may take action or reply at the time of the statement or may give direction to staff for future action based on the concerns expressed.

5. APPROVAL OF AGENDA WITH CHANGES AND CORRECTIONS

6. INFORMATIONAL REPORTS:

- A. Airport (Councilmember DeVries)
- B. Cable Commission (Councilmember Winge) *Quarterly meetings*
- C. City Administrator (Bill Petracek)

7. LETTERS AND COMMUNICATIONS:

- A. 2023 Meeting Calendar – Meeting Dates pp. 1-4
- B. Centennial Lakes Police Department Media Reports 12-7 through 12-27, 2022 pp. 5-15
- C. Minnesota Department of Health Maximum Contaminant Level Violation
Monitoring pp. 16-21
- D. Council Workshop meeting synopsis – December 15, 2022 pp. 22

Consent Agenda:

The Consent Agenda covers routine administrative matters. These items are not discussed, and are approved in their entirety pursuant to the recommendations on the staff reports. A Council Member or citizen may ask that an item be moved from the Consent Agenda to the end of section 7 of the agenda in order to be discussed and receive separate action.

8. CONSENT ITEMS:

- | | | |
|-------|--|-----------|
| A. | Recommendation to Approve Council Minutes:
Council Meeting – December 15, 2022 | pp. 23-25 |
| B. | Recommendation to Approve Claims and Bills:
Check #'s 49744 through 49798
Check #'s 49799 through 49814
Check #'s 14580 through 14583 | pp. 26-36 |
| <hr/> | | |
| C. | Pay Equity Compliance/Implementation Reports | pp. 37-40 |
| D. | 2022 Holiday Lighting Contest Winners | pp. 41-43 |

Action Items:

These items are intended primarily for Council discussion and action. It is up to the discretion of the Mayor as to what, if any, public comment will be heard on these items. Persons wishing to speak on discussion items must complete a sign-up sheet and give it to a staff person at the meeting.

9. ACTION ITEMS:

- | | | |
|----|--|------------|
| A. | Discuss Vacant Appointments/Recommendation to Approve Resolution
NO. 23-01 – A Resolution Approving the Naming of Appointees for 2023 | pp. 44-47 |
| B. | Recommendation to Approve Resolution NO. 23-02 – A Resolution Adopting
2023 Fee Schedule | pp. 48-60 |
| C. | Recommendation to Approve Resolution NO. 23-03 – A Resolution
Establishing Procedures Relating to Compliance with Reimbursement Bond
Regulations Under the Internal Revenue Code | pp. 61-63 |
| D. | Second Reading and Recommendation to Approve Ordinance No. 23-01 – An
Ordinance Amending Chapter 13- Storm water Management Regulations. | pp. 64-100 |
| E. | Recommendation to Approve Resolution NO. 23-04 – A Resolution Approving
Summary Publication of Ordinance 23-01. | pp. 101 |

- F. Recommendation to Approve Memorandum of Understanding (MOU)
Option #1 and Option #2 with Centennial Lakes Little League.

pp. 102-105

10. MAYOR AND COUNCIL INPUT

11. CLOSED SESSION

- This portion of the meeting is closed pursuant Minn. Stat. Section 13D.05, subd. 3(b), and is permitted by the attorney-client privilege to discuss the legal aspects surrounding personnel matters under investigation.
- This portion of the meeting is closed pursuant to Minnesota Statute Section 13D.05, subdivision 3(b), and is permitted by the attorney-client privilege to discuss the pending litigation versus the City of Blaine regarding the interconnected water and sewer systems

12. ADJOURNMENT

/my

2023



JANUARY						
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FEBRUARY						
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MARCH						
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APRIL						
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23/30	24	25	26	27	28	29

MAY						
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28	29	30	31			

JUNE						
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JULY						
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23/30	24/31	25	26	27	28	29

AUGUST						
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SEPTEMBER						
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OCTOBER						
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NOVEMBER						
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DECEMBER						
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17	18	19	20	21	22	23
24/31	25	26	27	28	29	30

2023 Holidays
 Jan 1 New Year's Day
 (observed) 1/2/2023
 Jan 16 MLK Day
 Feb 20 President's Day
 April 7 Good Friday
 May 29 Memorial Day
 July 3-4 Independence Day
 Sept 4 Labor Day
 Nov 10 Veteran's Day
 Nov 23 Thanksgiving Day
 Nov 24 After Thanksgiving
 Dec 24 Christmas Eve
 (1/2 day) (observed) 12/26
 Dec 25 Christmas
 Dec 31 New Year's Eve
 (1/2 day) (observed) 1/2/2024

COUNCIL MEETING
COUNCIL WORKSHOP
PARK BOARD
PLANNING COMMISSION
FIRE DEPT & RELIEF MTG
CABLE OPERATIONS

POLICE GOVERNING BOARD
RECYCLE/CLEAN UP DAY
HOLIDAY CLOSED
HOLIDAY 1/2 DAY
PAY DATES

Mayor Gary Grote
 Councilmembers:
 Kim DeVries, Brandon Winge,
 Diane Harris & Robert Benson
 CITY ANNIVERSARY 5/20/1950

City Administrator: Bill Petracek
Finance Director: Hristo (Chris) Galiov
Deputy City Clerk: Mary Vinzant
Admin Assistant/Permit Technician: Brenda Beaudet
Public Works: Jim Fischer & Travis Schmid
Municipal Liquor: Jack Borgen - Karen Larson- Matt Rivard
Building Inspector: Scott Jensen

CITY OF LEXINGTON
2023
SCHEDULE OF MEETING DATES



REGULAR COUNCIL MEETINGS

(*) Unless otherwise noted.

Regular Council Meetings will be held the first and third Thursday of each month in the Council Chambers commencing at **7:00 P.M.**

January 5th & 19th
February 2nd & 16th
March 2nd & 16th
April 6th & 20th
May 4th & 18th
June 1st & 15th

July 6th & 20th
August 3rd & 17th
September 7th & 21st
October 5th & 19th
November 2nd & 16th
December 7th & 21st



REGULAR COUNCIL WORKSHOP MEETINGS

(*) Unless otherwise noted.

Regular Mayor/Council Workshop Meetings will be held the third Thursday of the month in the Council Chambers immediately following the Regular Council meeting.

January 19th
February 16th
March 16th
April 20th
May 18th
June 15th

July 20th
August 17th
September 21st
October 19th
November 16th
December 21st



PLANNING COMMISSION MEETINGS

(*) Unless otherwise noted.

Regular Planning Commission Meetings will be held the second Tuesday of each month in the Council Chambers commencing at **7:00 P.M.**

January 10th
February 14th
March 14th
April 11th
May 9th
June 13th

July 11th
August 8th
September 12th
October 10th
November 14th
December 12th



PARK BOARD MEETINGS

(*) Unless otherwise noted.

Regular Park Board Meetings will be held on the first Monday of each month in the Council Chambers commencing at **5:30 P.M.**

* January 9th
February 6th
March 6th
April 3rd
May 1st
June 5th

* July 10th
August 7th
* September 11th
October 2nd
November 6th
* December **(No Meeting)**

THESE MEETINGS WILL COMMENCE AT CITY HALL. A TOUR OF THE FOLLOWING LOCATIONS MAY TAKE PLACE DURING SOME OF THE MEETINGS:
LEXINGTON MEMORIAL PARK, LEXINGTON PARK, AND LEXINGTON BERM.



FIRE RELIEF MEETINGS

(*) Unless otherwise noted.

Fire Relief Association Meetings will be held on the first Monday after the third Sunday, of each month at the Lexington Fire Hall commencing at **7:00 P.M.**

* January 23rd
* February 27th
March 20th
April 17th
May 22nd
June 26th

July 17th
August 21st
September 18th
October 16th
November 20th
December 18th

NORTH METRO TELECOMMUNICATIONS COMMISSION AND OPERATIONS COMMITTEE



CABLE OPERATIONS COMMITTEE MEETINGS

Operations Committee meetings will be held the Tuesday, before the first Wednesday of each month, at the North Metro Community Television facility, at 12520 Polk St. NE, Blaine, MN 55434, beginning at 10:30 a.m.

January 31st
February 28th
April 4th
May 2nd
June 6th

August 1st
September 5th
October 3rd
October 31st
December 5th



POLICE GOVERNING BOARD

(*) Unless otherwise noted.

Police Governing Board meetings will be held quarterly on the following dates at the
Centennial Lakes Police Department
54 North Road, Circle Pines, MN 55014
beginning at 7:00 P.M.

February 6th

May 8th

August 14th

November 13th

CITY OF LEXINGTON RECYCLING / CLEAN UP

Regular Recycling & Clean Up Day will be held on the third Saturday in April and September at
Lexington Memorial Park **8:00 A.M.** ending at **Noon**

April 15th

September 16th

(Location to be determined)



Centennial Lakes Police Department

Media Report



Case Number	Incident Date	Time	Description	Location	City
22271201	Dec 7 2022	06:16	VEHICLE-RECOVERED STOLEN	3XX NOTTINGHAM DR	CIRCLE PINES
Summary: STOLEN VEHICLE OFFICERS DISPATCHED TO A FOUND VEHICLE IN THE 140 BLOCK OF E GOLDEN LK LN. CLEAR.					
22271779	Dec 7 2022	21:21	INFORMATION	XX WEST RD	CIRCLE PINES
Summary: OFFICERS RESPONDED TO THE AREA OF WEST RD FOR GUN SHOTS. NOTHING FOUND. CLEAR					
22271605	Dec 7 2022	16:20	DOMESTIC	40XX LOVELL RD	LEXINGTON
Summary: OFFICERS RESPONDED TO 4000 BLOCK OF LOVELL RD FOR A DOMESTIC. OFFICERS MITIGATED THE SITUATION. CLEAR					
22271312	Dec 7 2022	09:48	MEDICAL	38XX MINUTEMAN LN	LEXINGTON
Summary: POLICE RESPONDED TO A MEDICAL EMERGENCY.					
22271122	Dec 7 2022	01:52	DRIVING OFFENSE	XX VILLAGE PKWY	CIRCLE PINES
Summary: OFFICER OBSERVED VEHICLE WITH EQUIPMENT VIOLATIONS. TRAFFIC STOP ULTIMATELY LED TO ONE MALE BEING ARRESTED. CLEAR.					
22271527	Dec 7 2022	14:46	CHECK WELFARE	38XX FLOWERFIELD RD	LEXINGTON
Summary: CHECK WELFARE. OFFICERS RESPONDED TO THE 3800 BLOCK OF FLOWERFIELD TO CHECK THE WELFARE OF THREE JUVENILES. EXCEPTIONAL CLEARANCE.					
22272058	Dec 7 2022	09:39	THEFT	4200-BLK WOODLAND RD	CIRCLE PINES
Summary: THEFT: RESPONDED TO PHONE CALL THEFT REPORT IN THE 4200 BLOCK OF WOODLAND RD IN CIRCLE PINES. CALLER ADVISED UNKNOWN SUSPECT REMOVED A TABLET FROM HIS UNLOCKED WORK TRUCK. ESTIMATED LOSS WAS \$500.00.					
22271926	Dec 8 2022	03:28	ASSIST OTHER AGENCY		LINO LAKES
22272546	Dec 8 2022	20:31	VEHICLE- LOCKOUT		LEXINGTON
22272257	Dec 8 2022	14:09	MISCELLANEOUS OFFICER	XX PINE DR	CIRCLE PINES
Summary: MISCELLANEOUS OFFICER OFFICERS WERE DISPATCHED TO A PHONE CALL, DOMESTIC QUESTIONS. OFFICERS ANSWERED QUESTIONS REGARDING RESTRAINING ORDERS. CLEAR.					
22272351	Dec 8 2022	15:58	INFORMATION	94XX LEXINGTON AVE	LEXINGTON
Summary: INFORMATION OFFICERS WERE DISPATCHED TO THE 9400 BLOCK OF LEXINGTON AVE ON A THEFT REPORT. OFFICERS WERE UNABLE TO DETERMINE IF A THEFT OCCURRED. CLEAR.					
22272381	Dec 8 2022	16:52	INFORMATION	41XX WOODLAND RD	LEXINGTON



Centennial Lakes Police Department

Media Report



Case Number	Incident Date	Time	Description	Location	City
Summary: INFORMATION.					
OFFICERS WERE DISPATCHED TO THE 4100 BLOCK OF WOODLAND RD REGARDING POSSIBLE ANIMAL NEGLECT INFORMATION. OFFICERS DETERMINED THAT NO NEGLECT OCCURRED.					
CLEAR.					
22271930	Dec 8 2022	03:38	ASSIST OTHER AGENCY		COLUMBUS
22271958	Dec 8 2022	06:11	DOMESTIC	89XX SYNDICATE AVE	LEXINGTON
Summary: DOMESTIC: RESPONDED TO A DOMESTIC REPORT IN THE 8900 BLOCK OF SYNDICATE AVE IN THE CITY OF LEXINGTON. CALLER ADVISED HER EX-BOYFRIEND TAMPERED WITH HER VEHICLE AND SHE WANTED IT DOCUMENTED AND EXTRA PATROL.					
22272543	Dec 8 2022	20:24	MEDICAL	17XX OJIBWAY DR	CENTERVILLE
Summary: MEDICAL					
OFFICERS WERE DISPATCHED TO THE 1700 BLOCK OF OJIBWAY DR ON A MEDICAL. OFFICERS ASSISTED RESCUE IN STARTING A MEDICAL ASSESSMENT. AMBULANCE TRANSPORTED FOR FURTHER EVALUATION AND TREATMENT.					
CLEAR.					
22272043	Dec 8 2022	09:11	DWI-3RD DEGREE	MAIN ST / LAKELAND CIR	CENTERVILLE
Summary: DRIVING WHILE IMPAIRED.					
OFFICERS OBSERVED A PROPERTY DAMAGE AT THE 7100 BLOCK OF MAIN ST. DRIVER FOUND INTOXICATED AND TAKEN INTO CUSTODY.					
CLEARED BY ARREST.					
22273077	Dec 9 2022	14:21	CHECK WELFARE	XX VILLAGE PKWY	CIRCLE PINES
Summary: CHECK WELFARE.					
OFFICERS RESPONDED TO THE 30 BLOCK OF VILLAGE PKWY FOR THE REPORT OF A CHECK THE WELFARE.					
EXCEPTIONAL CLEARANCE.					
22273164	Dec 9 2022	15:54	ALARM-CO/FIRE	71XX BRIAN DR	CENTERVILLE
Summary: CO ALARM					
OFFICERS WERE DISPATCHED TO THE 7100 BLOCK OF BRIAN DR ON A CO ALARM. OFFICERS ASSISTED FIRE IN CHECKING THE RESIDENCE. NO ISSUES WERE FOUND.					
CLEAR.					
22273383	Dec 9 2022	21:02	PUBLIC ASSIST	39XX RESTWOOD RD	LEXINGTON
Summary: PUBLIC ASSIST					
OFFICERS WERE DISPATCHED TO THE 3900 BLOCK OF RESTWOOD ON A PUBLIC ASSIST. OFFICERS ASSISTED A PERSON WHO HAD LOST THEIR KEYS AND WAS LOCKED OUT OF THEIR HOME.					
CLEAR.					
22275710	Dec 9 2022	16:00	FOUND PROPERTY	XX NORTH RD	CIRCLE PINES
Summary: OFFICERS RECEIVED FOUND PROPERTY AT BASE. PROPERTY WAS LATER PLACED IN THE PROPERTY CAGE AT BASE.					
CLEAR.					
22273894	Dec 10 2022	15:44	DOG AT LARGE	XX FIREBARN RD	CIRCLE PINES
Summary: POLICE RESPONDED TO A REPORT OF A DOG AT LARGE. THE OWNER WAS LOCATED.					
22273515	Dec 10 2022	00:50	ASSIST OTHER AGENCY		LINO LAKES



Centennial Lakes Police Department

Media Report



Case Number	Incident Date	Time	Description	Location	City
22273835	Dec 10 2022	14:12	MEDICAL	69XX SUMAC CT	CENTERVILLE

Summary: POLICE RESPONDED TO A REPORT OF A MEDICAL EMERGENCY.

22274012	Dec 10 2022	18:49	TRAFFIC-DAS/DAR/DAC	FAIRVIEW ST / 20TH AVE	CENTERVILLE
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Summary: TRAFFIC

OFFICERS OBSERVED A PERSON DRIVING WITH A REVOKED LICENSE ON FAIRVIEW ST AT CENTERVILLE RD. OFFICERS TOWED THE VEHICLE AND ISSUED A CITATION TO THE DRIVER.

CLEAR.

22274726	Dec 11 2022	17:24	ASSIST OTHER AGENCY		LINO LAKES
22274821	Dec 11 2022	20:00	ASSIST OTHER AGENCY		COLUMBUS
22274294	Dec 11 2022	00:25	MISCELLANEOUS OFFICER	70XX EAGLE TRL	CENTERVILLE

Summary: MISCELLANEOUS OFFICER

OFFICERS WERE DISPATCHED TO THE 7000 BLOCK OF EAGLE TRL ON SUSPICIOUS ACTIVITY. OFFICERS DID NOT LOCATE ANYTHING SUSPICIOUS.

CLEAR.

22275054	Dec 12 2022	04:47	ASSIST OTHER AGENCY		LINO LAKES
22275104	Dec 12 2022	07:49	CHECK WELFARE	2XX HERITAGE LN	CIRCLE PINES

Summary: CHECK WELFARE: RESPONDED TO THE 200 BLOCK OF HERITAGE LANE IN CIRCLE PINES TO CHECK THE WELFARE OF A JUVENILE MALE. OFFICER WAS ABLE TO MAKE CONTACT AND SPOKE TO MALE AND FOUND HE WAS FINE.

22275376	Dec 12 2022	13:54	BARKING DOG - DISTURBING	18XX PARTRIDGE PL	CENTERVILLE
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Summary: OFFICER WAS DISPATCHED TO THE 1800 BLOCK OF PARTRIDGE PL IN REGARDS TO A BARKING DOG.

22275398	Dec 12 2022	14:11	MEDICAL	2XX BALDWIN DR	CIRCLE PINES
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Summary: OFFICERS RESPONDED TO 200 BLOCK OF BALDWIN DR FOR A MEDICAL. THE VICTIM WAS ASSESSED, AND TRANSPORTED TO THE HOSPITAL.

CLEAR

22275453	Dec 12 2022	14:59	MEDICAL	NORTH RD / POINTCROSS DR	CIRCLE PINES
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Summary: OFFICERS RESPONDED TO NORTH RD AND SUNSET AVE FOR A MEDICAL. VICTIM WAS TREATED BY MEDICS AND TRANSPORTED TO THE HOSPITAL.

CLEAR

22275458	Dec 12 2022	15:35	CHECK WELFARE	93XX DUNLAP AVE	LEXINGTON
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Summary: CHECK WELFARE

OFFICERS WERE DISPATCHED TO THE 9300 BLOCK OF DUNLAP ON A REQUEST TO CHECK THE WELFARE OF A RESIDENT. OFFICERS DETERMINED EVERYTHING WAS OK.

CLEAR.

22276526	Dec 13 2022	21:26	ANIMAL COMPLAINT	37XX CENTERWOOD RD	LEXINGTON
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Centennial Lakes Police Department

Media Report



Case Number	Incident Date	Time	Description	Location	City
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Summary: BARKING DOG

OFFICERS WERE DISPATCHED TO THE 3700 BLOCK OF CENTERWOOD RD ON A BARKING DOG. OFFICERS DID NOT HEAR ANY BARKING.
CLEAR.



Centennial Lakes Police Department

Media Report



Case Number	Incident Date	Time	Description	Location	City
22277106	Dec 14 2022	16:55	MEDICAL	XX SHADY WAY	CIRCLE PINES
Summary: OFFICER RESPONDED TO 0 BLOCK OF SHADY WAY FOR A MEDICAL. INVOLVED WAS TRANSPORTED TO THE HOSPITAL. CLEAR					
22276792	Dec 14 2022	10:17	WARRANT ARREST	38XX MINUTEMAN LN	LEXINGTON
Summary: WARRANT ARREST. OFFICERS MADE CONTACT WITH AN ADULT MALE IN THE 3800 BLOCK OF MINUTEMAN LN WHOM HAD A CONFIRMED WARRANT. CLEARED BY ARREST.					
22276775	Dec 14 2022	09:48	MEDICAL	XX S PINE DR	CIRCLE PINES
Summary: MEDICAL. OFFICERS RESPONDED TO THE 0 BLOCK OF S PINE DR FOR THE REPORT OF A MEDICAL. EXCEPTIONAL CLEARANCE.					
22276934	Dec 14 2022	13:36	DOMESTIC	90XX JACKSON AVE	LEXINGTON
Summary: DOMESTIC. OFFICERS RECEIVED A PHONE CALL REGARDING DOMESTIC-RELATED QUESTIONS FROM THE 9000 BLOCK OF JACKSON AVE. EXCEPTIONAL CLEARANCE.					
22277043	Dec 14 2022	15:49	INFORMATION	90XX GRIGGS AVE	LEXINGTON
Summary: OFFICERS RECIEVED A PHONE CALL REGARDING INFORMATION. OFFICERS DOCUMENTED INFORMATION. CLEAR					
22277412	Dec 15 2022	01:17	INFORMATION	38XX PATRIOT LN	LEXINGTON
Summary: OFFICER DISPATCHED TO THE 3800 BLOCK OF PATRIOT LN FOR A SUSPICIOUS ACTIVITY REPORT.					
22277676	Dec 15 2022	10:59	MEDICAL	2XX BALDWIN DR	CIRCLE PINES
Summary: ON 12/15/2022 OFFICERS WERE DISPATCHED TO THE 200 BLOCK BALDWIN DR FOR A MEDICAL EMERGENCY. CLEAR.					
22278089	Dec 15 2022	18:35	CHECK WELFARE	20XX WILLOW CIR	CENTERVILLE
Summary: OFFICERS RESPONDED TO THE 2000 BLK OF WILLOW CIR REGARDING A WELFARE CHECK. OFFICERS MADE CONTACT WITH THE VICTIM, AND VICTIM WAS TRANSPORTED TO THE HOSPITAL. CLEAR.					
22277973	Dec 15 2022	16:35	CIVIL DISPUTE	69XX 20TH AVE	CENTERVILLE
Summary: POLICE RESPONDED TO A CIVIL DISPUTE IN THE 6900 BLOCK OF 20TH AVENUE.					
22278127	Dec 15 2022	19:24	DOMESTIC	16XX PELTIER LAKE DR	CENTERVILLE
Summary: POLICE RESPONDED TO A REPORT OF A VERBAL DOMESTIC IN THE 1600 BLOCK OF PELTIER LAKE ROAD.					
22277933	Dec 15 2022	15:53	WARRANT ARREST	93XX LEXINGTON AVE	LEXINGTON
Summary: POLICE RESPONDED TO THE 9300 BLOCK OF LEXINGTON AVENUE ON A REPORT OF A CIVIL DISPUTE. AN ADULT FEMALE WAS ARRESTED ON AN OUTSTANDING WARRANT.					
22278599	Dec 16 2022	11:03	HOUSE/PROPERTY CHECK		CIRCLE PINES

Run Date/Time:



Centennial Lakes Police Department

Media Report



Case Number	Incident Date	Time	Description	Location	City
22278654	Dec 16 2022	12:23	INFORMATION	41XX LOVELL RD	LEXINGTON
Summary: INFORMATION. OFFICERS RESPONDED TO THE 4000 BLOCK OF LOVELL RD FOR THE REPORT OF THE SMELL OF DRUGS. EXCEPTIONAL CLEARANCE.					
22279180	Dec 16 2022	23:17	MEDICAL	19XX EAGLE TRL	CENTERVILLE
Summary: OFFICER RESPONDED TO A MEDICAL ON 1900 BLOCK OF EAGLE TRAIL OFFICER CLEARED BY CFD CLEAR.					
22279189	Dec 16 2022	23:26	ASSIST OTHER AGENCY		BLAINE
22278582	Dec 16 2022	11:02	VEHICLE- LOCKOUT		LEXINGTON
22278390	Dec 16 2022	03:17	ASSIST OTHER AGENCY		BLAINE
22279219	Dec 17 2022	00:08	MEDICAL	XX VILLAGE PKWY	CIRCLE PINES
Summary: OFFICER DISPATCHED TO THE 10 BLOCK OF VILLAGE PARKWAY FOR A MEDICAL CALL.					
22279752	Dec 17 2022	19:26	VEHICLE-RECOVERED STOLEN	OAK LEAF LN / OAK RD	CIRCLE PINES
Summary: POLICE WERE DISPATCHED TO THE AREA OF OAK ROAD AND OAK LEAF LANE ON A REPORT OF AN ABANDONED VEHICLE. POLICE LEARNED THE VEHICLE WAS STOLEN OUT OF DAKOTA COUNTY.					
22279488	Dec 17 2022	12:31	DOMESTIC	38XX PATRIOT LN	LEXINGTON
Summary: DOMESTIC ASSAULT. OFFICERS RECEIVED A PHONE CALL REGARDING A DOMESTIC ASSAULT IN THE 3800 BLOCK OF PATRIOT LN. CASE CLOSED.					
22279645	Dec 17 2022	16:49	ASSIST OTHER AGENCY		BLAINE
22279276	Dec 17 2022	01:38	TRAFFIC	LAKE DR / ALBERT AVE	LEXINGTON
Summary: OFFICER OBSERVED A TRAFFIC VIOLATION NEAR THE INTERSECTION OF LAKE DR AND ALBERT AVE. AN ADULT MALE WAS SUBSEQUENTLY ARRESTED FOR DWI.					
22280330	Dec 18 2022	17:18	ACCIDENT-MV PD	92XX SOUTH HIGHWAY DR	LEXINGTON
Summary: PROPERTY DAMAGE ACCIDENT. OFFICERS WERE DISPATCHED TO THE WALGREENS PARKING LOT ON A PROPERTY DAMAGE ACCIDENT. OFFICERS TOOK INFORMATION FOR THIS REPORT AND ASSISTED IN DRIVER'S EXCHANGING INFORMATION. CLEAR.					
22280093	Dec 18 2022	09:34	MEDICAL	89XX SYNDICATE AVE	LEXINGTON
Summary: MEDICAL: RESPONDED TO MEDICAL EMERGENCY CALL IN THE 8900 BLOCK OF SYNDICATE AVE IN LEXINGTON. UPON ARRIVAL, RENDERED MEDICAL TREATMENT TO AN ADULT FEMALE UNTIL PARAMEDICS TOOK OVER.					
22280171	Dec 18 2022	12:11	DOG AT LARGE	XX PINE DR	CIRCLE PINES
Summary: DOG AT LARGE. OFFICERS RECEIVED A PHONE CALL REGARDING TWO CONTAINED DOGS FOUND AT LARGE. EXCEPTIONAL CLEARANCE.					
22279941	Dec 18 2022	00:07	MEDICAL	18XX FOX RUN	CENTERVILLE



Centennial Lakes Police Department

Media Report



Case Number	Incident Date	Time	Description	Location	City
Summary: OFFICER DISPATCHED TO THE 1800 BLOCK OF FOX RUN FOR A MEDICAL.					
22279981	Dec 18 2022	01:43	MEDICAL	XX VILLAGE PKWY	CIRCLE PINES
Summary: OFFICERS DISPATCHED TO THE 10 BLOCK OF VILLAGE PKWY FOR A MEDICAL CALL. MALE WAS TRANSPORTED TO THE HOSPITAL.					
22280774	Dec 19 2022	10:35	CHILD CUSTODY DISPUTE	95XX ASPEN AVE	LEXINGTON
Summary: CHILD CUSTODY DISPUTE. OFFICERS RESPONDED TO BASE REGARDING A CHILD CUSTODY DISPUTE BETWEEN PARENTS. EXCEPTIONAL CLEARANCE.					
22280712	Dec 19 2022	09:08	MEDICAL	38XX PATRIOT LN	LEXINGTON
Summary: MEDICAL; RESPONDED WITH FIRE/EMS TO THE 3800 BLOCK OF PATRIOT LANE ON A MEDICAL EMERGENCY CALL. UPON ARRIVAL, RENDERED MEDICAL AID TO AN ELDERLY FEMALE THAT LIVED ALONE UNTIL SHE WAS TRANSPORTED TO THE HOSPITAL.					
22280917	Dec 19 2022	13:21	ASSIST OTHER AGENCY		LINO LAKES
22281423	Dec 20 2022	01:47	WARRANT ARREST	38XX MINUTEMAN LN	LEXINGTON
Summary: POLICE CONDUCTED A WARRANT ATTEMPT IN THE 3800 BLOCK OF MINUTEMAN LN. POLICE FOUND SUSPECT AND FOUND THEY WERE ALSO VIOLATING AN ACTIVE DANCO. SUSPECTED ARRESTED AND TRANSPORTED TO ANOKA CO. JAIL.					
22281880	Dec 20 2022	15:20	MEDICAL	38XX RESTWOOD RD	LEXINGTON
Summary: OFFICERS RESPONDED TO 3800 BLOCK OF RESTWOOD RD FOR A MEDICAL. INVOLVED WAS ASSESSED BY MEDICS, AND CLEARED. CLEAR					
22281974	Dec 20 2022	17:11	FTC FRAUD	XX RIDGE RD	CIRCLE PINES
Summary: OFFICERS FIELDIED A FRAUD REPORT AT 0 BLOCK OF RIDGE RD.					
22282113	Dec 20 2022	19:57	INFORMATION	41XX LOVELL RD	LEXINGTON
Summary: OFFICERS RESPONDED TO 4100 BLOCK OF LOVELL RD FOR A PHONE CALL REQUEST REGARDING A NEIGHBOR DISPUTE.					



Centennial Lakes Police Department

Media Report



Case Number	Incident Date	Time	Description	Location	City
22282604	Dec 21 2022	13:12	CHECK WELFARE	2XX TWILITE TER	CIRCLE PINES
Summary: CHECK WELFARE.					
OFFICERS WERE DISPATCHED TO THE 200 BLOCK OF TWILITE TER ON A WELFARE CHECK. OFFICERS DETERMINED THERE WERE NO ISSUES.					
CLEAR.					
22282653	Dec 21 2022	14:15	ACCIDENT-MV PD	70XX 20TH AVE	CENTERVILLE
Summary: OFFICERS RESPONDED TO 7000 BLOCK OF 20TH AVE FOR A PD ACCIDENT. OFFICERS ASSISTED INVOLVED.					
CLEAR					
22282636	Dec 21 2022	13:48	MEDICAL	38XX LIBERTY LN	LEXINGTON
Summary: MEDICAL					
OFFICERS WERE DISPATCHED TO THE 3800 BLOCK OF LIBERTY LN FOR A MEDICAL. OFFICERS CONDUCTED A MEDICAL ASSESSMENT OF THE VICTIM. AMBULANCE TRANSPORTED FOR FURTHER EVALUATION AND TREATMENT.					
CLEAR.					
22282400	Dec 21 2022	08:07	LIFT ASSIST	8XX CIVIC HEIGHTS DR	CIRCLE PINES
Summary: LIFT ASSIST: RESPONDED WITH CFD/RESCUE TO THE 800 BLOCK OF CIVIC HEIGHTS DRIVE IN CIRCLE PINES FOR A LIFT ASSIST OF AN ELDERLY FEMALE. UPON ARRIVAL, FEMALE WAS ASSISTED BACK INTO HER BED AND DAUGHTER ADVISED OF SOME OPTIONS IN THE FUTURE.					
22282868	Dec 21 2022	19:29	MEDICAL	93XX SYNDICATE AVE	LEXINGTON
Summary: OFFICERS RESPONDED TO 9300 BLOCK OF SYNDICATE FOR A MEDICAL. THE VICTIM WAS ASSESSED BY MEDICS.					
CLEAR					
22283151	Dec 22 2022	08:01	HOUSE/PROPERTY CHECK		CIRCLE PINES
22283052	Dec 22 2022	04:26	TRAFFIC	MAIN ST / CENTERVILLE RD	CENTERVILLE
Summary: VEHICLE STOPPED FOR A TRAFFIC VIOLATION AT MAIN ST AND CENTERVILLE RD DRIVER IDENTIFIED AS A JUVENILE WITHOUT A LICENSE GUARDIAN WAS CONTACTED AND PICKED UP JUVENILE					
CLEAR.					
22283394	Dec 22 2022	15:01	THEFT-SHOPLIFTING	92XX SOUTH HIGHWAY DR	LEXINGTON
Summary: OFFICERS RESPONDED TO 9200 BLOCK OF SOUTH HIGHWAY DR FOR A THEFT. NO SUSPECT INFORMATION AT THIS TIME.					
CLEAR					
22283648	Dec 22 2022	20:05	MEDICAL	20XX MICHAUD WAY	CENTERVILLE
Summary: OFFICERS RESPONDED TO 2000 BLOCK OF MICHAUD WAY FOR A MEDICAL. THE VICTIM WAS TRANSPORTED TO THE HOSPITAL.					
CLEAR					
22283404	Dec 22 2022	15:12	MEDICAL	16XX WESTVIEW ST	CENTERVILLE
Summary: MEDICAL					
OFFICERS WERE DISPATCHED TO THE 1600 BLOCK OF WESTVIEW ST ON A MEDICAL. OFFICERS ASSISTED RESCUE AND AMBULANCE ON SCENE. AMBULANCE TRANSPORTED FOR FURTHER EVALUATION AND TREATMENT.					
CLEAR.					
22283567	Dec 22 2022	18:21	ACCIDENT-MV HR PD	XX VILLAGE PKWY	CIRCLE PINES



Centennial Lakes Police Department

Media Report



Case Number	Incident Date	Time	Description	Location	City
Summary: ACCIDENT/PROPERTY DAMAGE HIT AND RUN					
OFFICERS WERE DISPATCHED TO THE 30 BLOCK OF VILLAGE PARKWAY ON A HIT AND RUN PROPERTY DAMAGE ACCIDENT. OFFICERS TOOK INFORMATION FROM THE VICTIM. OFFICERS ATTEMPTED TO LOCATE THE OTHER INVOLVED VEHICLE, BUT DID NOT LOCATE IT.					
CLEAR.					
22283208	Dec 22 2022	10:43	MEDICAL	8XX CIVIC HEIGHTS DR	CIRCLE PINES
Summary: MEDICAL/DOMESTIC OFFICERS DISPATCHED TO THE 800 BLOCK OF CIVIC HEIGHTS DR FOR A DOMESTIC LATER FOUND TO BE A MEDICAL EMERGENCY.					
CLEAR.					
22283289	Dec 22 2022	12:16	MEDICAL	8XX CIVIC HEIGHTS DR	CIRCLE PINES
Summary: MEDICAL OFFICERS DISPATCHED TO A MEDICAL IN THE 800 BLOCK OF CIVIC HEIGHTS DR					
CLEAR					
22283334	Dec 22 2022	13:29	MEDICAL	68XX 20TH AVE	CENTERVILLE
Summary: MEDICAL: RESPONDED TO THE 6800 BLOCK OF 20TH AVE IN CENTERVILLE FOR A MEDICAL EMERGENCY CALL. UPON ARRIVAL, I ASSISTED EMS WITH MEDICAL TREATMENT FOR AN ADULT MALE UNTIL CLEARED BY THE PARAMEDICS.					
22283763	Dec 22 2022	22:41	MEDICAL	XX OAK LEAF LN	CIRCLE PINES
Summary: OFFICERS RESPONDED TO A MEDICAL IN THE 10 BLOCK OF OAK LEAF LN OFFICERS CLEARED BY RESCUE					
CLEAR.					
22283274	Dec 22 2022	12:03	VEHICLE- LOCKOUT		LEXINGTON
22284163	Dec 23 2022	13:26	HOUSE/PROPERTY CHECK		CIRCLE PINES
22284040	Dec 23 2022	11:02	HOUSE/PROPERTY CHECK		CENTERVILLE
22284164	Dec 23 2022	13:26	HOUSE/PROPERTY CHECK		CIRCLE PINES
22284283	Dec 23 2022	16:05	INFORMATION	39XX RESTWOOD RD	LEXINGTON
Summary: OFFICERS RESPONDED TO BASE FOR A REPORT ON A NEIGHBOR DISPUTE. OFFICERS ASSISTED THE REPORTING PARTY.					
CLEAR					
22284368	Dec 23 2022	18:01	MEDICAL	19XX 72ND ST	CENTERVILLE
Summary: POLICE WERE DISPATCHED TO A MEDICAL EMERGENCY IN THE 1900 BLOCK OF 72ND STREET.					
22284393	Dec 23 2022	18:35	MEDICAL	17XX CENTER ST	CENTERVILLE
Summary: OFFICERS RESPONDED TO 1700 BLOCK OF CENTER ST FOR A MEDICAL. THE VICTIM WAS TRANSPORTED TO THE HOSPITAL.					
CLEAR					
22283810	Dec 23 2022	00:19	MEDICAL	88XX DUNLAP AVE	LEXINGTON
Summary: OFFICER RESPONDED TO A MEDICAL ON THE 8800 BLOCK OF DUNLAP AVE OFFICER PROVIDED OXYGEN WAS THEN CLEARED BY ALLINA					
CLEAR.					
22284471	Dec 23 2022	20:35	THEFT	18XX MAIN ST	CENTERVILLE
Summary: POLICE RESPONDED TO THE 1800 BLOCK OF MAIN STREET TO TAKE A DELAYED THEFT REPORT.					
22283825	Dec 23 2022	01:09	VEHICLE-RECOVERED STOLEN	XX GOLDEN OAK DR	CIRCLE PINES
Summary: OFFICER DISCOVERED VEHICLE REPORTED STOLEN ON THE 1 BLOCK OF GOLDEN OAK DR. VEHICLE WAS CONFIRM AS STOLEN. VEHICLE TOWED FOR SAFEKEEPING.					
CLEAR.					



Centennial Lakes Police Department

Media Report



Case Number	Incident Date	Time	Description	Location	City
22285159	Dec 24 2022	22:04	MEDICAL	38XX PATRIOT LN	LEXINGTON
Summary: OFFICER DISPATCHED TO THE 3800 BLOCK OF PATRIOT LN FOR A MEDICAL.					
22284729	Dec 24 2022	09:44	ANIMAL COMPLAINT	2XX GALAXY DR	CIRCLE PINES
Summary: AN OFFICER WAS DISPATCHED TO THE 200 BLOCK OF GALAXY DR FOR A FOUND DOG.					
22284771	Dec 24 2022	10:51	VEHICLE- LOCKOUT		LEXINGTON
22284652	Dec 24 2022	04:48	DWI-2ND DEGREE	WOODLAND RD / LAKE DR	LEXINGTON
Summary: OFFICER OBSERVED A TRAFFIC VIOLATION AT WOODLAND RD AND LAKE DR VEHICLE STOPPED AT LAKE DR AND ALBERT AVE MALE ARRESTED FOR DWI CLEAR.					
22285489	Dec 25 2022	15:24	CHILD CUSTODY DISPUTE	XX PINE DR	CIRCLE PINES
Summary: POLICE WERE DISPATCHED TO THE 0 BLOCK OF PINE DRIVE REGARDING A CHILD CUSTODY DISPUTE.					
22285292	Dec 25 2022	06:36	ALARM-CO/FIRE	90XX GRIGGS AVE	LEXINGTON
Summary: OFFICER DISPATCHED TO THE 9000 BLOCK OF GRIGGS AVE FOR A WATERFLOW ALARM.					
22285381	Dec 25 2022	11:34	DAMAGE TO PROPERTY	XX SOUTH DR	CIRCLE PINES
Summary: DAMAGE TO PROPERTY. OFFICERS TOOK A PHONE CALL DAMAGE TO PROPERTY REPORT/HARASSMENT FROM THE 90 BLK OF SOUTH DR. CASE INACTIVE PENDING CITY ATTORNEY REVIEW.					
22285226	Dec 25 2022	00:32	SUSPICIOUS ACTIVITY	20XX MAIN ST	CENTERVILLE
Summary: OFFICER OBSERVED A SUSPICIOUS VEHICLE IN THE 2000 BLOCK OF MAIN ST. AN ADULT MALE DRIVER WAS SUBSEQUENTLY ARRESTED FOR DWI AND DAC-IPS. THE VEHICLE WAS TOWED AND HELD FOR FORFEITURE.					
22285699	Dec 25 2022	23:48	TRAFFIC	PINE DR / LAKE DR	CIRCLE PINES
Summary: OFFICER OBSERVED A TRAFFIC VIOLATION NEAR THE INTERSECTION OF S PINE DR AND LAKE DR. A PERMITER AND K-9 TRACK WAS CONDUCTED FOR AN INVOLVED PARTY WHO WAS NOT IN THE VEHICLE. AN ADULT FEMALE WAS SUBSEQUENTLY ARRESTED ON HER OUTSTANDING WARRANTS AND OTHER CHARGES.					
22285922	Dec 26 2022	12:04	INFORMATION	95XX ASPEN AVE	LEXINGTON
Summary: INFORMATION. OFFICERS TOOK A PHONE CALL INFORMATIONAL REPORT FROM THE 9500 BLK OF ASPEN AVE. EXCEPTIONAL CLEARANCE.					
22286153	Dec 26 2022	17:44	ALARM-CO/FIRE	88XX LEXINGTON AVE	LEXINGTON



Centennial Lakes Police Department

Media Report



Case Number	Incident Date	Time	Description	Location	City
Summary: FIRE ALARM.					
OFFICERS WERE DISPATCHED TO THE 8800 BLOCK OF LEXINGTON AVE ON A POSSIBLE BURGLARY AND A FIRE ALARM. OFFICERS FOUND NO EVIDENCE OF A BURGLARY. LEXINGTON FIRE FOUND NO EVIDENCE OF SMOKE OR CARBON MONOXIDE.					
CLEAR.					
22286376	Dec 27 2022	01:00	CIVIL DISPUTE	XX SOUTH DR	CIRCLE PINES
Summary: OFFICER DISPATCHED TO THE 10 BLOCK OF SOUTH DR FOR A CIVIL DISPUTE.					
22286393	Dec 27 2022	01:36	TRAFFIC	S PINE DR / SOUTH DR	CIRCLE PINES
Summary: OFFICER OBSERVED A TRAFFIC VIOLATION NEAR THE INTERSECTION OF S PINE DR / SOUTH DR. INFORMATIONAL REPORT COMPLETED.					
22286633	Dec 27 2022	12:24	HARASSMENT	XX-A SOUTH DR	CIRCLE PINES
Summary: POLICE RESPONDED TO A HARASSMENT MATTER IN CIRCLE PINES.					
22286702	Dec 27 2022	13:53	INFORMATION	94XX LEXINGTON AVE	LEXINGTON
Summary: OFFICERS RECIEVED A PHONE CALL REQUEST ABOUT A NOISE COMPLAINT AT 9400 BLOCK OF LEXINGTON AVE.					
22286823	Dec 27 2022	16:35	THEFT	XX S PINE DR	CIRCLE PINES
Summary: OFFICER RESPONDED TO 0 BLOCK OF SOUTH PINE DRIVE FOR A THEFT.					
22286373	Dec 27 2022	00:41	TRAFFIC	ALBERT AVE / NORTH HIGHWAY AVE	LEXINGTON
Summary: OFFICER OBSERVED A TRAFFIC VIOLATION NEAR THE INTERSECTION OF ALBERT AVE AND NORTH HIGHWAY DR. PC SEARCH OF THE VEHICLE WAS CONDUCTED. CITATION ISSUED.					

December 6, 2022

Lexington City Council
c/o Mr. Bill Petracek, City Admr.
Lexington City Hall
9180 Lexington Avenue
Lexington, Minnesota 55014

Dear Council Members:

SUBJECT: Maximum Contaminant Level Violation Monitoring, Lexington, Anoka County,
PWSID 1020032

Enclosed are the most recent results from water samples collected from your public drinking water supply. Past results indicated a maximum contaminant level (MCL) exceedance, as noted in the Notice of Violation letter previously sent by this office. Monitoring for the contaminant(s) will continue to occur in each quarter that you operate your well, per your Compliance Agreement. Below is a summary of the results:

Sampling Site: Well #1 Entry Point

Contaminant: **Combined Radium (-226 & -228)**

MCL: 5.4 pCi/L

<u>Date Collected</u>	<u>Results</u>	<u>Units</u>	<u>Sample#</u>	<u>Annual Average</u>
07/22/2022	Not Detected	pCi/L	22G1538-01	0.0
06/29/2022	Not Detected	pCi/L	22F1700-01	0.0

Contaminant: **Gross Alpha in Water**

MCL: 15.4 pCi/L

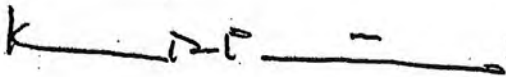
<u>Date Collected</u>	<u>Results</u>	<u>Units</u>	<u>Sample#</u>	<u>Annual Average</u>
07/22/2022	12.00	pCi/L	22G1538-01	15.0
06/29/2022	18.00	pCi/L	22F1700-01	17.0

Enclosed is a sample public notice. Within 30 days, this notice or one containing similar information must be provided to the persons served by your water supply each quarter that the MCL is exceeded. A copy of the public notice and a signed statement verifying delivery of the notice from the person responsible for your water supply must be submitted to this office, c/o Cindy Swanson.

Lexington City Council
Page 2
December 6, 2022
PWSID 1020032

This report should be placed in your records and a copy maintained on or near the water supply premises and available for public inspection for not less than ten (10) years. If you have any questions, please contact Andrew Karp at 651-201-4668, or email at andrew.karp@state.mn.us.

Sincerely,

A handwritten signature in black ink, appearing to read 'KRP', followed by a horizontal line.

Karla R. Peterson, P.E., Supervisor
Community Public Water Supply Unit
Environmental Health Division
P.O. Box 64975
St. Paul, Minnesota 55164-0975

KRP:AK

Enclosure

cc: Water Superintendent

Brian A. Noma, MDH St. Paul District Office



Final Report

Minnesota Department of Health
Public Health Laboratory
Environmental Laboratory Section
601 Robert St. N., P.O. Box 64899
St. Paul, MN 55164-0899
651-201-5300

PWSID: 1020032
System Name: Lexington
City: Lexington

Program Code: HC

Type: I

Date Received: 06/29/22 12:05
Rep. Temp. (°C): 11.1

Collector Name: Brian Noma
Collector ID: 8091

MDH Sample Number: 22F1700-01

Location ID: E01
Sampling Point: WELL #1 EP
Field Number: BN3197

Collect Date: 06/29/22
Collect Time: 10:35
Matrix: Drinking Water

Field Residual Chlorine Result: None
Field Fluoride Result: None
Field pH Result: None
Field PO₄ Result: None

Results were produced by the Minnesota Department of Health, except where noted.

Metal Parameters

Analyte	Result	Reporting Limit	Counting Uncertainty	Units	Batch	Prepared	Analyzed	Init.	Method	Qualifiers
Uranium	<0.67	0.67		pCi/L	B2I0906	09/15/22 09:47	09/15/22 18:03	RCC	EPA 200.8	

Radiochemical Parameters

Analyte	Result	Reporting Limit	Counting Uncertainty	Units	Batch	Prepared	Analyzed	Init.	Method	Qualifiers
Gross Alpha	18	3.0	4.0728	pCi/L	B2H1322	08/17/22 10:10	08/24/22 00:00	JJF	EPA 900.0	MC
Radium-226	<1.00	1.0	0.3012	pCi/L	B2H1431	08/23/22 09:51	08/31/22 00:00	KAC	EPA 903.0 Rev 1/ 904.0	
Radium-228	<1.00	1.0	0.6764	pCi/L	B2H1431	08/23/22 09:51	08/30/22 16:22	KAC	EPA 903.0 Rev 1/ 904.0	

FINAL REPORT

Report ID: 09202022 92508

Generated: 9/20/2022 9:24:56AM

Authorized by:

Stefan Saravia, Environmental Laboratory Manager
Public Health Laboratory, Minnesota Department of Health

The results in this report apply only to the samples analyzed.
This report must not be reproduced, except in full, without the written approval of the laboratory.

Final Report

Minnesota Department of Health
Public Health Laboratory
Environmental Laboratory Section
601 Robert St. N., P.O. Box 64899
St. Paul, MN 55164-0899
651-201-5300

Results were produced by Minnesota Department of Health, except where noted.

Batch B2I0906 - EPA 200 Series Prep

Blank (B2I0906-BLK1)

Prepared: 09/15/22 09:47 Analyzed: 09/15/22 17:58

Analyte	Result	Reporting Limit	Units	Spike Level	Source Result	%REC	%REC Limits	RPD	RPD Limit	Init.	Qualifiers
Uranium	<	0.67	pCi/L							RCC	

LCS (B2I0906-BS1)

Prepared: 09/15/22 09:47 Analyzed: 09/15/22 18:00

Analyte	Result	Reporting Limit	Units	Spike Level	Source Result	%REC	%REC Limits	RPD	RPD Limit	Init.	Qualifiers
Uranium	3.12		pCi/L	3.35		93	85-115			RCC	

Duplicate (B2I0906-DUP1)

Source: 22F1700-01

Prepared: 09/15/22 09:47 Analyzed: 09/15/22 18:05

Analyte	Result	Reporting Limit	Units	Spike Level	Source Result	%REC	%REC Limits	RPD	RPD Limit	Init.	Qualifiers
Uranium	0.14	0.67	pCi/L		<			1	20	RCC	

Matrix Spike (B2I0906-MS1)

Source: 22F1700-01

Prepared: 09/15/22 09:47 Analyzed: 09/15/22 18:08

Analyte	Result	Reporting Limit	Units	Spike Level	Source Result	%REC	%REC Limits	RPD	RPD Limit	Init.	Qualifiers
Uranium	3.13		pCi/L	3.35		89	70-130			RCC	

FINAL REPORT

Report ID: 09202022 92508

Generated: 9/20/2022 9:24:56AM

Authorized by:



Stefan Saravia, Environmental Laboratory Manager
Public Health Laboratory, Minnesota Department of Health

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Final Report

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Batch B2H1322 - Radiochemistry Alpha/Beta Prep

Blank (B2H1322-BLK1)

Prepared: 08/17/22 10:10 Analyzed: 08/24/22 00:00

Analyte	Result	Reporting Limit	Units	Spike Level	Source Result	%REC	%REC Limits	RPD	RPD Limit	Init.	Qualifiers
Gross Alpha	<	3.0	pCi/L							JJF	

LCS (B2H1322-BS1)

Prepared: 08/17/22 10:10 Analyzed: 08/24/22 00:00

Analyte	Result	Reporting Limit	Units	Spike Level	Source Result	%REC	%REC Limits	RPD	RPD Limit	Init.	Qualifiers
Gross Alpha	10.9	3.0	pCi/L	13.92		78	70-130			JJF	

Duplicate (B2H1322-DUP1)

Source: 22F1653-01

Prepared: 08/17/22 10:10 Analyzed: 08/24/22 00:00

Analyte	Result	Reporting Limit	Units	Spike Level	Source Result	%REC	%REC Limits	RPD	RPD Limit	Init.	Qualifiers
Gross Alpha	3.6	3.0	pCi/L		7.2			67	20	JJF	W8

Matrix Spike (B2H1322-MS1)

Source: 22F1501-01

Prepared: 08/17/22 10:10 Analyzed: 08/24/22 00:00

Analyte	Result	Reporting Limit	Units	Spike Level	Source Result	%REC	%REC Limits	RPD	RPD Limit	Init.	Qualifiers
Gross Alpha	15.2	3.0	pCi/L	13.92	<	109	70-130			JJF	

Batch B2H1431 - Radiochemistry Ra-226 Ra-228 Prep

Blank (B2H1431-BLK1)

Prepared: 08/23/22 09:51 Analyzed: 08/31/22 00:00

Analyte	Result	Reporting Limit	Units	Spike Level	Source Result	%REC	%REC Limits	RPD	RPD Limit	Init.	Qualifiers
Radium-226	<	1.0	pCi/L							KAC	
Radium-228	<	1.0	pCi/L							KAC	

LCS (B2H1431-BS1)

Prepared: 08/23/22 09:51 Analyzed: 08/30/22 16:22

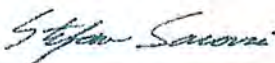
Analyte	Result	Reporting Limit	Units	Spike Level	Source Result	%REC	%REC Limits	RPD	RPD Limit	Init.	Qualifiers
Radium-228	3.8	1.0	pCi/L	4.07		92	80-120			KAC	

FINAL REPORT

Report ID: 09202022 92508

Generated: 9/20/2022 9:24:56AM

Authorized by:



Stefan Saravia, Environmental Laboratory Manager
Public Health Laboratory, Minnesota Department of Health

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Final Report

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Batch B2H1431 - Radiochemistry Ra-226 Ra-228 Prep

LCS (B2H1431-BS2)

Prepared: 08/23/22 09:51 Analyzed: 08/31/22 00:00

Analyte	Result	Reporting Limit	Units	Spike Level	Source Result	%REC	%REC Limits	RPD	RPD Limit	Init.	Qualifiers
Radium-226	4.3	1.0	pCi/L	4.66		92	90-110			KAC	

Duplicate (B2H1431-DUP1)

Source: 22F0594-01

Prepared: 08/23/22 09:51 Analyzed: 08/31/22 00:00

Analyte	Result	Reporting Limit	Units	Spike Level	Source Result	%REC	%REC Limits	RPD	RPD Limit	Init.	Qualifiers
Radium-226	0.03	1.0	pCi/L		<			175	20	KAC	WB
Radium-228	<	1.0	pCi/L		<				20	KAC	

Matrix Spike (B2H1431-MS1)

Source: 22F1287-01

Prepared: 08/23/22 09:51 Analyzed: 08/31/22 00:00

Analyte	Result	Reporting Limit	Units	Spike Level	Source Result	%REC	%REC Limits	RPD	RPD Limit	Init.	Qualifiers
Radium-226	15.0	1.0	pCi/L	9.33	<	159	80-120			KAC	M1
Radium-228	6.9	1.0	pCi/L	8.15	<	78	70-130			KAC	

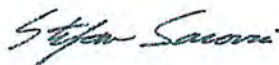
Data Qualifiers and Definitions

M1	Matrix spike and/or matrix spike duplicate recovery was high; the associated laboratory control sample and/or laboratory control sample duplicate recovery was acceptable.
MC	Result greater than the MCL.
W8	Sample/sample duplicate relative percent difference exceeded the laboratory acceptance limit.
WB	Relative percent difference exceeded the laboratory acceptance limit. Result less than 5 times the RL.

Work Order Comments

Samples were received in proper condition.

Authorized by:



Stefan Saravia, Environmental Laboratory Manager
Public Health Laboratory, Minnesota Department of Health

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**CITY OF LEXINGTON
WORKSHOP SYNOPSIS
Thursday, December 15, 2022
Immediately following Council meeting
City Hall**

1. Call to Order: Mayor Murphy

2. Roll Call: DeVries – Harris – Winge – Benson

*Mayor Murphy called to order the workshop for December 15, 2022 at 7:09 p.m.
Councilmembers present: Benson, Devries, and Harris. Excused Absense: Winge. Also
Present: Bill Petracek, City Administrator; Chris Galiov, Finance Director; Mayor-elect Gary
Grote*

3. Discussion Items:

A. Discuss

- Centennial Lakes Little League Memorandum of Understanding

Petracek explained that the costs for public works to stripe the ball fields for Centennial Lakes Little League during little league season costs \$4,000-\$5,000 for paint materials and employee time. Staff is recommending that CLLL either pay for these costs or they find another organization to handle these duties. Discussion ensued. Petracek said that this provision to pay for paint striping the ball fields will be added to the Memorandum of Understanding (MOU) that the Council adopts every January.

4. Staff Input

No staff input

5. Council Input

No Council input

6. Adjourn

Councilmember Harris made a motion to adjourn at 7:17 p.m. Councilmember Devries seconded the motion. Motion carried 4-0.

**MINUTES
CITY OF LEXINGTON
REGULAR COUNCIL MEETING
DECEMBER 15, 2022– 7:00 P.M.
9180 LEXINGTON AVENUE**

1. PLEDGE OF ALLEGIANCE

2. CALL TO ORDER: – Mayor Murphy

- A. Roll Call - Council Members: DeVries, Harris, Winge and Benson.

Mayor Murphy called to order the Regular City Council meeting for December 15, 2022 at 7:00 p.m. Councilmember's present: Benson, Devries, and Harris. Excused Absence: Winge. Also Present: Bill Petracek, City Administrator; Chris Galiov, Finance Director; Mayor-elect Gary Grote.

3. CITIZENS FORUM

No citizens were present to discuss items not on the agenda.

4. APPROVAL OF AGENDA WITH CHANGES AND CORRECTIONS

Councilmember Devries made a motion to approve the agenda with the removal of the two (2) closed sessions. Councilmember Harris seconded the motion. Motion carried 4-0.

5. LETTERS AND COMMUNICATIONS:

- A. Centennial Lakes Police Department Media Reports – 11-16 through 12-5, 2022
- B. Press Publication request to be Official Newspaper for 2023
- C. City Report – November 2022
- D. North Metro TV – November 2022 Update

No discussion on Letters and Communications.

6. CONSENT ITEMS:

- A. Recommendation to Approve Council Minutes:
Council Meeting – December 1, 2022
- B. Recommendation to Approve Claims and Bills:
Check #'s 49698 through 49743
Check #'s 14536 through 14553
- C. Financial Reports

- Cash Balances
- Fund Summary – Budget to Actual

D. Canvass Election Re-Count Results

Councilmember Harris made a motion to approve the consent agenda items. Councilmember Benson seconded the motion. Motion carried 4-0.

7. ACTION ITEMS:

- A. Recommendation to approve Resolution NO. 22-36 A Resolution Ordering Preparation On Improvement – Dunlap Avenue

Councilmember Benson made a motion to approve Resolution NO. 22-36 A Resolution Ordering Preparation On Improvement – Dunlap Avenue. Councilmember Harris seconded the motion. Motion carried 4-0.

- B. First Reading of Ordinance NO. 22-05 An Ordinance Amending Chapter 13 – Stormwater Management Regulations

Petracek provided a first reading overview of Ordinance NO 22-05 and the need for the City to adopt these amendments to our storm water regulations. He stated that these regulations are being mandated by the Minnesota Pollution Control Agency (MPCA) as a result of our storm water discharge permit audit. Discussion ensued. Not action taken.

- C. Recommendation to approve Lexington Fire Department's Request to Donate Used Self Contained Breathing Apparatus to Century College Fire Fighter Training Program

Councilmember Devries made a motion to approve Lexington Fire Department's Request to Donate Used Self Contained Breathing Apparatus to Century College Fire Fighter Training Program. Councilmember Benson seconded the motion. Motion carried 4-0.

- D. Recommendation to approve New Business License - pending successful background investigation

Petracek stated that the background investigation was good for business license applicant, Michelle Velin.

Councilmember Devries made a motion to approve New Business License for Dairy Queen. Councilmember Harris seconded the motion. Motion carried 4-0.

8. MAYOR AND COUNCIL INPUT

Members of the Council thanked Mayor Murphy for his service to Lexington.

Mayor Murphy thanked Lexington for allowing him to serve the community.

9. ADMINISTRATOR INPUT

No input from the city administrator

10. ADJOURNMENT

*Councilmember Devries made motion to adjourn the meeting at 7:06 p.m.
Councilmember Harris seconded the motion. Motion carried 4-0.*

CITY OF LEXINGTON

RECOMMEND FOR APPROVAL OF CLAIMS AND BILLS

**The following claims and bills have been presented to the Council for approval
at the Council Meeting of January 5, 2023.**

(1) Payroll

Vouchers	505070 through	505096	\$	8,577.66
Vouchers	505098 through	505116	\$	23,383.39
Payroll Taxes				
	Federal Tax	\$3,572.35		
	Social Security	\$5,296.72		
	Medicare	\$1,238.78		
				<u>\$10,107.85</u>
	State Tax	\$1,657.31	\$1,657.31	
	Total			\$11,765.16

(2) General and Liquor Payment Recommendations:

Checks	49744 through	49798	\$	150,135.90
Checks	49799 through	49814	\$	412,960.29

(3) ACH and Credit Card Payments for:

ACH Checks:	through	\$	-
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Total Payments and Withdrawals Approval	<u><u>\$606,822.40</u></u>
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Centennial Lakes Police Payment Recommendations:

Checks	14580 through	14583	\$	3,566.24
ACH	2022095 through	2022095	\$	1,884.49
Total Payments			<u><u>\$</u></u>	<u><u>5,450.73</u></u>

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***Check Detail Register©**

Batch: 12292022 PAY

Check #	Check Date	Vendor Name	Amount	Invoice	Comment
10100 4M FUND					
49744	12/29/22	56 BREWING LLC			
E 609-00000-252		Beer Purchase	\$130.00	5621146	
		Total	\$130.00		
49745	12/29/22	AMAZON CAPITAL SERVICES			
E 101-41500-200		Office Supplies	\$26.44	134H-3PDR-	OFFICE SUPPLIES
E 101-41500-400		General Maintenance	\$99.00	13NJ-9YT6-C	SUPPLIES - CITY HALL
E 101-43100-221		Equipment Parts	\$299.99	13NJ-9YT6-C	PARTS - PW
E 101-42260-218		Medical/First Aid Supplies	\$334.99	177D-RT1V-	MEDICAL SUPPLIES - FD
E 609-00000-210		Operating Supplies	\$78.30	1D7D-C9Q6-	SUPPLIES- MLS
E 101-42260-200		Office Supplies	\$33.98	1PGC-N3XW	OFFICE SUPPLIES - FD
		Total	\$872.70		
49746	12/29/22	ARTISAN BEER COMPANY			
E 609-00000-252		Beer Purchase	(\$467.45)	351137	
E 609-00000-252		Beer Purchase	\$884.80	3576382	
E 609-00000-252		Beer Purchase	\$282.95	3577931	
E 609-00000-252		Beer Purchase	\$40.00	3577932	
		Total	\$740.30		
49747	12/29/22	ASPEN MILLS			
E 101-42260-214		Fire Uniforms	\$327.50	305288	UNIFORMS - FIRE DEPT
		Total	\$327.50		
49748	12/29/22	BADGER METER INC			
E 730-00000-309		EDP, Software and Desig	\$128.00	80114792	DEC 2022 CELLULAR BACKHAUL
		Total	\$128.00		
49749	12/29/22	BELLBOY CORPORATION			
E 609-00000-251		Liquor Purchase	\$441.65	0097675500	
E 609-00000-251		Liquor Purchase	\$1,651.10	0097697200	
E 609-00000-251		Liquor Purchase	\$1,553.33	0097777800	
E 609-00000-254		Miscellaneous Purchase	\$319.00	0106151700	
E 609-00000-210		Operating Supplies	\$31.14	0106182800	
		Total	\$3,996.22		
49750	12/29/22	BERNICK'S			
E 609-00000-252		Beer Purchase	\$947.80	10023602	
E 609-00000-252		Beer Purchase	\$1,834.00	10026140	
		Total	\$2,781.80		
49751	12/29/22	BIFFS			
E 101-45200-418		Other Rentals	\$200.00	W900632	DEC 2022 RENTALS - LEXINGTON CITY PARK
		Total	\$200.00		
49752	12/29/22	BLACK STACK BREWING, INC.			
E 609-00000-252		Beer Purchase	\$244.00	20400	
E 609-00000-252		Beer Purchase	\$446.00	20576	
		Total	\$690.00		
49753	12/29/22	BLUE CLOUD DISTRIBUTION, INC.			

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Batch: 12292022 PAY

Check #	Check Date	Vendor Name	Amount	Invoice	Comment
E 609-00000-252		Beer Purchase	\$87.00	100980939	
		Total	\$87.00		
49754	12/29/22	BREAKTHRU BEVERAGE MN			
E 609-00000-251		Liquor Purchase	\$1,114.91	346859942	
E 609-00000-251		Liquor Purchase	\$201.30	346868240	
E 609-00000-251		Liquor Purchase	\$131.15	346882513	
E 609-00000-251		Liquor Purchase	\$978.61	346963406	
E 609-00000-252		Beer Purchase	\$489.20	346966497	
E 609-00000-251		Liquor Purchase	\$1,151.05	347069135	
E 609-00000-253		Wine Purchase	\$408.00	347069135	
E 609-00000-254		Miscellaneous Purchase	\$247.20	347069135	
		Total	\$4,721.42		
49755	12/29/22	BUSINESS ESSENTIALS			
E 101-42260-200		Office Supplies	\$19.99	WO-1218376	OFFICE SUPPLIES - FD
		Total	\$19.99		
49756	12/29/22	CAPITOL BEVERAGE SALES			
E 609-00000-252		Beer Purchase	(\$33.23)	2775071	
E 609-00000-252		Beer Purchase	\$9,600.50	2775072	
E 609-00000-252		Beer Purchase	(\$25.50)	2777866	
E 609-00000-252		Beer Purchase	\$4,460.15	2777867	
		Total	\$14,001.92		
49757	12/29/22	CARGILL			
E 101-43100-231		Snow Removal Materials	\$5,270.36	2907811500	ROAD SALT
		Total	\$5,270.36		
49758	12/29/22	CHRISTENSEN, DONALD			
G 101-22075		Holiday Decorating Conte	\$50.00		CHRISTMAS LIGHTING CONTEST - 2ND PLACE
		Total	\$50.00		
49759	12/29/22	CINTAS			
E 609-00000-255		Linen	\$61.60	4139948766	MAT SERVICE
		Total	\$61.60		
49760	12/29/22	CLEAR RIVER BEVERAGE COMPANY			
E 609-00000-252		Beer Purchase	\$513.75	664548	
E 609-00000-252		Beer Purchase	\$534.35	665687	
		Total	\$1,048.10		
49761	12/29/22	CRYSTEEL TRUCK EQUIPMENT			
E 101-43100-404		Repair Machinery/Equipm	\$95.59	FP188723	EQUIPMENT REPAIR PARTS - PW
E 101-43100-404		Repair Machinery/Equipm	\$1,527.80	FP188841	EQUIPMENT REPAIR PARTS - PW
E 101-43100-404		Repair Machinery/Equipm	\$151.64	FP188931	EQUIPMENT REPAIR PARTS - PW
		Total	\$1,775.03		
49762	12/29/22	DAHLHEIMER BEVERAGE LLC			
E 609-00000-252		Beer Purchase	\$7,409.80	1795940	
E 609-00000-252		Beer Purchase	(\$105.40)	1796426	
E 609-00000-252		Beer Purchase	\$1,765.15	1797665	

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Batch: 12292022 PAY

Check #	Check Date	Vendor Name	Amount	Invoice	Comment
E 609-00000-252		Beer Purchase	\$11,704.41	1800419	
E 609-00000-252		Beer Purchase	\$594.70	1802460	
E 609-00000-252		Beer Purchase	\$12,054.80	1805105	
		Total	\$33,423.46		
49763	12/29/22	DIERS IRRIGATION LLC			
E 101-41500-400		General Maintenance	\$130.00	2202424	IRRIGATION WINTERIZATION
E 609-00000-400		General Maintenance	\$130.00	2202424	IRRIGATION WINTERIZATION
		Total	\$260.00		
49764	12/29/22	EARTH RIDER BREWING, INC.			
E 609-00000-252		Beer Purchase	\$232.10	E-10799	
		Total	\$232.10		
49765	12/29/22	FERGUSON ENTERPRICES #3326			
E 101-45200-400		General Maintenance	\$1,251.00	0504552-1	PARK IRRIGATION
		Total	\$1,251.00		
49766	12/29/22	FIRE BY TRADE			
E 101-42260-404		Repair Machinery/Equipm	\$758.00	11272026	NOZZLES - FIRE DEPT
		Total	\$758.00		
49767	12/29/22	FLAHERTYS HAPPY TYME COMPANY			
E 609-00000-254		Miscellaneous Purchase	\$312.00	40288	
E 609-00000-254		Miscellaneous Purchase	\$312.00	40368	
		Total	\$624.00		
49768	12/29/22	HAWKINS INC			
E 730-00000-216		Chemicals	\$30.00	6312457	
E 730-00000-216		Chemicals	\$30.00	6359479	
		Total	\$60.00		
49769	12/29/22	HOHENSTEINS INC			
E 609-00000-252		Beer Purchase	\$831.40	566912	
E 609-00000-252		Beer Purchase	\$762.00	568834	
		Total	\$1,593.40		
49770	12/29/22	HYDRAULIC SPECIALTY INC			
E 101-41500-404		Repair Machinery/Equipm	\$106.08	09000499132	EQUIPMENT REPAIR PARTS - PW
		Total	\$106.08		
49771	12/29/22	INBOUND BREWCO			
E 609-00000-252		Beer Purchase	\$155.00	15135	
		Total	\$155.00		
49772	12/29/22	INSPECTRON, INC			
E 101-42400-100		Building Inspections	\$15,663.04	2022-416	3RD QTR 2022 INSPECTIONS
		Total	\$15,663.04		
49773	12/29/22	INVICTUS BREWING CO.			
E 609-00000-252		Beer Purchase	\$298.00	6428	
		Total	\$298.00		

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Batch: 12292022 PAY

Check #	Check Date	Vendor Name	Amount	Invoice	Comment
49774	12/29/22	JACK PINE BREWERY			
E 609-00000-252		Beer Purchase	\$206.50	4588	
		Total	\$206.50		
49775	12/29/22	JOHNSON BROTHERS LIQUOR			
E 609-00000-251		Liquor Purchase	\$328.70	2196826	
E 609-00000-253		Wine Purchase	\$351.42	2196827	
E 609-00000-251		Liquor Purchase	\$1,530.93	2197291	
E 609-00000-253		Wine Purchase	\$1,323.27	2197292	
E 609-00000-251		Liquor Purchase	\$702.53	2198184	
E 609-00000-253		Wine Purchase	\$2,009.18	2198185	
E 609-00000-251		Liquor Purchase	\$1,941.91	2198186	
E 609-00000-251		Liquor Purchase	\$548.82	2201746	
E 609-00000-253		Wine Purchase	\$276.39	2201747	
E 609-00000-254		Miscellaneous Purchase	\$49.35	2201748	
E 609-00000-251		Liquor Purchase	\$463.24	2202747	
E 609-00000-253		Wine Purchase	\$692.35	2202748	
E 609-00000-251		Liquor Purchase	\$151.89	2206360	
E 609-00000-253		Wine Purchase	\$222.36	2206361	
E 609-00000-254		Miscellaneous Purchase	\$41.35	2206362	
E 609-00000-251		Liquor Purchase	\$543.15	2206363	
E 609-00000-251		Liquor Purchase	\$1,557.82	2207660	
E 609-00000-253		Wine Purchase	\$2,309.04	2207661	
E 609-00000-254		Miscellaneous Purchase	\$41.35	2207662	
E 609-00000-251		Liquor Purchase	\$1,917.40	2207663	
E 609-00000-253		Wine Purchase	(\$42.00)	231529	
		Total	\$16,960.45		
49776	12/29/22	M. AMUNDSON LLP			
E 609-00000-256		Tobacco Products For Re	\$2,497.89	353672	
E 609-00000-256		Tobacco Products For Re	\$2,816.02	354050	
		Total	\$5,313.91		
49777	12/29/22	M/A ASSOCIATES			
E 101-43100-400		General Maintenance	\$317.35	108532	CLEANING SUPPLIES - PW
		Total	\$317.35		
49778	12/29/22	MENARDS - BLAINE			
E 101-43100-400		General Maintenance	\$139.61	44014	CLEANING SUPPLIES - PW
		Total	\$139.61		
49779	12/29/22	METERING & TECH. SOLUTIONS			
E 730-00000-404		Repair Machinery/Equipm	\$315.26	INV1087	LEX LOFTS III ENDPOINTS
		Total	\$315.26		
49780	12/29/22	MKL, LLC			
E 101-41500-400		General Maintenance	\$100.00	01052023	WEEK ENDING 12/17/2022
E 101-41500-400		General Maintenance	\$100.00	01052023	WEEK ENDING 12/24/2022
E 101-41500-400		General Maintenance	\$100.00	01052023	WEEK ENDING 12/31/2022
		Total	\$300.00		
49781	12/29/22	MODIST BREWING COMPANY			

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Batch: 12292022 PAY

Check #	Check Date	Vendor Name	Amount	Invoice	Comment
E 609-00000-252		Beer Purchase	\$294.84	E-37315	
		Total	\$294.84		
49782	12/29/22	JOE MORRISON			
G 101-22075		Holiday Decorating Conte	\$25.00		CHRISTMAS LIGHTING CONTEST - 3RD PLACE
		Total	\$25.00		
49783	12/29/22	MSA PROFESSIONAL SERVICES INC			
E 101-41500-303		Engineering Fees	\$877.50	R10481000.0	GENERAL SERVICES
G 101-22047		Norhart Development	\$2,051.26	R10481036.0	NORHART DEVELOPMENT
G 101-22050		Ephesians II	\$1,207.50	R10481042.0	THE EPHESIANS II PROJECT
E 651-00000-303		Engineering Fees	\$3,340.00	R10481044.0	NPDES PHASE II MS4
E 730-00000-303		Engineering Fees	\$650.00	R10481046.0	WATER SYSTEM FEASIBILITY STUDY
E 101-43100-303		Engineering Fees	\$22.50	R10481049.0	GIS SUPPORT SERVICES
E 423-00000-303		Engineering Fees	\$3,025.00	R10481052.0	2023 STREET IMPROVEMENTS
		Total	\$11,173.76		
49784	12/29/22	PAGE ANALYTICAL SERVICES, INC.			
E 730-00000-306		Water Testing	\$86.88	22100399949	WATER TEST FEE
E 730-00000-306		Water Testing	\$86.88	22100400689	WATER TEST FEE
		Total	\$173.76		
49785	12/29/22	PAUSTIS & SONS			
E 609-00000-253		Wine Purchase	\$432.00	186806	
E 609-00000-253		Wine Purchase	(\$98.50)	186947	
E 609-00000-253		Wine Purchase	(\$73.50)	186948	
E 609-00000-253		Wine Purchase	\$682.50	187632	
E 609-00000-253		Wine Purchase	(\$153.50)	188361	
		Total	\$789.00		
49786	12/29/22	PHILLIPS WINE AND SPIRITS INC			
E 609-00000-251		Liquor Purchase	\$361.23	6511002	
E 609-00000-253		Wine Purchase	\$355.96	6511003	
E 609-00000-251		Liquor Purchase	\$1,862.05	6512225	
E 609-00000-253		Wine Purchase	\$269.70	6512226	
E 609-00000-251		Liquor Purchase	\$830.08	6515988	
E 609-00000-253		Wine Purchase	\$266.65	6515989	
E 609-00000-251		Liquor Purchase	\$208.65	6518923	
E 609-00000-251		Liquor Purchase	\$2,948.38	6520037	
E 609-00000-253		Wine Purchase	\$1,368.74	6520038	
E 609-00000-254		Miscellaneous Purchase	\$124.05	6520039	
		Total	\$8,595.49		
49787	12/29/22	PORTAGE BREWING COMPANY			
E 609-00000-252		Beer Purchase	\$274.50	0031160	
		Total	\$274.50		
49788	12/29/22	SCOTT RAND			
G 101-22075		Holiday Decorating Conte	\$100.00		CHRISTMAS LIGHTING CONTEST - 1ST PLACE
		Total	\$100.00		
49789	12/29/22	RED BULL DISTRIBUTION CO.			

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Batch: 12292022 PAY

Check #	Check Date	Vendor Name	Amount	Invoice	Comment
E 609-00000-254		Miscellaneous Purchase	\$233.28	5004158944	
		Total	\$233.28		
49790	12/29/22	SHAMROCK GROUP, INC.			
E 609-00000-257		Ice For Resale	\$99.00	2842554	
		Total	\$99.00		
49791	12/29/22	SOUTHERN GLAZER'S OF MN			
E 609-00000-253		Wine Purchase	(\$80.00)	0082652	
E 609-00000-251		Liquor Purchase	\$1,281.02	2290248	
E 609-00000-253		Wine Purchase	\$281.62	2290249	
E 609-00000-251		Liquor Purchase	\$1,426.45	2292612	
E 609-00000-254		Miscellaneous Purchase	\$37.42	2292613	
E 609-00000-253		Wine Purchase	\$613.08	2292614	
E 609-00000-251		Liquor Purchase	\$915.27	2295874	
E 609-00000-252		Beer Purchase	\$27.28	2295875	
E 609-00000-253		Wine Purchase	\$2,005.94	2295876	
E 609-00000-253		Wine Purchase	\$921.92	5091177	
		Total	\$7,430.00		
49792	12/29/22	SPRINT			
E 101-43100-321		Telephone	\$25.68	495076029-2	NOV-DEC 2022 CELL SERVICE
E 101-45200-321		Telephone	\$25.68	495076029-2	NOV-DEC 2022 CELL SERVICE
E 651-00000-321		Telephone	\$4.89	495076029-2	NOV-DEC 2022 CELL SERVICE
E 730-00000-321		Telephone	\$33.01	495076029-2	NOV-DEC 2022 CELL SERVICE
E 770-00000-321		Telephone	\$33.01	495076029-2	NOV-DEC 2022 CELL SERVICE
		Total	\$122.27		
49793	12/29/22	ST CROIX RECREATION FUN			
E 101-45200-400		General Maintenance	\$4,220.04	6140	GARBAGE RECEPTACLES - PARKS
		Total	\$4,220.04		
49794	12/29/22	STARRY EYED BREWING CO., LLC			
E 609-00000-252		Beer Purchase	\$138.00	1301	
		Total	\$138.00		
49795	12/29/22	TOSHIBA BUSINESS SOLUTIONS			
E 101-41500-350		Print/Binding	\$61.01	5915718	DEC 2022 COPIER MAINTENANCE
		Total	\$61.01		
49796	12/29/22	VINOCOPIA			
E 609-00000-253		Wine Purchase	\$271.50	0319391-IN	
		Total	\$271.50		
49797	12/29/22	WALTERS RECYCLING & REFUSE			
E 101-41500-384		Refuse/Garbage Disposal	\$155.70	6605623	DEC 2022 SERVICES
E 101-43100-384		Refuse/Garbage Disposal	\$43.86	6605623	DEC 2022 SERVICES
E 101-45200-384		Refuse/Garbage Disposal	\$43.86	6605623	DEC 2022 SERVICES
E 651-00000-384		Refuse/Garbage Disposal	\$8.35	6605623	DEC 2022 SERVICES
E 730-00000-384		Refuse/Garbage Disposal	\$56.39	6605623	DEC 2022 SERVICES
E 770-00000-384		Refuse/Garbage Disposal	\$56.39	6605623	DEC 2022 SERVICES
E 609-00000-384		Refuse/Garbage Disposal	\$250.70	6605623	DEC 2022 SERVICES

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Batch: 12292022 PAY

Check #	Check Date	Vendor Name	Amount	Invoice	Comment
Total			\$615.25		
49798	12/29/22	WINE MERCHANTS			
E 609-00000-253		Wine Purchase	\$518.75	7407536	
E 609-00000-253		Wine Purchase	\$121.35	7409711	
Total			\$640.10		
10100 4M FUND			\$150,135.90		

Fund Summary

<u>10100 4M FUND</u>		
101 GENERAL FUND		\$35,961.95
423 2023 STREET IMPROVEMENTS		\$3,025.00
609 MUNICIPAL LIQUOR FUND		\$106,289.89
651 STORM WATER FUND		\$3,353.24
730 WATER FUND		\$1,416.42
770 SEWER FUND		\$89.40
		<u>\$150,135.90</u>

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Batch: 01052023 PAY

Check #	Check Date	Vendor Name	Amount	Invoice	Comment
10100 4M FUND					
49799	01/05/23	ALLIED GENERATORS			
E 770-00000-500		Capital Expenditures	\$64,750.00	32958	EMERGENCY GENERATORS - LIFT STATIONS
		Total	\$64,750.00		
49800	01/05/23	BANYON DATA SYSTEMS INC			
E 101-41500-327		Annual Technology Mainte	\$1,875.00	163516	2023 SOFTWARE SUPPORT
E 651-00000-327		Annual Technology Mainte	\$84.00	163516	2023 SOFTWARE SUPPORT
E 730-00000-327		Annual Technology Mainte	\$378.00	163516	2023 SOFTWARE SUPPORT
E 770-00000-327		Annual Technology Mainte	\$378.00	163516	2023 SOFTWARE SUPPORT
		Total	\$2,715.00		
49801	01/05/23	BOND TRUST SERVICES CORP			
E 730-00000-601		Bond Principal	\$30,000.00	75698	GO UR BONDS, SERIES 2010A
E 730-00000-611		Bond Interest	\$2,175.00	75698	GO UR BONDS, SERIES 2010A
E 770-00000-601		Bond Principal	\$50,000.00	75698	GO UR BONDS, SERIES 2010A
E 770-00000-611		Bond Interest	\$3,900.00	75698	GO UR BONDS, SERIES 2010A
E 591-60000-601		Bond Principal	\$49,332.00	75699	GO IMP BONDS, SERIES 2014A
E 591-60000-611		Bond Interest	\$6,101.75	75699	GO IMP BONDS, SERIES 2014A
E 651-00000-601		Bond Principal	\$10,668.00	75699	GO IMP BONDS, SERIES 2014A
E 651-00000-611		Bond Interest	\$1,319.50	75699	GO IMP BONDS, SERIES 2014A
E 592-60000-601		Bond Principal	\$80,000.00	75700	GO IMP BONDS, SERIES 2017A
E 592-60000-611		Bond Interest	\$14,700.00	75700	GO IMP BONDS, SERIES 2017A
E 730-00000-620		Fiscal Agent s Fees	\$230.00	76773	GO UR BONDS, SERIES 2010A
E 770-00000-620		Fiscal Agent s Fees	\$345.00	76773	GO UR BONDS, SERIES 2010A
E 591-60000-620		Fiscal Agent s Fees	\$390.55	76774	GO IMP BONDS, SERIES 2014A
E 651-00000-620		Fiscal Agent s Fees	\$84.45	76774	GO IMP BONDS, SERIES 2014A
		Total	\$249,246.25		
49802	01/05/23	CENTENNIAL LAKES PD			
E 101-42110-230		Contracted Services	\$80,518.67		JAN 2023 MONTHLY POLICE SERVICES
		Total	\$80,518.67		
49803	01/05/23	DEPUTY REGISTRAR #150			
E 101-43100-430		Miscellaneous	\$41.25		TABS - 2012 TRAILER
		Total	\$41.25		
49804	01/05/23	EMBEDDED SYSTEMS INC			
E 101-41500-410		Sirens/Flags	\$290.58	344438	JAN-JUNE 2023 SIRENS MAINTENANCE
		Total	\$290.58		
49805	01/05/23	ESRI			
E 101-41500-327		Annual Technology Mainte	\$197.66	94389794	ARC GIS LICENSES
E 730-00000-327		Annual Technology Mainte	\$197.67	94389794	ARC GIS LICENSES
E 770-00000-327		Annual Technology Mainte	\$197.67	94389794	ARC GIS LICENSES
		Total	\$593.00		
49806	01/05/23	METROPOLITAN COUNCIL			
E 770-00000-389		MWCC Charges	\$12,142.13	0001148945	JAN 2023 SEWER CHARGES
		Total	\$12,142.13		
49807	01/05/23	METRO CHIEF FIRE OFFICERS			

CITY OF LEXINGTON

12/29/22 10:57 AM

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***Check Detail Register©**

Batch: 01052023 PAY

Check #	Check Date	Vendor Name	Amount	Invoice	Comment
E 101-42260-433		Dues and Subscriptions	\$100.00	2023	2023 DUES - E. EDWARDS
		Total	\$100.00		
49808	01/05/23	METROPOLITAN LIFE INS CO			
E 101-41500-160		Health/Dental Insurance	\$170.85		JAN 2023 PREMIUM
E 101-43100-160		Health/Dental Insurance	\$62.02		JAN 2023 PREMIUM
E 101-45200-160		Health/Dental Insurance	\$41.35		JAN 2023 PREMIUM
E 609-00000-160		Health/Dental Insurance	\$139.26		JAN 2023 PREMIUM
		Total	\$413.48		
49809	01/05/23	MN STATE FIRE CHIEFS ASSOC.			
E 101-42260-433		Dues and Subscriptions	\$220.00	5162	2023 DUES
		Total	\$220.00		
49810	01/05/23	MN STATE FIRE DEPT. ASSOC.			
E 101-42260-433		Dues and Subscriptions	\$175.00	2023	2023 MSFDA MEMBERSHIP DUES
		Total	\$175.00		
49811	01/05/23	NCPERS GROUP LIFE INS.			
G 101-21724		Life Insurance	\$80.00	58680001202	JANUARY 2023 PREMIUM
		Total	\$80.00		
49812	01/05/23	BILL PETRACEK			
E 101-41500-205		Mileage Reimbursement	\$200.00		FEBRUARY 2023
E 101-41500-321		Telephone	\$100.00		FEBRUARY 2023
		Total	\$300.00		
49813	01/05/23	QUAD AREA CHAMBER OF COMMERCE			
E 101-41500-433		Dues and Subscriptions	\$150.00	1525	2023 DUES
		Total	\$150.00		
49814	01/05/23	TARGET SOLUTIONS LEARNING, LLC			
E 101-42260-208		Training and Instruction	\$1,224.93	INV64212	2023 TRAINING SUPPORT
		Total	\$1,224.93		
		10100 4M FUND	\$412,960.29		

Fund Summary

10100 4M FUND

101 GENERAL FUND	\$85,447.31
591 14 STREET-VARIOUS	\$55,824.30
592 15 STREET-VARIOUS	\$94,700.00
609 MUNICIPAL LIQUOR FUND	\$139.26
651 STORM WATER FUND	\$12,155.95
730 WATER FUND	\$32,980.67
770 SEWER FUND	\$131,712.80
	\$412,960.29

Report Criteria:

Report type: Summary

Check Number	Check Issue Date	Payee	Amount
14580	12/13/2022	CONNEXUS ENERGY	1,558.50
14581	12/13/2022	IMAGE PRINTING & GRAPHICS, INC	156.76
14582	12/13/2022	MIDWAY FORD INC	1,775.98
14583	12/13/2022	TRI-COUNTY LAW ENFORCEMENT ASSN	75.00
2022095	12/13/2022	DEARBORN NATIONAL	1,884.49
Grand Totals:			5,450.73

From: Pay.Equity@state.mn.us
Sent: Tuesday, December 13, 2022 8:09 PM
To: Chris Galiov
Cc: Pay.Equity@state.mn.us
Subject: Jur ID 668 - Pay Equity Report Due January 31, 2023

Caution: This email originated outside our organization; please use caution.

Lexington,

The Local Government Pay Equity Act, M.S. 471.991-471.999 and Minnesota Rules, Chapter 3920 require local government jurisdictions to submit a pay equity report to the State of Minnesota every three years. Your next report is due January 31, 2023. This report must show data in place as of December 31, 2022. Jurisdictions who do not submit a report on or before January 31, 2023, will be out of compliance. There are no provisions in the law for any up-front exceptions to the deadline. Approval from the governing body is required to submit a report; please plan accordingly.

As a reminder, do not report elected officials. Only report employees working a minimum of 14 hours per week, and 67 days in a calendar year (100 days for a full-time student). If your jurisdiction has no employees to report, please access the system, create a new case, and select "No Jobs Meet Requirement to Report". You will be taken to the implementation form to complete the process.

Once Minnesota Management and Budget reviews your report, you will receive a notice informing you whether your jurisdiction is "in compliance" or "out of compliance." No penalties or other negative consequences will occur before you receive a formal notice of non-compliance. Please note you may also receive a request for additional information about your report if there is incorrect information, or if clarification is needed to evaluate your report. Please respond to these requests as soon as possible.

Jurisdictions receiving a notice of non-compliance will have an opportunity to make adjustments to achieve compliance. A jurisdiction which remains out of compliance, past the grace period specified in the notice, will receive a second notice of non-compliance and will be subject to a penalty. The penalty is a five percent reduction in state aid payments or \$100 per day, whichever is greater, from January 1, 2023.

The URL to access the Minnesota Pay Equity Management System is:
<https://mn.gov/mmbapps/PayEquity/LogIn.aspx>

Please note that all materials required to report are located on the Local Government Pay Equity Webpage. The spreadsheet to upload job data is also listed on this site. For step-by-step instructions and additional information, please refer to the Local Government Pay Equity webpage at: <https://mn.gov/mmb/employee-relations/compensation/laws/local-gov/local-gov-pay-equity/>.

After reviewing the materials on the Local Government Pay Equity webpage, if you have questions, or need additional support please send an email to pay.equity@state.mn.us. Our goal is to answer all requests with 24-48 hours, however due to the volume of requests coming in it may take longer, we appreciate your patience, and thank you for complying with the 1984 Local Government Pay Equity Act

Sincerely,

The Office of Minnesota Management & Budget
Local Government Pay Equity
651-259-3805(office)

Compliance Report

Jurisdiction: Lexington
9180 Lexington Avenue

Lexington, MN 55014

Report Year: 2023
Case: 1 - 2023 DATA (Private (Jur
Only))

Contact: Bill Petracek

Phone: (763) 784-2792

E-Mail: bill.petracek@cityoflexi
ngtonmn.org

The statistical analysis, salary range and exceptional service pay test results are shown below. Part I is general information from your pay equity report data. Parts II, III and IV give you the test results.

For more detail on each test, refer to the Guide to Pay Equity Compliance and Computer Reports.

I. GENERAL JOB CLASS INFORMATION

	Male Classes	Female Classes	Balanced Classes	All Job Classes
# Job Classes	6	2	1	9
# Employees	14	2	2	18
Avg. Max Monthly Pay per employee	4426.43	4903.50		4491.50

II. STATISTICAL ANALYSIS TEST

A. Underpayment Ratio = 0 *

	Male Classes	Female Classes
a. # At or above Predicted Pay	4	2
b. # Below Predicted Pay	2	0
c. TOTAL	6	2
d. % Below Predicted Pay (b divided by c = d)	33.33	0.00

*(Result is % of male classes below predicted pay divided by % of female classes below predicted pay.)

B. T-test Results

Degrees of Freedom (DF) = 14	Value of T = -6.403
------------------------------	---------------------

a. Avg. diff. in pay from predicted pay for male jobs = 56

b. Avg. diff. in pay from predicted pay for female jobs = 947

III. SALARY RANGE TEST = 100.00 (Result is A divided by B)

A. Avg. # of years to max salary for male jobs = 5.00

B. Avg. # of years to max salary for female jobs = 5.00

IV. EXCEPTIONAL SERVICE PAY TEST = 0.00 (Result is B divided by A)

A. % of male classes receiving ESP = 0.00 *

B. % of female classes receiving ESP = 0.00

*(If 20% or less, test result will be 0.00)

Pay Equity Implementation Report

Part A: Jurisdiction Identification

Jurisdiction: Lexington
9180 Lexington Avenue

Lexington, MN 55014

Jurisdiction Type: City

Contact: Bill Petracek

Phone: (763) 784-2792

E-Mail: bill.petracek@cityoflexingtonmn.org

Contact: Hristo Galiov

Phone: (763) 784-2792

E-Mail: chris.galiov@cityoflexingtonmn.org

Part B: Official Verification

1. The job evaluation system used measured skill, effort responsibility and working conditions and the same system was used for all classes of employees.

The system was used: State Job Match

Description:

2. Health Insurance benefits for male and female classes of comparable value have been evaluated and:
There is no difference and female classes are not at a disadvantage.

3. An official notice has been posted at:

Lexington City Hall

(prominent location)

informing employees that the Pay Equity Implementation Report has been filed and is available to employees upon request. A copy of the notice has been sent to each exclusive representative, if any, and also to the public library.

The report was approved by:

Lexington City Council

(governing body)

Gary Grote

(chief elected official)

Mayor

(title)

Part C: Total Payroll

\$974957.52

is the annual payroll for the calendar year just ended December 31.

- [] Checking this box indicates the following:

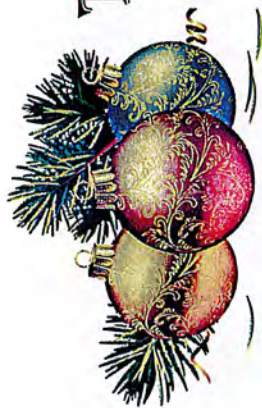
- signature of chief elected official
- approval by governing body
- all information is complete and accurate, and
- all employees over which the jurisdiction has final budgetary authority are included

Date Submitted:12/27/2022



**LEXINGTON'S
20TH ANNUAL
LIGHTING CONTEST**

THIS CERTIFICATE IS AWARDED TO



**SCOTT RAND
8919 NAPLES AVE**

IN RECOGNITION OF YOUR LIGHTING TALENTS

*OUR GRATITUDE GOES OUT TO THE LEXINGTON FIRE RELIEF
ASSOCIATION FOR THEIR GENEROUS DONATION OF PRIZE FUNDS*
City of Lexington



Mayor Gary Grote

Date



**LEXINGTON'S
20TH ANNUAL
LIGHTING CONTEST**



**THIS CERTIFICATE IS AWARDED TO
DONALD CHRISTENSEN & JANICE HEONEN
4040 RESTWOOD ROAD**

IN RECOGNITION OF YOUR LIGHTING TALENTS

*OUR GRATITUDE GOES OUT TO THE LEXINGTON FIRE RELIEF
ASSOCIATION FOR THEIR GENEROUS DONATION OF PRIZE FUNDS
City of Lexington*

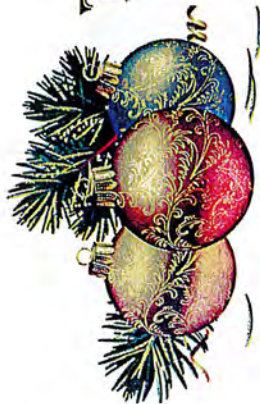


Mayor Gary Grote

Date



**LEXINGTON'S
20TH ANNUAL
LIGHTING CONTEST**



THIS CERTIFICATE IS AWARDED TO

**JOE & KARLI MORRISON
8974 JACKSON AVE**

IN RECOGNITION OF YOUR LIGHTING TALENTS


*OUR GRATITUDE GOES OUT TO THE LEXINGTON FIRE RELIEF
ASSOCIATION FOR THEIR GENEROUS DONATION OF PRIZE FUNDS*
City of Lexington



Date

Mayor Gary Grote

To: Lexington City Council.
From: Bill Petracek, City Administrator
Date: December 27, 2022
Re: Resolution 23-01 - Appointees



The City Council needs to have an open discussion on Resolution 23-01 about the vacant Board positions that need to be filled by members of the Council. You will need to decide which members are best suited to represent the Lexington City Council for the various open positions, and you may want to change current appointments based on experience, knowledge, and availability of each Councilmember for the year 2023.

Positions that need to be filled:

1. Anoka County Fire Protection Council – Vacant Alternate Elected Official Director
2. Identity Theft Committee – Vacant Councilmember
3. Park Board Council Representative – Vacant
4. Planning & Zoning Council Representative – Vacant

**CITY OF LEXINGTON
COUNTY OF ANOKA
STATE OF MINNESOTA**

RESOLUTION NO. 23-01

RESOLUTION APPROVING THE NAMING OF APPOINTEES FOR 2023

WHEREAS, Lexington City Code authorizes the Mayor to make annual appointments at the first regular meeting in January of each year, and:

WHEREAS, such appointments must be confirmed by the City Council.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LEXINGTON, ANOKA COUNTY, STATE OF MINNESOTA, as follows:

POSITION

APPOINTEE

AIRPORT COMMISSION:

Councilmember Kim Devries

**ANOKA COUNTY FIRE PROTECTION
COUNCIL:**

Mayor Gary Grote
Fire Chief Edwards

Alternate Elected Official Director:

Councilmember - vacant

ATTORNEY:

Administration/Prosecution; Personnel/Labor

Kurt Glaser; Berglund, Baumgartner, Kimball &
Glaser, LLC

AUDITOR:

Abdo, Eich & Meyers, LLP

BUILDING INSPECTOR:

Inspectron, Inc.

CABLE COMMISSION:

Vice Mayor Brandon Winge

COUNTY HRA:

Councilmember Diane Harris
City Administrator Petracek

EMERGENCY PREPAREDNESS:

Police Chief Mork

	Fire Chief Edwards City Administrator Petracek Mayor Gary Grote
ENGINEER:	MSA
FIRE RELIEF EX-OFFICIO TRUSTEE:	Mayor Gary Grote Council Member Diane Harris City Administrator Petracek
IDENTIFY THEFT COMMITTEE: Program Administrator:	Councilmember - vacant City Administrator Petracek
OFFICIAL DEPOSITORIES:	4M Fund/US Bank RBC Wealth Management Ehlers Investment Partners
OFFICIAL NEWSPAPER:	Quad Community Press
DATA PRACTICES AUTHORITY:	City Administrator Petracek
PARK BOARD: Members:	Council Member -vacant Michelle Koch (term ends 12/31/25) Chair Gloria Murphy (term ends 12/31/25) Sharon Ginter (term ends 12/31/25) Vacant (term ends 12/31/24) Marlene Rose (term ends 12/31/24)
PERSONNEL COMMITTEE:	Mayor Gary Grote Councilmember Diane Harris Councilmember Brandon Winge – alternate
PLANNING COMMISSION: Ex-Officio & Board of Appeals/ Adjustments Members:	Councilmember - vacant John Bautch (term ends 12/31/24) Gloria Murphy (term ends 12/31/24) Michelle Koch (term ends 12/31/24) Ron Thorson (term ends 12/31/23) Vacant (term ends 12/31/23)
POLICE GOVERNING BOARD:	Mayor Gary Grote Council Member Diane Harris City Administrator Petracek

Alternate Police Governing Board Member:

Councilmember Kim Devries

POLICE INTERVIEW BOARD:

Governing Board - Volunteers at Large

VICE MAYOR:

Councilmember Brandon Winge

WEED INSPECTOR:

Public Works Fischer

CITY FORESTER:

Metro Tree and Crane Service

PASSED by the Lexington City Council this the 5th day of January 2023.

ATTEST:

Gary Grote, Mayor

Bill Petracek, City Administrator

**CITY OF LEXINGTON
COUNTY OF ANOKA
STATE OF MINNESOTA**

RESOLUTION NO. 23-02

A RESOLUTION ADOPTING FEE SCHEDULE

WHEREAS, Section 6.04 Fixing License Fees of the Lexington City Code mandates all fees for licenses, late fee penalties, investigation of applicants and administrative penalties shall be fixed and determined by the Council, adopted by resolution, and uniformly enforced; and

WHEREAS, Section 6.04 Fixing License Fees further states “Such license fees may, from time-to-time, be amended by the Council by resolution”; and

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF LEXINGTON, ANOKA COUNTY, STATE OF MINNESOTA, as follows:

CHAPTER 2 ADMINISTRATION AND GENERAL GOVERNMENT

<u>DESCRIPTION</u>	<u>FEE</u>
Election Filing Fee	\$2.00
Administrative Charge	15% of the amount billed/assessed
Returned Item/NSF Fee	up to \$30.00

CHAPTER 3 MUNICIPAL UTILITIES

<u>DESCRIPTION</u>	<u>FEE</u>
Water	
Base per quarter	\$18.52
Residential usage per quarter	0-15,000 gal \$3.01 15,001-30,000 gal \$3.72 30,001-40,000 gal \$4.97 40,000+ gal \$6.89
Commercial usage per quarter	0-15,000 gal \$3.01 15,001-30,000 gal \$3.72 30,001-40,000 gal \$4.97 40,000 + gal \$6.89
Sewer	
Base per quarter	\$13.02
Per 1000 gal water usage per quarter	\$3.53

Seniors per quarter	\$35.89
Sewer only (unmetered water)	\$59.59

Storm Sewer

Equivalent Residential Unit (ERU)	\$20.81
-----------------------------------	---------

Purchase of Water Meter	City Cost + 10% Administration Fees
Delinquent Bills-Penalty	10% of unpaid bills
Certified Bills	15% of unpaid bills
Connection to Sewer System	
New Residential	\$1,500 per Residential Equivalent Unit
New Commercial	\$1,600
Sewer Disconnect/Reconnect	
Residential	\$100.00
Commercial	\$150.00
Sewer Disconnect/Reconnect Non-Payment	
Residential	\$150.00
Commercial	\$200.00
Sewer Line Break	\$100.00
Connection to Water System	
New Residential	\$1,800.00 per Residential Equivalent Unit
New Commercial	\$1,900
Water Disconnect/Reconnect	
Residential	\$100.00
Commercial	\$150.00
Water Disconnect/Reconnect Non-Payment	
Residential	\$150.00
Commercial	\$200.00
Water Line Break	\$100.00
SAC Charge	\$2,485.00
Fire Hydrant Water Meter	
Deposit	\$1,000.00
Rental	\$25.00/mo + Usage at Commercial Rates

CHAPTER 4 CONSTRUCTION, LICENSING, PERMITS & REGULATIONS**

DESCRIPTION

FEE

Building Permits Valuation	See Table 1-A (page 9)
Building Permits Surcharge	\$1.00 / 0.05% of valuation
Demolition Fee	\$250.00 / 1.5% of valuation
(Excludes manufactured homes)	
Drain Tile System	Based upon valuation

Driveway (construct, reconstruct, alter, or modify)	\$60.00
Grading	See Table A-33-A&B (Page 10)
Fence	\$60.00 (See Chapter 11)
Fire Suppression	
Residential Sprinkler/Fire Suppression	Permit required – fee is waived
Rental Property and/or Commercial	Permit required - \$75.00 minimum charge
Other Sprinkler/Fire Suppression	Contract cost of sprinkler/fire suppression system multiplied by 3.25% (Includes plan review by Building Official, Fire Department and State of MN.)
Plumbing	<p>\$5.00 per each fixture, device or connection to the sewer or plumbing system, with a minimum charge of \$40.00.</p> <p>Alterations, repairs or extensions to an existing plumbing system, (where the work is of such a nature that the permit fee charge cannot be determined from the above schedule), permit fee is \$40.00 for the first \$500.00 or fraction thereof, plus \$15.00 for each additional \$500.00 or fraction thereof of the total market value of such alteration, repair or extension.</p> <p>Commercial, industrial or institutional plumbing permit fee is 2% of the total cost of labor and materials or a minimum of \$40.00, whichever is greater.</p>
Mechanical	<p>Residential dwelling permit is \$20.00 for each of the following units but not to exceed \$140.00, minimum charge of \$40.00:</p> <ul style="list-style-type: none"> ▪ Air conditioner ▪ Air Exchanger ▪ Duct Work ▪ Gas Boiler ▪ Gas Pool Heater ▪ Gas Stove/Range ▪ Main Gas Line Piping ▪ Boiler ▪ Gas Dryer ▪ Gas Fireplace/Gas Log (Install in regular fireplace) ▪ Gas Furnace ▪ Gas Wall Heater/Garage Heater ▪ Miscellaneous Mechanical Fixtures ▪ Wood Fireplace <p>Commercial, industrial or institutional building permits: 2% of the total cost of labor and materials of the heating, ventilation and air conditioning work to be completed or a minimum of \$40.00 whichever is greater.</p>
Manufactured Home Placement/On Site Demo	\$100.00
Plan Review Fee	65% of building permit fee

Permanent Pool	
In-ground	\$345.00
Above ground	\$145.00
(Both mechanical and plumbing included)	
Roofing	
1 or 2 Family Only	\$145.00
(Permit fee includes roofing of all buildings on 1 or 2 family residential properties provided that all roofing projects are completed within 6 months from the time the permit is issued.)	
Commercial	1.5% of valuation
Siding	
1 or 2 Family Only, Garage	\$145.00
(Lap, wood, metal, vinyl & composite, <i>excludes</i> stucco, brick & other masonry products)	
Window Replacement	Based upon valuation
(Size of opening change only)	
Moving of Structure	\$50.00 plus 2.5% of valuation
Driveway (Sealant - no coal tar allowed)	\$50.00
Do it yourself	Fee waived
Underground Sprinkler/ Irrigation System	\$100.00

****All of the above stated fees are subject to State of Minnesota surcharge fees.**

Work commenced without first obtaining a permit shall be charged an administrative fee equal to permit fees in addition to normal permit fees.

CHAPTER 5 BEER, WINE AND LIQUOR LICENSING

Liquor, Intoxicating (**Including 3.2 or More for Beer**) The completed application is required on or before June 30th. An incomplete application or any part thereof received on or after July 1st will incur a 10% fee for expedited processing.

<u>DESCRIPTION</u>	<u>FEE</u>
Liquor On Sale (Sunday)	\$200.00
Liquor General On Sale	\$9,000.00
Liquor Restaurant On Sale	\$6,000.00
Wine On Sale	\$600.00
Wine On Sale Sunday	\$200.00
Beer On Sale	\$300.00
Beer Off Sale	\$200.00
Temporary On Sale 3.2 Beer	\$100.00 daily
Temporary On Sale (Intoxicating liquor)	\$100.00 daily
Temporary On Sale Consumption & Display Permit	\$25.00 daily
Consumption & Display Permit	\$300.00 annual
Culinary Class Limited On Sale	\$50.00 daily
Brew Pub On Sale	\$600.00
Application Fee – All license types	\$100.00
Preliminary Background & Financial Investigation	\$500.00

Comprehensive Background and Financial Investigation Bond	\$10,000.00
Duplicate License	\$25.00
Lawful Gambling	10% contribution to city

The completed renewal application is required on or before the deadline set by ordinance. Application, or incomplete applications submitted after the deadline will incur an additional 10% fee for expedited processing.

CHAPTER 6 OTHER BUSINESS REGULATIONS AND LICENSING

<u>DESCRIPTION</u>	<u>FEE</u>
Adult Entertainment Business	\$500.00*
Adult Entertainment Business Background Check/Investigation	\$1,500.00
Assessment Search	\$15.00
Amusement Devices	\$15.00
Commercial Business - New/Renewal	\$100.00*
Commercial Business Background Check	\$100.00
Annual Entertainment License	\$200.00*
Single Use Special Event Permit	\$300.00**
General Contractors License	\$75.00
Temporary Business License	\$75.00/month (five (5) month maximum)
Kennel (4 or more dogs)	\$100.00
Motor Vehicle Sales	\$500.00*
Peddler License/Background Check	\$100.00 for application plus \$100/person plus \$100.00/person(s) for background check
Refuse	\$100.00 flat fee plus \$75.00/truck*
Sauna/Dayspa/Massage Business License	\$270.00*
Massage Therapist Certification Application/Background Check	\$85.00* \$80.00
Massage Therapist Renewal/Annual Certificate	\$55.00*
Tobacco	\$100.00*
Vending Machines	\$150.00*

**The completed renewal application is required on or before June 30th. An incomplete application or any part thereof received on or after July 1st will incur a \$50.00 fee for expedited processing.*

Applications received on or after August 1st will incur a \$100.00 fee for expedited processing.

***Registered charities that wish to have the fee waived must present proof for status in lieu of fee.*

CHAPTER 8 TRAFFIC REGULATIONS

<u>DESCRIPTION</u>	<u>FEE</u>
Overweight Permits	\$50.00 per contractor

CHAPTER 10 PUBLIC PROTECTION

<u>DESCRIPTION</u>	<u>FEE</u>
Chicken Permit	\$75.00
Fireworks	
Commercial	\$350.00
Retail	\$100.00
Open Burning Permit	\$25.00
Dangerous Dog Registration	\$300.00
Illegal Dumping on Public Property	\$700.00 plus cleanup costs

CHAPTER 11 ZONING

<u>DESCRIPTION</u>	<u>FEE</u>	<u>ESCROW DEPOSIT*</u>
Comprehensive Plan Amendment	\$300.00	\$300.00
Conditional Use Permit	\$250.00	\$300.00/Residential \$500.00/Commercial
Exception – Required Parking	\$100.00	\$300.00/Residential \$500.00/Commercial
Fence	\$60.00	
Park Dedication	Per Ord. Section 12.51 Dedication of Land or Contribution in Cash for Public Purposes	
Planned Unit Development (PUD)	\$750.00	\$1,500
Rezoning	\$300.00	\$500.00
Sign Permit	\$50.00 or 1.5% of cost	
Sign Permit Temporary	\$50.00	
Vacation (To vacate Streets, easements, etc.)	\$250.00	\$300.00
Variance	\$250.00	\$300.00/Residential \$500.00/Commercial

CHAPTER 12 PLATTING

<u>DESCRIPTION</u>	<u>FEE</u>	<u>ESCROW DEPOSIT*</u>
Subdivision:		
Preliminary Plat	\$375.00	\$25.00/Lot
	\$650.00	\$1,000.00 for more than 5 Lots
Final Plat	\$200.00	
Major Subdivision	\$500.00	\$3,000.00
Minor Subdivision/Lot Split	\$250.00	\$300.00
Site Plan Review Commercial	\$250.00	\$500.00

* Deposits may be estimated by the Zoning Administrator after consulting with the City Attorney, City Engineer and City Planner. If the estimated deposit amount is greater than listed above, the Zoning Administrator shall seek the advice of the Mayor and Council.

CHAPTER 15 PROPERTY MAINTENANCE REGULATIONS

<u>DESCRIPTION:</u>	<u>FEE:</u>
Rental Dwelling Licensing Application Fee	\$100.00 New/Renewal
Inspection Fee	
Single Family	\$100.00
Single Family Re-inspection	\$50.00
Twin Home	\$150.00
Twin Home Re-inspection	\$50.00
Manufactured Home	\$50.00
Manufactured Home Re-inspection	\$50.00
Multiple Family (2 units or more) Building	\$200.00 plus \$ 35.00 per unit
Multiple Family (2 units or more) Building	
Re-inspection – Bldg.	\$50.00
Re-inspection – Unit	\$25.00
No Show for Inspection	\$60.00
Complaint Inspection	\$60.00

CHAPTER 16 PUBLIC RIGHT OF WAY

Schedule Attached

See Pages 11-12

CHAPTER 26 USER CHARGE FOR EXCESSIVE CONSUMPTION OF LAW ENFORCEMENT SERVICES

Law Enforcement Personnel	\$67.00 per hour
Legal Fees	\$95.00 per hour
Out of Pocket Costs	Actual costs plus 5% for Administrative

LEXINGTON EMPLOYEE HANDBOOK

DESCRIPTION:

FEE:

Photo Copy & Research	\$0.20 per page
Minimum	\$2.00
Notary Public Services	\$5.00
Public Works Laborer Charge	\$100.00/hr.

FEE SCHEDULE FOR USE OF LEXINGTON FACILITIES

FACILITIES AVAILABLE:

- City Hall Community Room (Groups 1-4)
- Lexington Memorial Park Ball Fields (Group 5)

CLASSIFICATION AND PRIORITY USERS:

- Group 1: City Council and other official boards and commissioners of the City of Lexington, Anoka County Groups and the Lovell Building Tenants
- Group 2: Area Civic and non-profit organizations.
- Group 3: Resident rentals for private parties or meetings.
- Group 4: Lexington private industry or commercial use; Non-resident rentals for private parties or meetings.
- Group 5: School Districts – Athletic Events

RENTAL RATES:

- Group 1: No Charge
- Group 2: No Charge
- Group 3: \$ 25.00 Per Hour with 2 Hour Minimum
- Group 4: \$ 50.00 Per Hour with 2 Hour Minimum
- Group 5: \$ 1,000.00 for each sanctioned event, damage deposit is waived

All Groups: \$ 300.00 Damage Deposit Required
(A \$ 200.00 Cleaning Charge will be deducted from the damage deposit if employees are required to clean the facility.)

TABLE 1-A - BUILDING PERMIT FEES

TOTAL VALUATION	FEE	
\$1.00 TO \$1,000.00	\$ 55.00	
\$1,100.00 TO \$2,000.00.....	\$ 55.06	For the first \$1,100.00 plus \$4.01 for each additional 100.00 or fraction thereof, to and including \$2,000.00
\$2,001.00 to \$25,000.00	\$ 91.00	For the first \$2,000.00 plus \$18.38 for each additional \$1,000.00, or fraction thereof, to and including \$25,000.00
25,001.00 to \$50,000.00	\$513.75	For the first \$25,000.00 plus \$13.26 for each additional \$1,000.00 or fraction thereof, to and including \$50,000.00
\$50,001.00 to \$100,000.00	\$845.20	For the first \$50,000.00 plus \$9.19 for each additional \$1,000.00, or fraction thereof, to and including \$100,000.00
\$100,001.00 to \$500,000.00	\$1,304.57	For the first \$100,000.00 plus \$7.35 for each additional \$1,000.00, or fraction thereof, and including \$500,000.00
\$500,001.00 to \$1,000,000.00	\$4,244.57	For the first \$500,000.00 plus \$6.24 for each additional \$1,000.00, or fraction thereof, to and including \$1,000,000.00
\$1,000,001.00 and up	\$7,361.49	For the first \$1,000,000.00 plus \$4.79 for each additional \$1,000.00, or fraction thereof
Other Inspections and Fees:		
1. Inspections outside of normal business hours (minimum charge – two (2) hours).....	\$60.00 per hour	
2. Reinspection fees assessed under provisions of Section 305.8	\$60.00 per hour	
3. Inspections for which no fee is specifically indicated	\$60.00 per hour	

TABLE A-33-A GRADING PLAN REVIEW FEES

50 cubic yards (38.2 m ³) or less: No fee
51 to 100 cubic yards (40 m ³ to 76.5 m ³) \$23.50
101 to 1,000 cubic yards (77.2 m ³ to 764.6 m ³) \$37.00
1,001 to 10,000 cubic yards (765.3 m ³ to 7645.5 m ³): \$49.25
10,001 to 100,000 cubic yards (7646.3 m ³ to 76 455 m ³)- \$49.25 for the first 10,000 cubic yards (7645.5 m ³), plus \$24.50 for each additional 10,000 yards (7645.5 m ³) or fraction thereof.
100,001 to 200,000 cubic yards (76 456 m ³ to 152 911 m ³): \$269.75 for the first 100,000 cubic yards (76 455 m ³), plus \$13.25 for each additional 10,000 cubic yards (7645.5 m ³) or fraction thereof.
200,001 cubic yards (152 912 m ³) or more: \$402.25 for the first 200,000 cubic yards (152 911 m ³), plus \$7.25 for each additional 10,000 cubic yards (7645.5 m ³) or fraction thereof.
Other Fees: Additional plan review required by changes, additions or revisions to approved plans: \$50.50 per hour *(minimum charge--one-half hour)

*Or the total hourly cost to the jurisdiction, whichever is the greatest. This cost shall include supervision, overhead, equipment, hourly wages and fringe benefits of the employees involved.

TABLE A-33-B GRADING PERMIT FEES¹

50 cubic yards (38.2 m ³) or less \$23.50
51 to 100 cubic yards (40 m ³ to 76.5 m ³) 37.00
101 to 1,000 cubic yards (77.2 m ³ to 764.6 m ³) --\$37.00 for the first 100 cubic yards (76.5 m ³) plus \$17.50 for each additional 100 cubic yards (76.5 m ³) or fraction thereof.
1,001 to 10,000 cubic yards (765.3 m ³ to 7645.5 m ³)--\$194.50 for the first 1,000 cubic yards (764.6 m ³), plus \$14.50 for each additional 1,000 cubic yards (764.6 m ³) or fraction thereof.
10,001 to 100,000 cubic yards (7646.3 m ³ to 76 455 m ³)--\$325.00 for the first 10,000 cubic yards (7645.5 m ³), plus \$66.00 for each additional 10,000 cubic yards (7645.5 m ³) or fraction thereof.
100,001 cubic yards (76 456 m ³) or more--\$919.00 for the first 100,000 cubic yards (76 455 m ³), plus \$36.50 for each additional 10,000 cubic yards (7645.5 m ³) or fraction thereof.
Other Inspections and Fees: 1. Inspections outside of normal business hours: \$50.50 per hour ² (minimum charge two hours) 2. Reinspection fees assessed under provisions of Section 108.8: \$50.50 per hour ² 3. Inspections for which no fee is specifically indicated (minimum charge one-half hour): \$50.50 per hour ² .

¹. The fee for a grading permit authorizing additional work to that under a valid permit shall be the difference between the fee paid for the original permit and the fee shown for the entire project.

². Or the total hourly cost to the jurisdiction, whichever is the greatest. This cost shall include supervision, overhead, equipment, hourly wages and fringe benefits of the employees involved.

COST ESTIMATES FOR ROW FEES

1. Excavation Permit Fees

A. HOLE	Base (\$)	Quantity	Total
Administration	0.25	40	\$ 10.00
Verification			
1) Plan Review	0.5	45	\$ 22.50
2) Inspection			
a) Location Before Work	0.5	30	\$ 15.00
b) Compliance During Work	0.5	30	\$ 15.00
c) Completion After Work	0.5	30	\$ 15.00
d) Re-Inspection	0.25	40	\$ 10.00
3) Testing Result Review			
a) Compaction	0.083	40	\$ 3.32
b) Material	0.083	40	\$ 3.32
4) Mapping			
a) Review Data	0.25	45	\$ 11.25
b) Transfer to AutoCAD	0.25	45	\$ 11.25
c) Insert to Overlay to Tie In	0.25	45	\$ 11.25
Total Cost			\$ 127.89
Proposed Fee			\$ 125.00

B. EMERGENCY HOLE

Administration	0.25	40	\$ 10.00
Inspection After Completion	1.5	30	\$ 45.00
Total Cost			\$ 55.00
Proposed Fee			\$ 55.00

C. TRENCH

Administration	0.25	40	\$ 10.00
Verification			
1) Plan Review	1.5	45	\$ 67.50
2) Inspection			
a) Location Before Work	0.5	30	\$ 15.00
b) Compliance During Work	1.5	30	\$ 45.00
c) Completion After Work	1.5	30	\$ 45.00
d) Re-Inspection	0.75	40	\$ 30.00
3) Testing Result Review			
a) Compaction	0.083	40	\$ 3.32
b) Material	0.083	40	\$ 3.32
4) Mapping			
a) Review Data	0.5	45	\$ 22.50
b) Transfer to AutoCAD	0.25	45	\$ 11.25
c) Insert to Overlay to Tie In	0.5	45	\$ 22.50
Total Cost			\$ 275.39

The average trench is 330 lin. ft. past the width of a hole.

Therefore, the number of 100 lin. ft. (or portion thereof) units is 4.

The cost per 100 lin. ft. unit is $275.40/4 = \$68.85/100'$ unit

Proposed Fees

**\$ 70.00/100 lin. ft.
(plus hole fee)**

1. Obstruction Permit Fee

A.	Administration	0.25	40	\$ 10.00
B.	Recording	0.25	40	\$ 10.00
C.	Review	0.75	45	\$ 33.75
Minimum Base Coat				
Proposed Base Fee				\$ 53.75
Plus Additional Fee Based on Length				\$ 50.00
Inspection				
1)	Compliance During Work	1.5	30	\$ 45.00
2)	Completion After	0.25	30	\$ 7.50
Additional Fee on Assumed 1000 ft. Permit				= \$ 52.50
Additional Cost Per Lineal Foot = \$52.50/1000				= 0.0525

Proposed Fee = \$50.00 plus 0.05 lin. ft.

3. Permit Extension Fee

A.	Administration	0.25	40	\$ 10.00
B.	Recording	0.083	40	\$ 3.32
C.	Review	1	40	\$ 40.00

Total Cost \$ 53.32

Proposed Fee **\$ 55.00**

4. Delay Penalty

A.	Administration	1.5	40	\$ 60.00
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For up to 3 days of non-completion and non-prior notice before specified completion date

After 3 days, an additional charge of \$10/day will be levied

Total Penalty Charge (Up to 3 days late) **\$ 60.00**

Each day over 3 days late **\$ 60.00**

Plus \$ 10.00/Day

5. Degradation Fee Formula

This formula covers degradation for depreciation caused by intrusion into the right-of-way. The depreciation applies to the original surface of the right-of-way and to the overlays and seal-coats applied to the surface. The formula includes life expectancy schedules for each and has an Estimated cost per square yard based on the quality of the right-of-way surface required for different levels of traffic. This formula creates a degradation fee which is determined by the cost per square yard for street, overlay, and seal-coat, multiplied by the depreciation schedule, multiplied by the area of the street patch.

Degradation Fee: (cost per square yard for street, overlay and seal-coat x depreciation schedule

BE IT FURTHER RESOLVED, that the fees established by Lexington City Code, Section 6.04, "Fixing License Fees", herein are in addition to and not in lieu of the deposits for administrative costs. The recommended deposits stated herein are the minimum amounts required

for the applications indicated to pay for planning, city engineer and legal consultants, etc., used by the City to complete its review.

PASSED and adopted by the Lexington City Council this the 5th day of January, 2023.

Gary Grote, Mayor

ATTEST:

Bill Petracek, City Administrator

**CITY OF LEXINGTON
COUNTY OF ANOKA
STATE OF MINNESOTA**

RESOLUTION NO. 23-03

**RESOLUTION ESTABLISHING PROCEDURES
RELATING TO COMPLIANCE WITH REIMBURSEMENT BOND
REGULATIONS UNDER THE INTERNAL REVENUE CODE**

BE IT RESOLVED by the City of Lexington (the "City"), Minnesota, as follows:

1. Recitals.

(a) The Internal Revenue Service has issued final Treasury Regulations Section 1.103-18 (the "Regulations") dealing with reimbursement bond proceeds, which would include those proceeds of the City's bonds to be used to reimburse the City for any project expenditure paid by the City prior to the time of the issuance of those bonds.

(b) The Regulations generally require that the City make a prior declaration of its official intent to reimburse itself for such prior expenditures out of the proceeds of subsequent borrowings, that such declaration generally be made on or before the date the expenditure is actually paid, that the bonding occur and the reimbursement allocation be made from the proceeds of such bonds within one year of the payment of the expenditure (or not later than one year after the project is placed in service, if that is a longer period), and that the expenditure be a capital expenditure.

(c) The City desires to comply with the Regulations and to establish certain procedures relating thereto.

(d) The City's bond counsel has advised the City that the Regulations do not apply, and hence the provisions of this Resolution are intended to have no application, to payments of City project costs first made by the City out of the proceeds of bonds issued prior to the date of such payments.

2. Official Intent Declaration. The Regulations, in the situations in which they apply, require the City to have made an official declaration of its reasonable intention (hereinafter referred to as the "Official Intent Declaration" or the "Declaration") to reimburse itself for previously paid project expenditures out of the proceeds of subsequent bonds or other borrowings. The City hereby authorizes the City Administrator to make the City's Official Intent Declarations or to delegate from time to time that responsibility to other appropriate City employees. Each Declaration shall comply

with the requirements of the regulations, including without limitation the following:

(a) Each Declaration shall be made on or before the date the City pays the applicable project cost and shall state that the City reasonably intends and expects to reimburse itself for the expenditure with proceeds of a borrowing. Each Declaration may be made substantially in the form of the "Declaration of Official Intent" which is attached to and made a part of this Resolution.

(b) Each Declaration shall specifically contain the following statement: "This Declaration is a declaration of official intent under Treasury Regulations Section 1.103-18."

(c) Each Declaration shall and is hereby declared to be made and filed in the publicly available official books, records, or proceedings of the City, which shall be reasonably available for public inspection at the City Courthouse during normal business hours of the City on every business day during the period beginning on the earlier of ten days after the making of the Declaration or the date of issuance of the reimbursement bonds and ending on the day after the issuance of such bonds.

(d) Each Declaration shall, at a minimum, contain a general functional description of the property, project, or program for which the expenditure to be reimbursed is paid (for example, "sewer, water, street equipment, etc." or other specific, identifiable project of the City) or, in the alternative, shall identify the particular fund or account of the City from which the expenditure to be reimbursed is paid, including a description of the general functional purpose of that fund or account (for example, "park and recreation fund -- recreational facility capital improvement program").

(e) Each Declaration shall also contain a statement of the maximum principal amount of debt expected to be issued for the subject project.

(f) Care shall be taken so that the City, or its authorized representatives under this Resolution, not make Declarations in cases where the City does not reasonably expect that it will ultimately issue reimbursement bonds to provide long-term financing for the subject project costs, and the City officials are hereby authorized to consult with bond counsel to the City concerning the requirements of the Regulations in general and the application in particular circumstances. It is the City's intention that Declarations not be made (i) when available funds of the City have been or are reasonably expected to be dedicated or otherwise reserved to fund on a long-term basis the particular expenditures involved or (ii) when it is not reasonably expected that reimbursement bonding will occur.

(g) The City shall be advised from time to time on the desirability and timing of the issuance of reimbursement bonds relating to project expenditures for which the City has made Official Intent Declarations, including recommendations on the timing of the issuance of such bonds so that the "reimbursement allocation" described in the Regulations and in paragraph 3 below can be made within the one year time limits prescribed in the Regulations.

(h) This Resolution shall supplement and amend all prior determinations and policies adopted by the City in regard to complying with the Regulations, as initially proposed, and in the event of any inconsistency between the terms provided in this Resolution and said prior determinations or policies, the provisions of this Resolution shall govern.

3. Reimbursement Allocations. The designated City officials shall also be responsible for making the "reimbursement allocations" described in the Regulations, being generally the transfer of the appropriate amount of reimbursement bond proceeds to reimburse the source of temporary financing used by the City to make payment of the prior expenditure. Each allocation shall be evidenced by an entry on the official books or records of the City maintained for such reimbursement bonds; shall specifically identify the actual prior expenditure being reimbursed or, in the case of the reimbursement of a particular fund or account, the fund or account from which the expenditure was paid; and shall be effective to relieve the bond proceeds involved from any restriction under the bond resolution or other relevant legal documents for those bonds and under any applicable state statute applicable to unspent proceeds of such bond issue.

PASSED and adopted by the Lexington City Council this the 5th day of January, 2023.

Mayor

ATTEST:

City Administrator

THE CITY OF LEXINGTON
ANOKA COUNTY, MINNESOTA

ORDINANCE NO. 23-01
AN ORDINANCE AMENDING CHAPTER 13 – STORMWATER MANAGEMENT
REGULATIONS

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LEXINGTON,
MINNESOTA, HEREBY ORDAINS AS FOLLOWS:

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THE CITY OF LEXINGTON
ANOKA COUNTY, MINNESOTA

ORDINANCE NO. 22-05
AN ORDINANCE AMENDING CHAPTER 13 – STORMWATER MANAGEMENT
REGULATIONS

NOW, THEREFORE, THE CITY COUNCIL OF THE CITY OF LEXINGTON,
MINNESOTA, HEREBY ORDAINS AS FOLLOWS:

CHAPTER 13

STORM WATER MANAGEMENT REGULATIONS

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CHAPTER 13

STORM WATER MANAGEMENT REGULATIONS

SECTION 13.01. PURPOSE AND INTENT. This chapter is adopted for the following purposes:

- A. To promote a more efficient and desirable utilization of land by recognizing special land features, such as topography, soils, vegetation, wetland areas, and wildlife;
- B. Conserving and developing natural resources and maintaining a high standard of environmental quality;
- C. Minimizing pollution of all types.

SECTION 13.02. DEFINITIONS. The following words, terms and phrases, when used in this chapter shall have the meanings ascribed to them in this section, except when the context clearly indicates a different meaning:

- A. **"Applicant"** - The owner of land proposed to be subdivided or rezoned, or his/her legal representative.
- B. **"Animal"** - Means a dog, cat or other animal kept for amusement or companionship.
- C. **"Animal Owner/Custodian"** - Any person who harbors, feeds, boards, possesses, keeps or has custody of an animal.
- D. **"Best Management Practice or BMP"** - Erosion and sediment control and water quality management practices that are the most effective and practicable means of controlling, preventing, and minimizing degradation of surface water, including construction-phasing, minimizing the length of time soil areas are exposed, prohibitions, and other management practices published by state or designated area-wide planning agencies.
- E. **"Control Measure"** - A practice or combination of practices to control erosion and attendant pollution.
- F. **"Detention Facility"** - A permanent natural or man-made structure, including wetlands, for the temporary storage of runoff which contains a permanent pool of water.
- G. **"Discharge"** - Adding, introducing, releasing, leaking, spilling, casting, throwing, or emitting any pollutant, or placing any pollutant in a location where it is likely to pollute public waters.

Commented [JD1]: Definition added for animal waste ordinance

- H. **"Erosion"** - The process by which ground surface is worn away by action of wind, water, ice, or gravity.
- I. **"Flood Fringe"** - The portion of the floodplain outside the floodway.
- J. **"Flood Plain"** - The land adjacent to a body of water which has been or may be hereafter covered by flood water, including that land covered by the regional flood.
- K. **"Floodway"** - The minimum channel of a watercourse and those portions of the floodplain adjoining the channel that is reasonably required to discharge the regional flood.
- L. **"Groundwater"** - Water contained below the surface of the earth in the saturated zone including, without limitation, all waters whether under confined, unconfined, or perched conditions, in near surface unconsolidated sediment or in rock formations deeper underground.
- M. **"Hydric Soils"** - Soils that are saturated, flooded, or ponded long enough during the growing season to develop anaerobic conditions in the upper part.
- N. **"Hydrophytic Vegetation"** - Macrophytic plant life growing in water, soil or on a substrate that is at least periodically deficient in oxygen as a result of excessive water content.
- O. **"Illicit Connection"** - Either of the following:
 - 1) Any drain or conveyance, whether on the surface or subsurface, which allows an illegal discharge to enter the storm drain system (including any nonstormwater discharge) including sewage, process wastewater, and wash water and any connections to the storm drain system from indoor drains and sinks, regardless of whether the drain or connection had been previously allowed, permitted, or approved by an authorized enforcement agency; or
 - 2) Any drain or conveyance connected from a residential, commercial or industrial land use to the storm drain system which has not been documented in plans, maps, or equivalent records and approved by an authorized enforcement agency.
- P. **"Illicit Discharge"** - Any direct or indirect nonstormwater discharge to the storm sewer system, except as exempted herein in section 51.24(B).
- Q. **"Immediately"** - At once, without delay.

Commented [JD2]: Added for animal waste ordinance

- R. **"Land Disturbing or Development Activities"** - Any change of the land surface including removing vegetative cover, excavating, filling, grading, and the construction of any structure.
- S. **"MPCA"** - The Minnesota Pollution Control Agency.
- T. **"Municipal Separate Storm Sewer System or MS4"** - The system of conveyances (including sidewalks, roads with drainage systems, municipal streets, catchbasins, curbs, gutters, ditches, manmade channels, or storm drains) owned and operated by the city and designed or used for collecting or conveying stormwater, and which is not used for collecting or conveying sewage.
- U. **"NPDES"** - The National Pollutant Discharge Elimination System, which is the program for issuing, modifying, revoking, reissuing, terminating, monitoring, and enforcing permits under the Clean Water Act (Section 301, 318, 402, and 405) and United States Code of Federal Regulations Title 33, Section 1317, 1328, 1342, and 1345 authorizing the discharge of pollutants to water of the United States.
- V. **"Person"** - Any individual, firm, corporation, partnership, franchisee, association or governmental entity.
- W. **"Pollutant"** - Any substance which, when discharged has potential to or does any of the following:
- 1) Interferes with state designated water uses;
 - 2) Obstructs or causes damage to public waters;
 - 3) Changes water color, odor, or usability as a drinking water source through causes not attributable to natural stream processes affecting surface water or subsurface processes affecting groundwater;
 - 4) Adds an unnatural surface film on the water;
 - 5) Adversely changes other chemical, biological, thermal, or physical condition, in any surface water or stream channel;
 - 6) Degrades the quality of ground water; or
 - 7) Harms human life, aquatic life, or terrestrial plant and wildlife.

Pollutant includes but is not limited to dredged soil, solid waste, incinerator residue, garbage, wastewater sludge, chemical waste, biological materials,

radioactive materials, rock, sand, dust, industrial waste, sediment, nutrients, toxic substance, pesticide, herbicide, trace metal, automotive fluid, petroleum-based substance, and oxygen-demanding material.

- X. **"Pollute"** - To discharge pollutants into public waters.
- Y. **"Pollution"** - The direct or indirect distribution of pollutants into public waters.
- Z. **"Public Waters"** - Waters of the state, as defined in Minn. Stat. Sec. 103G.005, Subd. 15.
- AA. **"Regional Flood"** - A flood that is representative of large floods known to have occurred generally in the state and reasonably characteristic of what can be expected to occur on an average frequency in the magnitude of a 100-year recurrence interval.
- BB. **"Retention Facility"** - A permanent natural or man-made structure that provides for the storage of storm water runoff by means of a permanent pool of water.
- CC. **"Sediment"** - Solid matter carried by water, sewage, or other liquids.
- DD. **"Soil/defile"** - To make unclean from excrement.
- EE. **"State Designated Water Uses"** - Uses specified in state water quality standards.
- FF. **"Structure"** - Anything constructed or erected, the use of which requires more or less permanent location on the ground or attachment to something having a permanent location on the ground. When a structure is divided into separate parts by an unpierced wall, each part shall be deemed a separate structure.
- GG. **"Storm Sewer System"** - A conveyance or system of conveyances that is owned and operated by the city or other entity and designed or used for collecting or conveying stormwater.
- HH. **"Stormwater"** - Defined under Minnesota Rule 7077.0105, subpart 41(b), and means precipitation runoff, stormwater runoff, snow melt runoff and any other surface runoff and drainage.
- II. **"Surface Waters"** - All public waters other than ground waters, which include ponds, lakes, rivers, streams, tidal and nontidal wetlands, public ditches, tax ditches, and public drainage systems except those designed and used to collect, convey, or dispose of sanitary sewage.

Commented [JD3]: Definition added for animal waste ordinance

JJ. **"Waste"** – Solid matter expelled from the bowels of the pet; excrement.

Commented [JD4]: Definition added for animal waste ordinance

KK. **"Wetlands"** - Land which is annually subject to periodic or continuing inundation by water and commonly referred to as a bog, swamp, or marsh.

SECTION 13.03. GENERAL PROVISIONS.

Subd. 1. Applicability. Even applicant for a building permit, subdivision approval, or a permit to allow land disturbing activities must submit a storm water management plan to the City. No building permit, subdivision approval, or permit to allow land disturbing activities shall be issued until approval of the storm water management plan or a waiver of the approval requirement has been obtained in strict conformance with the provisions of this ordinance. The provisions of section 13.40 of this ordinance apply to all land, public or private, located within the City of Lexington.

Subd. 2. Exemptions. The provisions of this ordinance do not apply to:

- A. Any part of a subdivision if a plat for the subdivision has been approved by the City Council on or before the effective date of this ordinance;
- B. Any land disturbing activity for which plans have been approved by the watershed management organization within six months prior to the effective date of this ordinance;
- C. A lot for which a building permit has been approved on or before the effective date of this ordinance;
- D. Installation of fence, sign, telephone, and electric poles and other kinds of posts or poles; or
- E. Emergency work to protect life, limb, or property.

Subd. 3. Waiver. The City Council, upon recommendation of the Planning Commission, may waive any requirement of this ordinance upon making a finding that compliance with the requirement will involve an unnecessary hardship and the waiver of such requirement will not adversely affect the standards and requirements set forth in Section 13.10. The City Council may require as a condition of the waiver, such dedication or construction, or agreement to dedicate or construct as may be necessary to adequately meet said standards and requirements.

SECTION 13.04. CONSTRUCTION STORMWATER GENERAL PERMIT

The City of Lexington hereby adopts and incorporates by reference the erosion, sediment, and waste control standards established by the Minnesota Pollution Control Agency's NPDES/SDS Construction Stormwater General Permit MNR100001 (CSW Permit) as now constituted and from time to time amended.

Commented [JD5]: Adoption of erosion, sediment, and waste control aspects of CSW general permit to Lexington's ordinance

SECTIONS 13.05 THROUGH 13.09, INCLUSIVE, RESERVED FOR FUTURE EXPANSION.

SECTION 13.10. STORM WATER MANAGEMENT PLAN APPROVAL PROCEDURES.

Subd. 1. Application. Prior to the start of construction, a written application for storm water management plan approval, along with the proposed storm water management plan, shall be filed with the City and shall include a statement indicating the grounds upon which the approval is requested, that the proposed use is permitted by right or as an exception in the underlying zoning district, and adequate evidence showing that the proposed use will conform to the standards set forth in this ordinance. Prior to applying for approval of a storm water management plan, an applicant may have the storm water management plans reviewed by the appropriate departments of the City.

Commented [JD6]: Added to satisfy permit item 20.4

- A. Two sets of clearly legible blue or black lined copies of drawings and required information shall be submitted to the City and shall be accompanied by a receipt evidencing the payment of all required fees for processing and approval as set forth in Section 13.20, and a bond when required by Section 13.20 in the amount to be calculated in accordance with that section. Drawings shall be prepared to a scale appropriate to the site of the project and suitable for the review to be performed. At a minimum the scale shall be 1 inch equals 100 feet.

Subd. 2. Storm Water Management Plan. At a minimum, the storm water management plan shall contain the following information.

- A. Existing site map. A map of existing site conditions showing the site and immediately adjacent areas, including:
- 1) The name and address of the applicant, the section, township and range, north point, date and scale of drawing and number of sheets;
 - 2) Location of the tract by an insert map at a scale sufficient to clearly identify the location of the property and giving such information as the names and numbers of adjoining roads, railroads, utilities, subdivisions, towns and districts or other landmarks;

- 3) Existing topography with a contour interval appropriate to the topography of the land but in no case having a contour interval greater than 2 feet;
 - 4) A delineation of all streams, rivers, public waters and wetlands located on and immediately adjacent to the site, including depth of water, a description of all vegetation which may be found in the water, a statement of general water quality and any classification given to the water body or wetland by the Minnesota Department of Natural Resources, the Minnesota Pollution Control Agency, and/or the United States Army Corps of Engineers;
 - 5) Location and dimensions of existing storm water drainage systems and natural drainage patterns on and immediately adjacent to the site delineating in which direction and at what rate storm water is conveyed from the site, identifying the receiving stream, river, public water, or wetland, and setting forth those areas of the unaltered site where storm water collects;
 - 6) A description of the soils of the site, including a map indicating soil types of areas to be disturbed as well as a soil report containing information on the suitability of the soils for the type of development proposed and for the type of sewage disposal proposed and describing any remedial steps to be taken by the developer to render the soils suitable;
 - 7) Vegetative cover and clearly delineating any vegetation proposed for removal; and
 - 8) 100 year floodplains, flood fringes and floodways.
- B. Site construction plan. A site construction plan including:
- 1) Locations and dimensions of all proposed land disturbing activities and any phasing of those activities;
 - 2) Locations and dimensions of all temporary soil or dirt stockpiles;
 - 3) Locations and dimensions of all constructions site erosion control measures necessary to meet the requirements of this ordinance;
 - 4) Schedule of anticipated starting and completion date of each land disturbing activity including the installation of construction site erosion control measures needed to meet the requirements of this ordinance; and
 - 5) Provisions for maintenance of the construction site erosion control measures during construction.

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C. Plan of final site conditions. A plan of final site conditions on the same scale as the existing site map showing the site changes including:

- 1) Finished grading shown at contours at the same interval as provided above or as required to clearly indicate the relationship of proposed changes to existing topography and remaining features;
- 2) A landscape plan, drawn to an appropriate scale, including dimensions and distances and the location, type, size and description of all proposed landscape materials which will be added to the site as part of the development;
- 3) A drainage plan of the developed site delineating in which direction and at what rate storm water will be conveyed from the site and setting forth the areas of the site where storm water will be allowed to collect;
- 4) The proposed size, alignment and intended use of any structures to be erected on the site;
- 5) A clear delineation and tabulation of all areas which shall be paved or surfaced, including a description of the surfacing material to be used; and
- 6) Any other information pertinent to the particular project which in the opinion of the applicant is necessary for the review of the project.

D. All calculations for the permanent stormwater treatment system.

Commented [JD7]: Parts D through H satisfy permit item 20.20

E. The water quality volume that will be treated through volume reduction practices

F. Rationale and documentation supporting the location of any off-site permanent stormwater treatment projects.

G. If applicable, the amount paid to the City of Lexington for in lieu of off-site treatment under Subd. 3.1.iv.

Commented [JD8]: Confirm with legal that this is the correct way to reference another ordinance section.

H. All legal mechanisms related to Subd. 3.J (long-term maintenance).

Commented [JD9]: Text added to require MN CSW general permit

I. Construction Stormwater General Permit (MNR100001). The owner must provide proof of coverage under the most current Minnesota Construction Stormwater General Permit (MNR100001). Cover under the most current Minnesota Construction Stormwater General Permit (MNR100001) is required for all construction activities that result in land disturbances equal to or greater than one (1) acre or if a project is part of a common plan of development or sale that ultimately will disturb greater than (1) acre.

SECTIONS 13.11 THROUGH 13.19, INCLUSIVE, RESERVED FOR FUTURE EXPANSION.

SECTION 13.20. PLAN REVIEW PROCEDURE.

Subd. 1. Process. Storm water management plans meeting the requirements of Section 13.10 shall be submitted by the City to the Planning Commission for review in accordance with the standards of Section 13.30. The Commission shall recommend approval, recommend approval with conditions, or recommend denial of the storm water management plan. Following Planning Commission action, the storm water management plan shall be submitted to the City Council at its next available meeting. City Council action on the storm water management plan must be accomplished within 60-120 days following the date the application for approval is filed and accepted by the City.

Subd. 2. Duration. Approval of a plan submitted under the provisions of this ordinance shall expire one year after the date of approval unless construction has commenced in accordance with the plan. However, if prior to the expiration of the approval, the applicant makes a written request to the City for an extension of time to commence construction setting forth the reasons for the requested extension, the planning department may grant one extension of not greater than one single year. Receipt of any request for an extension shall be acknowledged by the City within 15 days. The City shall make a decision on the extension within 30 days of receipt. Any plan may be revised in the same manner as originally approved.

Subd. 3. Conditions. A storm water management plan may be approved subject to compliance with conditions reasonable and necessary to insure that the requirements contained in this ordinance are met. Such conditions may, among other matters, limit the size, kind or character of the proposed development, require the construction of structures, drainage facilities, storage basins and other facilities, require replacement of vegetation, establish required monitoring procedures, stage the work over time, require alteration of the site design to insure buffering, and require the conveyance to the City of Lexington or other public entity of certain lands or interests therein.

Subd. 4. Performance Bond. Prior to approval of any storm water management plan, the applicant shall submit an agreement to construct such required physical improvements, to dedicate property or easements, or to comply with such conditions as may have been agreed to. Such agreement shall be accompanied by a bond to cover the amount of the established cost of complying with the agreement. The agreement and bond shall guarantee completion and compliance with conditions within a specific time, which time may be extended in accordance with Section 13.20.

The adequacy, conditions and acceptability of any agreement and bond shall be determined by the Lexington City Council or any official of the City of Lexington as may be designated by resolution of the Lexington City Council.

Subd. 5. Fees. All applications for storm water management plan approval shall be accompanied by a processing fee established by the City.

Subd. 6. Documentation. The City shall document all site plan reviews utilizing the site plan review form. The City shall retain all relevant correspondence and justifications for determinations made as part of the site plan review process.

Commented [JD10]: Text added for site plan review documentation requirements

Subd. 7. Notification. The City shall notify all owners and operators proposing construction activity, including projects less than one acre that are part of a larger common plan of development or sale, of the need to apply for and obtain coverage under the construction stormwater general permit. The City shall provide this notification when the application for storm water management plan approval is received.

Commented [JD11]: Added for "notification of CSW permit coverage"

SECTIONS 13.21 THROUGH 13.29, INCLUSIVE, RESERVED FOR FUTURE EXPANSION.

SECTION 13.30. APPROVAL STANDARDS.

Subd. 1. Approval Standards. No storm water management plan which falls to meet the standards contained within the construction stormwater general permit contained in this section shall be approved by the City Council.

Subd. 2. Site Dewatering. Water pumped from the site shall be treated by temporary sedimentation basins, grit chambers, sand filters, up flow chambers, hydro-cyclones, swirl concentrators or other appropriate controls as appropriate. Water may not be discharged in a manner that causes erosion or flooding of the site or receiving channels or a wetland.

Subd. 3. Waste and Material Disposal. All waste and unused building materials (including garbage, debris, cleaning wastes, wastewater, toxic materials or hazardous materials) shall be properly disposed of off-site and not allowed to be carried by runoff into a receiving channel or storm sewer system.

Subd. 4. Tracking. Each site shall have graveled roads, access drives and parking areas of sufficient width and length to prevent sediment from being tracked onto public or private roadways. Any sediment reaching a public or private road shall be removed by street cleaning (not flushing) before the end of each workday.

Subd. 5. Drain Inlet Protection. All storm drain inlets shall be protected during construction until control measures are in place with a straw bale, silt fence or equivalent barrier meeting accepted design criteria, standards and specifications.

contained in the MPCA publication "Protecting Water Quality in Urban Areas," as amended.

~~Subd. 6. Site Erosion Control.~~ Erosion and sedimentation control devices and techniques shall be consistent with the MPCA's "Protecting Water Quality in Urban Areas," as amended. The following criteria (a. through d.) apply only to construction activities that result in runoff leaving the site.

- ~~A. Channelized runoff from adjacent areas passing through the site shall be diverted around disturbed areas, if practical. Otherwise, the channel shall be protected as described below. Sheet flow runoff from adjacent areas greater than 10,000 square feet in area shall also be diverted around disturbed areas, unless shown to have resultant runoff rates of less than 0.5 ft./sec. across the disturbed area for the one year storm. Diverted runoff shall be conveyed in a manner that will not erode the conveyance and receiving channels.~~
- ~~B. All activities on the site shall be conducted in a logical sequence to minimize the area of bare soil exposed at any one time.~~
- ~~C. Runoff from the entire disturbed area on the site shall be controlled by meeting either subsections land 2 or land 3.~~
 - ~~1) All disturbed ground left inactive for fourteen or more days shall be stabilized by seeding or sodding (only available prior to September 15) or by mulching or covering or other equivalent control measure.~~
 - ~~2) For sites with more than ten acres disturbed at one time, or if a channel originates in the disturbed area, one or more temporary or permanent sedimentation basins shall be constructed. Each sedimentation basin shall have a surface area of at least one percent of the area draining to the basin and at least three feet of depth and constructed in accordance with accepted design specifications. Sediment shall be removed to maintain a depth of three feet. The basin discharge rate shall also be sufficiently low as to not cause erosion along the discharge channel or the receiving water.~~
 - ~~3) For sites with less than ten acres disturbed at one time, silt fences, straw bales, or equivalent control measures shall be placed along all side slope and down slope sides of the site. If a channel or area of concentrated runoff passes through the site, silt fences shall be placed along the channel edges to reduce sediment reaching the channel. The use of silt fences, straw bales, or equivalent control measures must include a maintenance and inspection schedule.~~
- ~~D. Any soil or dirt storage piles containing more than ten cubic yards of material should not be located with a down slope drainage length of less than 25 feet~~

from the toe of the pile to a roadway or drainage channel. If remaining for more than seven days, they shall be stabilized by mulching, vegetative cover, tarps or other means. Erosion from piles which will be in existence for less than seven days shall be controlled by placing straw bales or silt fence barriers around the pile. In street utility repair or construction soil or dirt storage piles located closer than 25 feet of a roadway or drainage channel must be covered with tarps or suitable alternative control, if exposed for more than seven days, and the storm drain inlets must be protected with straw bale or other appropriate filtering barriers.

- E. Construction, inspection and testing. All land disturbing activities shall be subject to inspection by the city. Inspection of land disturbance operations and special testing shall be performed by the applicant as set forth in this chapter and the **Construction Site Inspection Policy**.
- F. Inspector. The inspector acting on behalf of the applicant shall be a qualified person who shall demonstrate his competence, to the satisfaction of the city, for inspection of the particular type of land disturbing activity, testing procedure or operation requiring inspection.

Duties and responsibilities of the inspector.

- 1) The inspector shall observe the work assigned for conformance with the reviewed design drawings and specifications.
 - 2) All discrepancies shall be brought to the immediate attention of the contractor for correction, then, if uncorrected, to the proper design authority and to the city.
 - 3) The inspector shall submit inspection reports stating whether the work or test requiring inspection was in conformance with the reviewed plans and specifications. The inspection reports shall be furnished to the city and other designated persons as required in the approved land disturbance plan.
 - 4) Periodic inspection. Some inspections may be made on a periodic basis and satisfy the requirements of continuous inspection, provided this periodic scheduled inspection is performed as outlined in the land disturbance plans and specifications and approved by the city.
- G. Storm water pollution prevention plan items shall be inspected as required by this manual. At a minimum, these inspections shall be done weekly by the applicant and within 24 hours after every rainfall event 0.5 inches or greater in 24 hours. Inspection reports shall include , at a minimum, date and time of inspection, name of person conducting inspection, findings of inspection

including any recommended corrective actions, corrective actions taken since previous inspection, and the date and amount of rainfall

Subd. 7. Storm Water Management Criteria For Permanent Facilities.

- ~~A. An applicant shall install or construct, on or for the proposed land disturbing or development activity, all storm water management facilities necessary to manage increased runoff so that the two-year, ten-year, and 100-year storm peak discharge rates existing before the proposed development shall not be increased and accelerated channel erosion will not occur as a result of the proposed land disturbing or development activity. An applicant may also make an in-kind or monetary contribution to the development and maintenance of community storm water management facilities designed to serve multiple land disturbing and development activities undertaken by one or more persons, including the applicant.~~
- ~~B. The applicant shall give consideration to reducing the need for storm water management facilities by incorporating the use of natural topography and land cover such as wetlands, ponds, natural swales and depressions as they exist before development to the degree that they can accommodate the additional flow of water without compromising the integrity or quality of the wetland or pond.~~
- ~~C. The following storm water management practices shall be investigated in developing a storm water management plan in the following descending order of preference:~~
- ~~1) Natural infiltration of precipitation on-site;~~
 - ~~2) Flow attenuation by use of open vegetated swales and natural depressions;~~
 - ~~3) Storm water retention facilities; and~~
 - ~~4) Storm water detention facilities.~~
- ~~D. A combination of successive practices may be used to achieve the applicable minimum control requirements specified in subsection (A) above. Justification shall be provided by the applicant for the method selected.~~

Subd. 8. [7]. Design Standards. Storm water detention facilities constructed in the City of Lexington shall be designed according to the most current technology as reflected in the Environmental Protection Agency's "Nationwide Urban Runoff Program (NURP)" and the MPCA publication "Protecting Water Quality in Urban Areas," as amended, and shall contain, at a minimum, the following design factors:

Commented [JD12]: Renumbered to reflect subdivision 7 being removed

- A. A permanent pond surface area equal to two percent of the impervious area draining to the pond or one percent of the entire area draining to the pond, whichever amount is greater;
- B. An average permanent pool depth of four to ten feet;
- C. A permanent pool length-to-width ratio of 3:1 or greater;
- D. A minimum protective shelf extending ten feet into the permanent pool with a slope of 10:1, beyond which slopes should not exceed 3:1;
- E. A protective buffer strip of vegetation surrounding the permanent pool at a minimum width of one rod (16.5 feet);
- F. All storm water detention facilities shall have a device to keep oil, grease, and other floatable material from moving downstream as a result of normal operations;
- G. Storm water detention facilities for new development must be sufficient to limit peak flows in each subwatershed to those that existed before the development for the 10-year storm event. All calculations and hydrologic models/information used in determining peak flows shall be submitted along with the storm water management plan;
- H. All storm water detention facilities must have a fore bay to remove coarse grained particles prior to discharge into a watercourse or storage basin.
- I. **Post Construction Stormwater Management BMPs.** Stormwater Management shall require the use of any combination of BMPs, with highest preference given to Green Infrastructure techniques and practices (e.g., infiltration, evapotranspiration, reuse/harvesting, conservation design, urban forestry, green roofs, etc.), necessary to meet the following conditions on the site of a construction activity to the Maximum Extent Practicable (MEP). **Post construction stormwater management BMPs must meet the following criteria:**
 - a. **Designed with accepted engineering practices and in accordance with Subd. 8.K. (Permanent Stormwater Management System Design Criteria)**
 - b. **Treat the water quality volume on any project where the sum of the new impervious surface and the fully reconstructed impervious surface equals one or more acres. [Item 20.5]**
 - c. **For non-linear projects, water quality volume (calculated as an instantaneous volume) must be calculated as one (1) inch times the sum of the new and the fully reconstructed impervious surface. [Item 20.6]**

Commented [JD13]: Following red text replaces the struck through text for water quality treatment

- d. For linear projects, water quality volume (calculated as an instantaneous volume) must be calculated as the larger of one (1) inch times the new impervious surface or one-half (0.5) inch times the sum of the new and the fully reconstructed impervious surface. Where the entire water quality volume cannot be treated within the existing right-of-way, a reasonable attempt to obtain additional right-of-way, easement, or other permission to treat the stormwater during the project planning process must be made. Volume reduction practices must be considered first, as described in [Subd. 3.I.v](#). Volume reduction practices are not required if the practices cannot be provided cost effectively. If additional right-of-way, easements, or other permission cannot be obtained, the owner/operator of construction activity must maximize the treatment of the water quality volume prior to discharge from City of Lexington's MS4. *[Item 20.7]*
- e. Volume reduction practices (e.g., infiltration or other) to retain the water quality volume on-site must be considered first when designing the permanent stormwater treatment system. Wet sedimentation basins and filtration systems are not considered volume reduction practices. If infiltration is prohibited, as described in [Subd. 3.K.a.xv](#) ([Infiltration System](#)), other volume reduction practices, a wet sedimentation basin, or a filtration basin may be considered. *[Item 20.8]*
- f. Off-site Treatment *[Items 20.10-20.14]*
 - i. For non-linear projects, where the water quality volume cannot cost effectively be treated on the site of the original construction activity, the remaining water quality volume must be addressed through off-site treatment and meet the following requirements (must be selected in the following order of preference):
 1. Locations that yield benefits to the same receiving water that receives runoff from the original construction activity.
 2. Locations within the same DNR catchment area as the original construction activity.
 3. Locations in the next adjacent DNR catchment area upstream.
 4. Locations anywhere within the City of Lexington's jurisdiction.
 - ii. Off-site treatment projects must involve the creation of new structural stormwater BMPs or the retrofit of existing structural stormwater BMPs, or the use of a properly designed regional

structural stormwater BMP. Routine maintenance of structural stormwater BMPs owned or operated by City of Lexington cannot be used to meet this requirement.

- iii. Off-site treatment projects must be completed no later than 24 months after the start of the original construction activity.
- iv. The applicant may provide payment to the City of Lexington in lieu of off-site treatment. The city must document all payments received for off-site treatment.
- v. The city must document all rationale and correspondence related to review of off-site treatment areas and determinations of approval or denial.

For new development projects—no net increase from pre-project conditions (on an annual average basis) of:

- Stormwater discharge Volume
- Stormwater discharges of Total Suspended Solids (TSS)
- Stormwater discharges of Total Phosphorus (TP)

For redevelopment projects—a net reduction from pre-project conditions (on an annual average basis) of:

- Stormwater discharge Volume
- Stormwater discharges of TSS
- Stormwater discharges of TP

1) New Development Sites:

(a) Retain a runoff volume equal to one inch times the area of the proposed increase of impervious surfaces on-site.

(b) Design and construct stormwater management practices that manage rainfall on-site, and prevent the off-site discharge of the precipitation from the first one inch of runoff from the new impervious surfaces created by the project. Discharge volume reduction can be achieved by engineered infiltration, canopy interception, soil amendments, evaporation, rainfall harvesting, and/or evapotranspiration and any combination of the aforementioned practices. This first one inch of rainfall must be 100% managed with no discharge to surface water.

(c) Where re-use of stormwater is implemented, such as use with an irrigation system, volumes captured shall be given equal credit toward the volume reduction requirement by the City. All re-use measures must be fully

documented in the post-construction stormwater management program maintained by the City.

2) — Redevelopment Sites:

—— (a) — For redevelopment projects, the MS4 Permit requires a net reduction in the amount of TP, TSS and stormwater runoff volume (unless precluded by one of the prohibitions or restrictions listed below) leaving the site as compared with pre-project conditions. Most redevelopment projects contain both impervious and pervious land cover. Impervious cover types include pavement, buildings, gravel, stockpiles and other types of highly impacted cover in which the native hydrology has been greatly altered. The MS4 Permit defines any site with less than 15% of existing impervious surfaces prior to the commencement of construction activity as new development and the new development treatment conditions would apply as if the site had no impervious surfaces prior to construction. The percentage of impervious cover is calculated by dividing the area of the existing impervious cover by the limits of disturbance of the construction activities, not by the size of the property itself.

—— (b) — For redevelopment projects (those with more than 15% impervious surface prior to construction) where the project proposer intends to add more impervious surfaces, the new development treatment requirements must be applied to the net increase of impervious surfaces. Additional treatment must also be included to reduce the volume (unless precluded by the limits or exceptions listed below), TP and TSS loads from the existing impervious surfaces.

- g. Stormwater management prohibitions and restrictions. An applicant shall install or construct, on or for the proposed land disturbing or development activity, all stormwater management facilities necessary to manage increased runoff so that the two-year, ten-year, and 100-year storm peak discharge rates existing before the proposed development shall not be increased and accelerated channel erosion will not occur as a result of the proposed land disturbing or development activity. An applicant may also make an in-kind or monetary contribution to the development and maintenance of community stormwater management facilities designed to serve multiple land disturbing and development activities undertaken by one or more persons, including the applicant.
- h. A key component of maintaining the volume of stormwater leaving a site is practices that allow infiltration to groundwater. For most sites, meeting the volume reduction requirement will require the use of infiltration. However, there can often be physical site constraints that limit the effectiveness of an infiltration system or site conditions in

~~which stormwater infiltration must be prohibited. If construction activity is proposed on a site that meets one of the prohibitions or restrictions listed below, runoff from the limiting areas may be excluded from meeting the full volume reduction component of the MS4 permit. However, the full treatment standard for TSS and TP must still be met on-site or mitigated for off-site.~~

- J. ~~Long-term~~ maintenance. The owner must enter into a long-term maintenance agreement with the City of Lexington that documents all responsibility for long-term operation and maintenance of stormwater treatment practices that are not owned or operated by the City of Lexington. At a minimum, the long-term maintenance agreement must include provisions that:

Commented [JD14]: Requires owner to enter into maintenance agreement with City – change to ordinance now that Lexington is no longer proceeding with RCWD maintaini the maintenance agreements

- a. Allow the City of Lexington to conduct inspections of structural stormwater BMPs not owned or operated by the City of Lexington, perform necessary maintenance, and assess costs for those structural stormwater BMPs when the City of Lexington determines the owner of that structural stormwater BMP has not ensured proper function
- b. Are designed to preserve the City of Lexington's right to ensure maintenance responsibility, for structural stormwater BMPs not owned or operated by the City of Lexington, when those responsibilities are legally transferred to another party.
- c. Are designed to protect/preserve structural stormwater BMPs. If structural stormwater BMPs change, causing decreased effectiveness, new, repaired, or improved structural stormwater BMPs must be implemented to provide equivalent treatment to the original BMP.
- d. The director of public works, or designated representative, shall inspect all storm water management facilities during construction, during the first year of operation, and at least once every five years thereafter. The inspection records will be kept on file at the public works department for a period of 6 years. It shall be the responsibility of the applicant to obtain any necessary easements or other property interests to allow access to the storm water management facilities for inspection and maintenance purposes.
- e. ~~All~~ owners of stormwater BMPs must submit a declaration of maintenance to the County.

Commented [JD15]: Declaration of maintenance requirement for RCWD

- K. Permanent Stormwater Management System Design Criteria. All permanent stormwater management systems must be designed in accordance with the following requirements;

- a. Infiltration System

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- i. Infiltration options include, but are not limited to: infiltration basins, infiltration trenches, rainwater gardens, bioretention areas without underdrains, swales with impermeable check dams, and natural depressions;
- ii. To determine if an infiltration system is suitable, either the MPCA's contamination screening checklist must be completed or an assessment must be conducted. The checklist or assessment must be documented in the site plan. For more information and to access the MPCA's "contamination screening checklist" see the Minnesota Stormwater Manual;
- iii. Must be designed such that pre-existing hydrologic conditions of wetlands in the vicinity are not impacted (e.g., inundation or breaching a perched water table supporting a wetland);
- iv. Must not be excavated to final grade, or within three (3) feet of final grade, until the contributing drainage area has been constructed and fully stabilized unless they provide rigorous erosion prevention and sediment controls (e.g., diversion berms) to keep sediment and runoff completely away from the infiltration area.
- v. When excavating to within three (3) feet of final grade, the owner must stake off and mark the area so heavy construction vehicles or equipment do not compact the soil in the infiltration area;
- vi. When excavating to within three (3) feet of final grade, the owner must stake off and mark the area so heavy construction vehicles or equipment do not compact the soil in the infiltration area;
- vii. A pretreatment device such as a vegetated filter strip, forebay, or water quality inlet (e.g., grit chamber) to remove solids, floating materials, and oil and grease from the runoff, to the maximum extent practicable, must be used before the system routes stormwater to the infiltration system;
- viii. Designed to provide a water quality volume as described in Subd. 8.1.c. and d;
- ix. Designed to discharge all stormwater (including stormwater in excess of the water quality volume) routed to the system through the uppermost soil surface or engineered media surface

Commented [JD16]: Confirm with legal that owner is best term for this

Commented [JD17]: Confirm with legal that owner is best term for who should stake off area of infiltration system

within 48 hours. Additional flows that cannot infiltrate within 48 hours must bypass the system through a stabilized discharge point;

- x. Must provide a means to visually verify the infiltration system is discharging through the soil surface or filter media surface within 48 hours or less;
- xi. Must provide at least one soil boring, test pit or infiltrometer test in the location of the infiltration practice for determining infiltration rates;
- xii. For design purposes, divide field measured infiltration rates by 2 as a safety factor or use soil-boring results with the infiltration rate chart in the Minnesota Stormwater Manual to determine design infiltration rates. When soil borings indicate type A soils, field measurements should be performed to verify the rate is not above 8.3 inches per hour.
- xiii. Must employ appropriate on-site testing to ensure a minimum of three (3) feet of separation from the seasonally saturated soils (or from bedrock) and the bottom of the proposed infiltration system;
- xiv. Must design a maintenance access, typically eight (8) feet wide;
- xv. Infiltration Systems are prohibited in the following areas (See "higher level of engineering review" in the Minnesota Stormwater Manual for more information): *[Item 20.9]*
 - 1. Areas that that receive runoff from vehicle fueling and maintenance areas;
 - 2. Areas where infiltrating stormwater may mobilize high levels of contaminants in soil or groundwater;
 - 3. Areas where soil infiltration rates are field measured at more than 8.3 inches per hour unless the soils are amended to slow the infiltration rate below 8.3 inches per hour;
 - 4. Areas with less than three (3) feet of separation distance from the bottom of the infiltration system to the elevation of the seasonally saturated soils or the top of bedrock;

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5. Areas of predominately Hydrologic Soil Group type D soils (clay);
6. Within a Drinking Water Supply Management Area (DWSMA) as defined in Minn. R. 4720.5100, subp. 13, if the system will be located:
 - a. In an Emergency Response Area (ERA) within a DWSMA classified as having high or very high vulnerability as defined by the Minnesota Department of Health; or
 - b. In an ERA within a DWSMA classified as moderate vulnerability unless a higher level of engineering review sufficient to provide a functioning treatment system and to prevent adverse impacts to groundwater has been approved by the City of Lexington; or
 - c. Outside of an ERA within a DWSMA classified as having high or very high vulnerability unless a higher level of engineering review sufficient to provide a functioning treatment system and to prevent adverse impacts to groundwater has been approved by the City of Lexington.
7. Areas within 1,000 feet upgradient or 100 feet downgradient of active karst features; and
8. Areas that receive runoff from the following industrial facilities not authorized to infiltrate stormwater under the NPDES stormwater permit for industrial activities:
 - a. automobile salvage yards;
 - b. scrap recycling and waste recycling facilities;
 - c. hazardous waste treatment, storage, or disposal facilities;
 - d. wood preserving facilities; or
 - e. air transportation facilities that conduct deicing activities.

b. Filtration System

- i. Filtration options include, but are not limited to: sand filters with underdrains, biofiltration areas, swales using underdrains with impermeable check dams and underground sand filters;
- ii. Must not install filter media until the contributing drainage area is constructed and fully stabilized unless they provide rigorous erosion prevention and sediment controls (e.g., diversion berms) to keep sediment and runoff completely away from the filtration area;
- iii. Designed to remove at least 80 percent of TSS;
- iv. Must use a pretreatment device such as a vegetated filter strip, small sedimentation basin, water quality inlet, forebay or hydrodynamic separator to remove settleable solids, floating materials, and oils and grease from the runoff, to the maximum extent practicable, before runoff enters the filtration system;
- v. Designed to provide a water quality volume as described in **Subd. 3.l.c. and d.**;
- vi. Designed to discharge all stormwater (including stormwater in excess of the water quality volume) routed to the system through the uppermost soil surface or engineered media surface within 48 hours. Additional flows that the system cannot filter within 48 hours must bypass the system or discharge through an emergency overflow; Designed to provide a means to visually verify the system is discharging through the soil surface or filter media within 48 hours;
- vii. Designed to provide a means to visually verify the system is discharging through the soil surface or filter media within 48 hours;
- viii. Employ appropriate on-site testing to ensure a minimum of three (3) feet of separation between the seasonally saturated soils (or from bedrock) and the bottom of the proposed filtration system;
- ix. Construct with an impermeable liner when the system has less than three (3) feet of separation between seasonally saturated soils or bedrock;
- x. Designed with a maintenance access, typically eight (8) feet wide.

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c. Wet Sedimentation Basin

- i. Permanent volume of 1,800 cubic feet of storage below the outlet pipe for each acre that drains to the basin;
- ii. Permanent volume must reach a minimum depth of at least three (3) feet and must have no depth greater than 10 feet;
- iii. Must be configured to minimize scour or resuspension of solids;
- iv. In addition to the permanent volume, the basin must provide the water quality volume as live storage. Water quality volume is described in **Subd. 8.J.c. and d.**;
- v. Water quality volume discharges at no more than 5.66 cubic feet per second (cfs) per acre of surface area of the basin;
- vi. Designed to prevent short-circuiting and the discharge of floating debris;
- vii. Basin outlets must have energy dissipation;
- viii. Must include a stabilized emergency overflow to accommodate storm events in excess of the basin's hydraulic design;
- ix. Must have a maintenance access, typically eight (8) feet wide, for the basin;
- x. Must be located outside of surface waters and any buffer zones identified in Construction Stormwater General Permit.
- xi. Permittees must design basins using an impermeable liner if located within active karst terrain.

d. Regional Wet Sedimentation Basins

- i. When the entire water quality volume cannot be retained onsite, regional wet sedimentation basins can be used or created, provided they are constructed basins, not a natural wetland or water body.
- ii. The regional basin conforms to all requirements for a wet sedimentation basin as described in **Subd. 8.K.c.** (Wet Sedimentation Basin)

- iii. Must be large enough to account for the entire area that drains to the basin.
- iv. Waterways between the project and the regional basin must not be significantly degraded.
- v. Written authorization from City of Lexington or private entity that owns and maintains the regional basin.

i. ~~Infiltration prohibitions. The use of infiltration as a stormwater treatment method is prohibited as follows:~~

- ~~• Where industrial facilities are not authorized to infiltrate industrial stormwater under an NPDES/SDS Industrial Stormwater Permit issued by the Agency.~~
- ~~• Where vehicle fueling and maintenance occur.~~
- ~~• With less than three (3) feet of separation distance from the bottom of the infiltration system to the elevation of the seasonally saturated soils or the top of bedrock.~~
- ~~• Where high levels of contaminants in soil or groundwater will be mobilized by the infiltrating stormwater.~~

4) ~~Infiltration restrictions. The City shall restrict the use of infiltration techniques without a detail led engineering review, to prevent adverse impacts to groundwater, when the infiltration device will receive discharges from, or be constructed in the following:~~

- ~~• Areas of predominately Hydrologic Soil Group D (clay) soils.~~
- ~~• Areas with in 1,000 feet up gradient or within 100 feet down gradient of active karst features.~~
- ~~• Areas within a Drinking Water Supply Management Area (DWSMA) as defined in Minn. R.4720.5100, subp. 13.~~
- ~~• Areas where soil infiltration rates are more than 8.3 inches per hour.~~

~~The restrictions above do not preclude proposers of construction activity from infiltrating stormwater. Rather, the restrictions simply require that a higher level of design and review is needed. There may be opportunities to infiltrate in these areas and not impact groundwater or experience a system failure because of one of the site restrictions.~~

CHAPTER 17

~~Exception for meeting the volume control standard. A lesser volume reduction requirement than required if the project meets one of the prohibitions or restrictions listed above and if the owner or operator of the construction activity implements to the Maximum Extent Practicable (MEP) other volume reduction techniques such as evapotranspiration, reuse/harvesting, conservation design, green roofs, etc. on site. If other volume reduction techniques are not used, documentation must be provided on why that decision was made and maintained on file at the City.~~

Subd. 9. Wetlands.

- A. Runoff shall not be discharged directly into wetlands without presettlement of the runoff
- B. A protective buffer strip of natural vegetation at least one rod (16.5 feet) in width shall surround all wetlands.
- C. Wetlands must not be drained or filled, wholly or partially, unless replaced by restoring or creating wetland areas of at least equal public value. Replacement must be guided by the Wetland Conservation Act and the following principles in descending order of priority:
 - 1) Avoiding the direct or indirect impact of the activity that may destroy or diminish the wetland;
 - 2) Minimizing the impact by limiting the degree or magnitude of the wetland activity and its implementation;
 - 3) Rectifying the impact by repairing, rehabilitating, or restoring the affected wetland environment;
 - 4) Reducing or eliminating the impact over time by preservation and maintenance operations during the life of the activity; and
 - 5) Compensating for the impact by replacing or providing substitute wetland resources or environments.

Subd. 10. Steep Slopes. No land disturbing or development activities shall be allowed on slopes of 18 percent or more.

Subd. 11. Catch Basins. All newly installed and rehabilitated catch basins shall be provided with a sump area for the collection of coarse-grained material. Such basins shall be cleaned when they are half filled with material.

Subd. 12. Drain Leaders. All newly constructed and reconstructed buildings will route drain leaders to pervious areas wherein the runoff can be allowed to infiltrate. The flow rate of water exiting the leaders shall be controlled so no erosion occurs in the pervious areas.

Subd. 13. Inspection and Maintenance. ~~All storm water management facilities shall be designed to minimize the need of maintenance, to provide access for maintenance purposes and to be structurally sound. All storm water management facilities shall have a plan of operation and maintenance that assures continued effective removal of pollutants carried in storm water runoff. The director of public works, or designated representative, shall inspect all storm water management facilities during construction, during the first year of operation, and at least once every five years thereafter. The inspection records will be kept on file at the public works department for a period of 6 years. It shall be the responsibility of the applicant to obtain any necessary easements or other property interests to allow access to the storm water management facilities for inspection and maintenance purposes.~~

Subd. 14. Models/Methodologies/Computations. Hydrologic models and design methodologies used for the determination of runoff and analysis of storm water management structures shall be approved by the director of public works. Plans, specification and computations for storm water management facilities submitted for review shall be sealed and signed by a registered professional engineer. All computations shall appear on the plans submitted for review, unless otherwise approved by the director of public works.

Commented [JD18]: Renumber subsequent subdivisions as necessary

Subd. 15. Watershed Management Plans/Groundwater Management Plans. Storm water management plans shall be consistent with adopted watershed management plans and groundwater management plans prepared in accordance with Minnesota Statutes section 103B.231 and 103B.255 respectively, and as approved by the Minnesota Board of Water and Soil Resources in accordance with state law.

Subd. 16. Easements. If a storm water management plan involves direction of some or all runoff off of the site, it shall be the responsibility of the applicant to obtain from adjacent property owners any necessary easements or other property interests concerning flowage of water.

SECTIONS 13.31 THROUGH 13.39, INCLUSIVE, RESERVED FOR FUTURE EXPANSION.

SECTION 13.40. LAWN FERTILIZER REGULATIONS.

Subd. 1. Use of Impervious Surfaces. No person shall apply fertilizer to or deposit grass clippings, leaves, or other vegetative materials on impervious

surfaces, or within storm water drainage systems, natural drainage ways, or within wetland buffer areas.

Subd. 2. Unimproved Land Area. Except for driveways, sidewalks, patios, areas occupied by structures or areas which have been improved by landscaping, all areas shall be covered by plants or vegetative growth.

Subd. 3. Phosphorus Use Restricted. A person may not apply a fertilizer containing the plant nutrient phosphorus to turf, except under the following conditions:

- A. A tissue, soil, or other test by a laboratory or method approved by the commissioner and performed within the last three years indicates that the level of available phosphorus in the soil is insufficient to support healthy turf growth;
- B. The property owner or an agent of the property owner is first establishing turf via seed or sod procedures, and only during the first growing season.

Subd. 4. Buffer Zone. Fertilizer applications shall not be made within one rod (16.5 feet) of any wetland or water resource.

SECTION 13.41. ANIMAL WASTE REGULATIONS.

Commented [JD19]: Animal waste ordinance

Subd. 1. Animal Waste. No owner or custodian of any animal shall cause or allow such animal to soil, defile or defecate on any public property or upon any street, sidewalk, public way, or public play area unless such owner immediately removes and disposes of all feces deposited by such animal in a sanitary manner.

Subd. 2. Feces Removal Device. It is unlawful for any person owning, keeping or harboring an animal to cause or permit said animal to be on any public property without having in his/her immediate possession a device for the removal of feces and depository for the transmission of excrement to a proper receptacle located on the property owned or possessed by such person.

Subd. 3. Failure to Remove Feces. It is unlawful for any person in control of, causing or permitting any animal to be on any public property to fail to remove feces left by such animal and dispose of it properly as described in section (b).

Subd. 4. Proper Disposal. Proper disposal of animal waste shall be limited to burial where lawfully permitted, flushing in the toilet, bagging for disposal in the owner or keeper's waste receptacle, and bagging for disposal in a waste receptacle designated for animal waste in a public park or park area.

Subd. 5. Storm Drain Prohibition. Disposal of animal waste in storm drains is prohibited.

Subd. 6. Public Compost Prohibition. Disposal of animal waste in public compost is prohibited.

Subd. 7. Exception. The provisions of this section shall not apply to the ownership or use of any properly identified service animals, animals when used for police activities, or tracking animals when used by or with the permission of the appropriate authorities.

SECTIONS 13.42 THROUGH 13.49, INCLUSIVE, RESERVED FOR FUTURE EXPANSION.

SECTION 13.50 REGULATIONS FOR ILLICIT STORM WATER DISCHARGE AND DETECTION

Subd. 1. Findings and Purpose.

- A. The city council hereby finds that nonstormwater discharges to the city's municipal separated storm sewer system are subject to higher levels of pollutants that enter into receiving water bodies adversely affecting the public health, safety and general welfare by impacting water quality, creating nuisances, impairing other beneficial uses of environmental resources and hindering the ability of the city to provide adequate water, sewage, flood control and other community services.
- B. The purpose of the ordinance is to promote, preserve and enhance the natural resources within the city and protect them from adverse effects occasioned by nonstormwater discharges by regulating discharges that would have an adverse and potentially irreversible impact on water quality and environmentally sensitive land.

Subd. 2. Administration. The city and its authorized representatives are authorized to administer, implement, and enforce the provisions of this section.

Subd. 3. Illegal disposal and dumping.

- A. No person shall throw, deposit, place, leave, maintain, or keep any substance upon any street, alley, sidewalk, storm drain, inlet, catchbasin conduit or drainage structure, business, or upon any public or private land, so that the same might be or become a pollutant, unless the substance is in containers, recycling bags, or any other lawfully established waste disposal device.
- B. No person shall intentionally dispose of grass, leaves, dirt, or landscape material into a water resource, buffer, street, road, alley, catchbasin, culvert, curb, gutter, inlet, ditch, natural watercourse, flood control channel, canal, storm drain or any fabricated natural conveyance.

Subd. 4. Illicit discharges.

- A. No person shall cause any illicit discharge to enter the storm sewer system or any surface water.
- B. Exemptions. The following discharges are exempt from this section:
- 1) Nonstormwater that is authorized by an NPDES point source permit obtain from the MPCA;
 - 2) Firefighting activities or other activities necessary to protect public health and safety;
 - 3) Dye testing for which the city has provided a verbal notification prior to the time of the test;
 - 4) Water line flushing or other potable water sources;
 - 5) Landscape irrigation or lawn watering;
 - 6) Diverted stream flows;
 - 7) Rising ground water;
 - 8) Ground water infiltration to storm drains;
 - 9) Uncontaminated pumped ground water;
 - 10) Foundation or footing drains (not including active groundwater dewatering systems);
 - 11) Crawl space pumps, or sump pumps conforming with section 150.30;
 - 12) Air conditioning condensation;
 - 13) Springs;
 - 14) Noncommercial washing of vehicles;
 - 15) Natural riparian habitat or wetland flows;
 - 16) Dechlorinated swimming pools (for pools to be considered "dechlorinated," water must be allowed to sit seven (7) days without the addition of chlorine to allow for chlorine to evaporate before discharging in an area where drainage to streets or storm sewer systems may occur); or
 - 17) Any other water source not containing a pollutant.

Subd. 5. Illicit Connections. No person shall construct, use, or maintain any illicit connection to intentionally convey nonstormwater to the city's storm sewer system. This prohibition expressly includes, without limitation, illicit connections made in the past regardless of whether the connection was permissible under law or practices applicable or prevailing at the time of connection. A person is considered to be in violation of this section if the person connects a line conveying sewage to the storm sewer system, or allows such a connection to continue.

Subd. 6. General provisions. All owners or occupants of property shall comply with the following general requirements:

- A. **Septic systems.** No person shall leave, deposit, discharge, dump, or otherwise expose any chemical or septic waste in an area where discharge to streets or storm sewer system may occur. This section shall apply to both actual and potential discharges.
 - 1) Individual septic systems must be maintained to prevent failure, which has the potential to pollute surface water.
 - 2) No part of any individual septic system requiring on-land or in-ground disposal of waste shall be located closer than 150 feet from the ordinary high water level in the case of DNR protected waters, or the wetland boundary in the case of all other water bodies, unless it is proven by the applicant that no effluent will immediately or gradually reach the water bodies because of existing physical characteristics of the site or the system.
 - 3) Recreational vehicle sewage shall be disposed to a proper sanitary waste facility. Waste shall not be discharged in an area where drainage to streets or storm sewer systems may occur.
- B. **Water runoff.** Runoff of water from residential property shall be minimized to the maximum extent practicable. Runoff of water from the washing down of paved areas in commercial or industrial property is prohibited unless necessary for health or safety purposes and not in violation of any other provisions of the city code.
- C. **Mobile washing businesses.** Business that use significant amounts of water at various locations in the city, such as, but not limited to mobile vehicle washing and carpet cleaning, shall dispose of wastewater into the sanitary sewer at a location permitted by the city. Wastewater must not be discharged where drainage to streets or storm sewer system may occur.
- D. **Motor vehicle repair and maintenance.** Storage of materials, machinery and equipment for motor vehicle repair and maintenance must comply with the following requirements:

- 1) Motor vehicle parts containing grease, oil or other hazardous substances and unsealed receptacles containing hazardous materials shall not be stored in areas susceptible to runoff.
 - 2) Any machinery or equipment that is to be repaired or maintained in areas susceptible to runoff shall be placed in a confined area to contain leaks, spills, or discharges.
- E. Parking lots and private streets. Debris from parking lots and private streets should be swept at least once a year in the spring to remove debris. Such debris shall be collected and properly disposed.
- F. Other. Fuel and chemical residue or other types of potentially harmful material, such as animal waste, garbage or batteries shall be removed as soon as possible and disposed of properly. Household hazardous waste may be disposed of through the county collection program or at any other appropriate disposal site and shall not be placed in a trash container.

Subd. 7. Industrial activity discharges. Any person subject to an industrial activity NPDES stormwater discharge permit shall comply with all provisions of such permit. Proof of compliance with the permit may be required in a form acceptable to the city prior to the allowing of discharges to the storm sewer system. Any person responsible for a facility that has stormwater discharges associated with industrial activity, who is or may be the source of an illicit discharge, may be required to implement, at the person's expense, additional structural and nonstructural BMPs to prevent the further discharge of pollutants to the storm sewer system. These BMPs shall be part of a stormwater pollution prevention plan as necessary for compliance with requirements of the NPDES permit.

Subd. 8. Notification of spills. Notwithstanding other requirements of law, as soon as any person responsible for a facility or operation, or responsible for emergency response for a facility or operation has information of any known or suspected release of materials which are resulting or may result in illegal discharges or pollutants discharging into the storm sewer system, or public water the person shall take all necessary steps to ensure the discovery, containment, and cleanup of such release. In the event of such a release of hazardous materials, the person shall immediately notify emergency response agencies of the occurrence via emergency dispatch services. In the event of a release of nonhazardous materials, the person shall notify the city no later than the next business day.

Subd. 9. Access. If the city has been refused access to any part of the premises from which stormwater is discharged, and is able to demonstrate probable cause to believe that there may be a violation of this section or that there is a need to inspect and/or sample as part of a routine inspection and sampling program designed to verify compliance with this chapter or any order issued hereunder, or to

protect the overall public health, safety, and welfare of the community, then the city may seek an administrative search warrant from any court of competent jurisdiction.

Subd. 10. Suspension of Storm Sewer System Access.

- A. Suspension due to illicit discharges in emergency situation. The city may, without prior notice, suspend storm sewer system discharge access to a person when such suspension is necessary to stop an actual or threatened discharge that presents or may present imminent and substantial danger to the environment, or to the health or welfare of persons, or to the storm sewer or public waters. If the violator fails to comply with a suspension order issued in an emergency, the city may take such steps as deemed necessary to prevent or minimize damage to the storm sewer system or public waters, or to minimize danger to persons.
- B. Suspension due to the detection of illicit discharge. All persons discharging to the storm sewer system in violation of this chapter may have their storm sewer system access terminated if such termination serves to abate or reduce an illicit discharge. It is a violation of this section to reinstate storm sewer system access to premises that have been terminated pursuant to this section without the prior approval of the city.

SECTIONS 13.51 THROUGH 13.59, INCLUSIVE, RESERVED FOR FUTURE EXPANSION.

SECTION 13.60. OTHER CONTROLS.

In the event of any conflict between the provisions of this ordinance and the provisions of an erosion control or shore land protection ordinance adopted by the City Council, the more restrictive standard prevails.

SECTIONS 13.61 THROUGH 13.69, INCLUSIVE, RESERVED FOR FUTURE EXPANSION.

SECTION 13.70. SEVERABILITY.

The provisions of this ordinance are severable. If any provision of this ordinance or the application thereof to any person or circumstance is held invalid, such invalidity shall not affect other provisions or applications of this ordinance which can be given effect without the invalid provision or application.

SECTIONS 13.71 THROUGH 13.98, INCLUSIVE, RESERVED FOR FUTURE EXPANSION.

SECTION 13.99. VIOLATION.

A. A violation of this chapter is a public nuisance. When the city finds that a person has violated a prohibition or failed to meet a requirement of this section, the person is deemed to have created a public nuisance subject to abatement and assessment, as provided under Minnesota Statutes Chapter 429 and other pertinent statutes for certification to the County Auditor and collection the following year along with current taxes. In addition, the city may require the following:

1. The performance of monitoring, analysis, and reporting;
2. The implementation of source control or treatment BMPs;
3. Any other requirement deemed necessary.

B. The remedies listed in this chapter are not exclusive of any other remedies available under any applicable federal, state or local law and it is within the discretion of the City to seek cumulative remedies. The City may recover all attorney's fees, court costs and other expenses associated with enforcement of this chapter, including sampling and monitoring expenses.

ADOPTED by the City Council of the City of Lexington this 5th day of January, 2023.

First Reading December 15, 2022
Second Reading January 5, 2023

ATTEST:

Gary Grote, Mayor

Bill Petracek, City Administrator

Published in the Quad Press on _____ ##, 2023

CHAPTER 17

**CITY OF LEXINGTON
COUNTY OF ANOKA
STATE OF MINNESOTA**

RESOLUTION 23-04

**A RESOLUTION OF THE CITY COUNCIL OF LEXINGTON, MINNESOTA,
APPROVING SUMMARY PUBLICATION OF ORDINANCE**

WHEREAS, January 5, 2023, the City Council adopted amendments to our Stormwater Management Regulations to comply with the Minnesota Pollution Control Agency (MPCA) and their mandates coming out our storm water discharge (MS4) permit audit conducted in 2022. Deficiencies were noted in our regulations during the review process. These mandated amendments by MPCA are noted in Ordinance No. 23-01 – Chapter 13 Storm water Management Regulations.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lexington, due to the lengthy nature of this Ordinance, has directed that this title and summary be prepared for publication pursuant to Minn. Stat. 412.191, Subd. 4

The Council finds that the following text clearly informs the public of the intent and effect of Ordinance 23-01, and hereby approves the following summary text for publication:

“SUMMARY PUBLICATION OF ORDINANCE 23-01.

ORDINANCE NO. 23-01 AN ORDINANCE AMENDING CHAPTER 13 OF THE LEXINGTON CODE OF ORDINANCES– STORMWATER MANAGEMENT REGULATIONS OF THE CITY COUNCIL OF LEXINGTON, MINNESOTA IN ACCORDANCE WITH MINNESOTA POLLUTION CONTROL AGENCY (MPCA) REQUIREMENTS

NOTICE: the full text of this Ordinance is available for public inspection at Lexington City Hall located at 9180 Lexington Avenue, Lexington, MN 55014, during regular office hours.”

WHEREAS, Passed by the City Council of Lexington, Minnesota this 5th day of January 2023.

Gary Grote, Mayor

Attest:

Bill Petracek, City Administrator

To: Lexington City Council.

From: Bill Petracek, City Administrator

Date: December 27, 2022

Re: Centennial Lakes Little League Memorandum of Understanding (MOU)

As we discussed at the December workshop, I am recommending we provide Centennial Lakes Little League the option –MOU Option #1- to continue to utilize our public works services by charging a fee for labor and materials to paint/stripe the ball fields during the baseball season. Or provide them the option –MOU Option #2– to not pay the costs associated with painting/stripping the fields and allow the organization to seek other alternatives for striping the fields.

The finance director worked with public works to provide a cost estimate for painting/stripping the ball fields in Memorial Park during the season based on the current costs, which is enclosed. This estimate based on the MOU option #1 will fluctuate from year-to-year as the expense to provide materials and labor increase.

Staff recommends approving both MOU's – #1 and #2 - and allow city staff the ability to work with Centennial Lakes Little League on their options for 2023.

MEMORANDUM OF UNDERSTANDING – Option #1

For 2023, the following charges will be the responsibility of the Centennial Lakes Little League Association:

- Water and Sewer Bill: A beginning meter reading will be taken April 1, 2023 and a final reading on September 30, 2023. Billing will be issued for gallons used at the commercial rate and summary billing will be sent in October 2023 to CLLLA for payment to the City of Lexington.
- Electricity for Concession and Field Lights (excludes security lights): A beginning meter reading will be taken from the Connexus April billing statement and a final reading will be taken from the Connexus October billing statement. Billing included in the summary billing to be sent in October 2023 for payment to the City of Lexington.
- Garbage: CLLLA will contract directly with a garbage company and will pay the vendor directly.
- Fertilizer Cost: CLLLA will pay for 1/2 the total fertilizer costs. Summary billing will be sent in October 2023 for payment to the City of Lexington.
- Ag-lime: CLLLA will pay for ag-lime needed for field repair.
- Field Striping: The actual cost of field striping based on the current labor and equipment rates, and the cost of materials. The charges will be included in the summary billing to be sent in October 2023 for payment to the City of Lexington.
- CLLLA will not be charged for water/sewer and electric usage during the Minnesota State High School League (MSHSL) Section 4AAA Softball Tournament (May 2023 – June 2023). The usage by MSHSL will be calculated on a pro-rata basis and shown as a credit on the billing sent in October 2023 for payment to the City of Lexington.
- The summary billing will be due 45 days from the date of the invoice. After 45 days it will be considered delinquent and subject to late fees, as per City Code Section 3.04, Subd. 1.

Agreed this _____ day of _____ 2023.

City of Lexington

Centennial Lakes Little League

MEMORANDUM OF UNDERSTANDING – Option #2

For 2023, the following charges will be the responsibility of the Centennial Lakes Little League Association:

- Water and Sewer Bill: A beginning meter reading will be taken April 1, 2023 and a final reading on September 30, 2023. Billing will be issued for gallons used at the commercial rate and summary billing will be sent October 2023 to CLLLA for payment to the City of Lexington.
- Electricity for Concession and Field Lights (excludes security lights): A beginning meter reading will be taken from the Connexus April billing statement and a final reading will be taken from the Connexus October billing statement. Billing included in the summary billing to be sent in October 2023 for payment to the City of Lexington.
- Garbage: CLLLA will contract directly with a garbage company and will pay the vendor directly.
- Fertilizer Cost: CLLLA will pay for 1/2 the total fertilizer costs. Summary billing will be sent in October 2023 for payment to the City of Lexington.
- Ag-lime: CLLLA will pay for ag-lime needed for field repair.
- CLLLA will not be charged for water/sewer and electric usage during the Minnesota State High School League (MSHSL) Section 4AAA Softball Tournament (May 2023 – June 2023). The usage by MSHSL will be calculated on a pro-rata basis and shown as a credit on the billing sent in October 2023 for payment to the City of Lexington.
- The summary billing will be due 45 days from the date of the invoice. After 45 days it will be considered delinquent and subject to late fees, as per City Code Section 3.04, Subd. 1.

Agreed this _____ day of _____ 2023.

City of Lexington

Centennial Lakes Little League

Memorial Park Ball Field striping estimate

Benefit Calculation
2080
Medical Allowance #####
Life and AD&D \$ 672.00

Hourly \$ 9.76

Billing Rates:	Base	OT	PERA	P/R Taxes	Benefits	Subtotal	Admin	TOTAL
Jim	\$ 34.24	\$ -	\$ 2.57	\$ 2.62	\$ 9.76	\$ 14.94	\$ -	\$ 49.18
Travis	\$ 36.48	\$ -	\$ 2.74	\$ 2.79	\$ 9.76	\$ 15.28	\$ -	\$ 51.76
Bob	\$ 18.26	\$ -	\$ 1.37	\$ 1.40	\$ -	\$ 2.77	\$ -	\$ 21.03
	33.34							

DESCRIPTION	Qty	Rate	AMOUNT
Paint Striping			
1. Public Works Personnel			
PW Laborer Charge-TS	33.00	\$51.76	\$1,708.08
22 weeks (May-Sept) at average 1.5 hrs			
PW Laborer Charge-RH	33.00	\$21.03	\$693.99
22 weeks (May-Sept) at average 1.5 hrs			
2. Equipment use	33.00	\$3.96	\$130.68
Per 2021 FEMA Schedule of Rates, per hour			
3. Materials			
Paint, actual costs may vary			\$358.91
SUBTOTAL			\$2,891.66
TOTAL DUE			\$2,891.66