**CITY OF LEXINGTON**

**REGULAR COUNCIL MEETING**

**JANUARY 5, 2017 – 7:00 P.M.**

**9180 LEXINGTON AVENUE**

1. **SWEARING IN CEREMONY**
   1. Mayor Kurth
   2. Councilmember Harris
   3. Councilmember Murphy

***Petracek conducted the swearing in of Mayor Kurth, Councilmember Harris, and Councilmember Murphy.***

1. **Call to Order:** – Mayor Kurth
   1. Roll Call - Council Members: DeVries, Harris, Hughes and Murphy

***Mayor Kurth called to order the Regular City Council meeting for January 5, 2017 at 7:00 p.m. Councilmember’s present: Devries, Harris, Hughes, and Murphy. Also Present: Bill Petracek, City Administrator; Kurt Glaser, City Attorney; Chris Galiov, Finance Director; Gary Grote, Fire Chief; Wal-Mart Representatives; Numerous members of the Lexington Fire Department. Carter Johnson, Quad Press; Quad Press Reporter.***

1. **Citizens Forum**

***No citizens were present to address the council***

1. **FIRE DEPARTMENT – Presentation of Appreciation Award to Wal-Mart Managers**

***Gary Grote, Fire Chief presented an Appreciation Award to two area Wal-Mart store managers for their grant contribution to the Lexington Fire Department to purchase new fire fighter helmets. Chief Grote recognized Fire Fighter Mike Moleski for his initiative and ability to write the grant to Wal-Mart for the helmets. Discussion ensued.***

1. **APPROVAL OF AGENDA WITH CHANGES AND CORRECTIONS**

***A motion was made by Councilmember Devries to approve the agenda as typewritten. The motion was seconded by Councilmember Harris. Motion carried 5-0***

1. **INFORMATIONAL REPORTS:**
   1. Airport (Councilmember Harris) – ***Harris provided an overview of the noise complaints received by the Airport Commission. She stated the next meeting would be held in March. Discussion ensued.***
   2. Cable Commission (Councilmember Payment) – ***No report.***
   3. City Administrator (Bill Petracek) – ***Petracek provided an update on the Union negotiations with the Centennial Lakes Police Department.***
2. **LETTERS AND COMMUNICATIONS:**
   1. 2016 Holiday Lighting Contest Winners
   2. Thank you –Archer Robotics Competition Team – Use of Lovell Building
   3. Planning & Zoning meeting minutes – December 13, 2016
   4. December 15, 2016 Council Workshop meeting minutes
   5. Centennial Lakes Police Department Media Report

* December -15, 2016 through December-21, 2016
* December 22, 2016 through December 28, 2016 
  1. North Metro TV – November Update
  2. Centennial Lakes Police Department – January 2017 Newsletter

***Mayor Kurth announced and congratulated the winners of the Holiday Lighting Contest:***

***3 - 8711 Dunlap Ave.***

***2 – 8919 Naples Ave.***

***1 – 9216 Syndicate Ave.***

1. **Consent ITEMS:**
   1. Recommendation to Approve Council Minutes:

Council Meeting –December 15, 2016

* 1. Recommendation to Approve Claims and Bills:

Check #’s 13473 through 13476

Check #’s 41507 through 41561

Check #’s 41562 through 41572

Check #’s 41580 through 41596

Check #’s 11216 through 11232

Financial Reports

* Cash Balances
* Fund Summary – Budget to Actual 
  1. Recommendation to approve 2017 Pay Equity Report

***A motion was made by Councilmember Hughes to approve the consent agenda items. The motion was seconded by Councilmember Devries. Motion carried 5-0.***

1. **Action ItemS:**
   1. Recommendation to approve hiring Onna Belter and Keith Harris as Firefighters.

***A motion was made by Councilmember Hughes to approve the hiring of Onna Belter and Keith Harris as fire fighters. The motion was seconded by Councilmember Devries. Motion carried 4-0. 1- Abstain: Councilmember Harris abstained.***

* 1. Resolution NO. 17-01 A Resolution naming Appointees For 2017

***Mayor Kurth explained some of the changes to his appointments. Discussion ensued. A motion was made by Councilmember Harris to approve Resolution No. 17-01 – A Resolution naming appointees for 2017. The motion was seconded by Councilmember Harris. Motion carried 5-0.***

* 1. Resolution NO. 17-02 A Resolution Adopting Fee Schedule

***Petracek explained that additional fees are included to the fee schedule: An administrative charge of 15% of the amount billed/assessed. Petracek explained as we keep pushing harder on property maintenance, there is considerable amount of staff time needed to follow through with the billing process. He added that an additional fee also has been added for returned checks/NSF Fee of up to $30.00 for returned checks at the liquor store. Discussion ensued.***

***A motion was made by Councilmember Hughes to approve Resolution No. 17.02 – A Resolution Adopting Fee Schedule. The motion was seconded by Councilmember Harris. Motion carried 5-0.***

* 1. Resolution NO. 17-03 A Resolution Establishing Procedures Relating To Compliance With Reimbursement Bond Regulations Under the Internal Revenue Code

***A motion was made by Councilmember Devries to approve Resolution No. 17-03 – A Resolution establishing procedures relating to compliance with reimbursement bond regulations under the internal revenue code. The motion was seconded by Councilmember Harris. Motion carried 5-0.***

* 1. Resolution NO. 17-04 A Resolution Authorizing Signatories For the City Of Lexington Financial Accounts and Checks and Granting Finance Director Access To the City’s Financial Account For 2017

***A motion was made by Councilmember Murphy to approve Resolution No. 17-04 – A Resolution authorizing signatories for the City of Lexington financial accounts and checks and granting finance director access to the city’s financial account for 2017. The motion was seconded by Councilmember Devries. Motion carried 5-0.***

* 1. Recommendation from Planning & Zoning to approve Ordinance #17-01 An Ordinance Amending City Code Chapter 11.60 Performance Standards – Subd. 19 Manufactured Homes

***Petracek explained that Planning & Zoning developed this amendment to our performance standards to keep Tiny Homes out of the City of Lexington by restricting the square footage allowed for a ‘manufactured home.’ Attorney Glaser provided a legal insight to the proposed restrictions. Discussion ensued.***

***A motion was made by Councilmember Harris to approve Ordinance #17-01 – an ordinance amending city code chapter 11.60 performance standards – subd. 19 – Manufactured homes. The motion was seconded by Councilmember Hughes.***

* 1. Recommendation from Planning & Zoning to approve Ordinance #17-02 An Ordinance Amending City Code Chapter 11 & Chapter 16 To Create A Farmer’s Market Zoning Definition and Business License

***Petracek explained that Planning & Zoning developed the proposed regulations for Farmer’s Markets in Lexington so that we ensure that any new markets coming into Lexington would require a business license, and must comply with the Minnesota State regulations in order to maintain the license and operate in Lexington. He added that the Fire Relief Association will now need a business license to operate their Farmer’s Market. Discussion ensued.***

***A motion was made by Councilmember Hughes to approve Ordinance #17-02 – an ordinance amending city code chapter 11 & chapter 16 to create a farmer’s market zoning definition and business licenses. The motion was seconded by Councilmember Devries. Motion carried 5-0.***

* 1. Recommendation to approve under Section 24.02 of the AFSCME 2016-2018 Collective Bargaining Agreement, the City shall provide no more than an annual allowance of $400.00starting in 2017

***Petracek consulted with Paul Floyd, Employment Attorney, and explained the need to set an amount for this section of the Union Contract, as there is no amount, currently. He added that past practices was the City allowed $800 for uniforms. Discussion ensued.***

***A motion was made by Councilmember Harris to approve under Section 24.02 of the AFSCME 2016-2018 Collective Bargaining Agreement, the City shall provide no more than an annual allowance of $400.00 in 2017. The motion was seconded by Councilmember Devries. Motion carried 5-0.***

* 1. Recommendation to approve Municipal Recycling Contract for 2017 Funding & Goals

***Councilmember Devries made a motion to approve the Muncipal Recycling Contract for 2017 funding & goals. The motion was seconded by Councilmember Harris. Motion carried 5-0.***

* 1. Discuss proposal from Centennial Lakes Little League

***Mayor Kurth explained that Pat Mahr from Centennial Lakes Little League contacted him to discuss amending the lease with the City of Lexington and the Lovell Building. Discussion ensued.***

***A motion was made by Councilmember Devries to modify the Lovell Building lease with Centennial Lakes Little League to a month-to-month lease, and to charge $400.00 for the use of the gymnasium as an indoor practice facility only. The motion was seconded by Councilmember Harris. Motion carried 5-0.***

1. **MAYOR AND COUNCIL INPUT**

***Councilmember’s Harris and Murphy provided an update on their attendance at the Newly Elected Officials Conference conducted by the League of Minnesota Cities. Discussion ensued.***

1. **ADJOURNMENT**

***A motion was made by Councilmember Devries to adjourn the meeting at 7:40 p.m. The motion was seconded by Councilmember Harris. Motion carried 5-0.***

***I hereby certify that the January 5, 2017, Regular City Council Minutes as presented, were approved by the Lexington City Council on January 19, 2017.***

***Bill Petracek***

***City Administrator***

/bp