

**MINUTES  
CITY OF LEXINGTON  
REGULAR COUNCIL MEETING  
JULY 16, 2020– 7:00 P.M.  
9180 LEXINGTON AVENUE**

**1. CALL TO ORDER:** – Mayor Murphy

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

*Mayor Murphy called to order the Regular City Council meeting for July 16, 2020 at 7:00 p.m. Councilmember's present: Devries, Harris, Hughes, Winge. Also Present: Bill Petracek, City Administrator; Kurt Glaser, City Attorney; Chris Galiov, Finance Director; Justin Templin, Attorney, Hoff Barry.*

**2. CITIZENS FORUM**

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

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

*Councilmember Devries made a motion to approve the agenda as typewritten. Councilmember Harris seconded the motion. Motion carried 5-0.*

**4. LETTERS AND COMMUNICATIONS:**

- A. Public Notice – Closed Executive Session  
B. Police Chief Jim Coan Retirement Announcement  
C. 2020 Estimated Market Value Summary – Anoka County  
D. TOPS 1722 – COVID 19 Guidelines  
E. Centennial Lakes Police Department Media Reports 6-17 through 6-30-2020  
F. Notice of Public Accuracy Test

*Mayor Murphy thanked Police Chief Jim Coan for serving the City of Lexington and wished him well in his retirement. Murphy also announced the hiring of new Police Chief Jim Mork.*

**5. CONSENT ITEMS:**

- A. Recommendation to Approve Council Minutes:  
Council Meeting – July 2, 2020  
B. Recommendation to Approve Claims and Bills:  
Check #'s 13684 through 13686  
Check #'s 46478 through 46478  
Check #'s 46479 through 46544

Check #'s 13274 through 13281  
VOID # 46470

C. Financial Reports

- Cash Balances
- Fund Summary – Budget to Actual

*Councilmember Winge made a motion to approve the consent agenda items. Councilmember Devries seconded the motion. Motion carried 5-0.*

**6. ACTION ITEMS:**

- A. Recommendation to approve Resolution NO. 20-17 A Resolution  
Approving Appointment of Election Judges

*Councilmember Hughes made a motion to approve Resolution NO. 20-17 A Resolution Approving Appointment of Election Judges. Councilmember Harris seconded the motion. Motion carried 5-0.*

- B. Recommendation to approve Business License Renewals

*Councilmember Devries made motion to approve Business License Renewals. Councilmember Hughes seconded the motion. Motion carried 5-0.*

**7. MAYOR AND COUNCIL INPUT**

*Councilmember Devries asked about the asphalt replacement needed due to the broken water main in front of Boulevard Bar and Grille. Petracek responded by saying public works has been extremely busy, and probabaly hasn't had time to complete it. Devries also asked about the Lexington Lofts running water into the storm drain without a filter. Petracek said he would look into it.*

*Councilmember Hughes asked about the progress of the tree maintenance and removal ordinance. Petracek said it is on the next Planning Commission agenda for discussion.*

*Councilmember Harris stated that the lights at the Memorial Park sign are not lit. Petracek stated he would look into it.*

*Mayor Murphy explained the City Council would be discussing the parking issues on Dunlap Ave. at the workshop, which will not be televised.*

## **8. ADMINISTRATOR INPUT**

*Petracek updated the Council on the progress of Jackson Ave. and liquor store mill and overlay project, as well as the concession stand upgrades. Discussion ensued.*

## **9. CLOSED SESSION**

Discussion of litigation strategy and legal implications of a draft settlement agreement in the matter of Parkview Homes LLC v. City of Lexington et al., Anoka County Court File No. 02-CV-17-2816. Absolute confidentiality is required for a full and candid discussion with legal counsel, and such discussion could not occur in a public without jeopardizing the City's legal position. The closed session is authorized by Minn. Stat. § 13D.05, subd. 3(b).

*Councilmember Hughes made a motion to adjourn the City Council meeting and go into closed session at 7:12 p.m. to discuss litigation strategy and legal implications of a draft settlement agreement in the matter of Parkview Homes LLC v. City of Lexington et al., Anoka County Court File No. 02-CV-17-2816. Absolute confidentiality is required for a full and candid discussion with legal counsel, and such discussion could not occur in a public without jeopardizing the City's legal position. The closed session is authorized by Minn. Stat. § 13D.05, subd. 3(b). Councilmember Devries seconded the motion. Motion carried 5-0.*

## **10. RECONVENE FROM CLOSED SESSION**

*Councilmember Hughes made motion to reconvene from closed session into open session at 8:02 p.m. Councilmember Harris seconded the motion. Motion carried 5-0.*

11. Consideration of settlement agreement in Parkview Homes LLC v. City of Lexington et al.

*Councilmember Devries made a motion to approve a settlement agreement in Parkview Homes LLC v. City of Lexington et al. Councilmember Harris seconded the motion. Roll call vote: Devries – Yes; Harris- Yes; Hughes – Yes; Winge – Yes; Mayor Murphy – No. Motion carried 4-1.*

## **12. ADJOURNMENT**

*Councilmember Devries made a motion to adjourn the meeting at 8:24 p.m. Councilmember Hughes seconded the motion. Motion carried 5-0.*