

**MINUTES
CITY OF LEXINGTON
REGULAR COUNCIL MEETING
FEBRUARY 18, 2021 – 7:00 P.M.
9180 LEXINGTON AVENUE**

1. PLEDGE OF ALLEGIANCE

2. 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 February 18, 2021 at 7:00 p.m. Councilmember's present: Devries, Harris, Hughes, and Winge. Also Present: Bill Petracek, City Administrator; Kurt Glaser, City Attorney; Chris Galiov, Finance Director; Steve Winter, City Engineer; Tim and Karen Harmsen, Dinkytown Rentals; Glen Rank, Dinkytown Rentals.

3. CITIZENS FORUM

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

4. APPROVAL OF AGENDA WITH CHANGES AND CORRECTIONS

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

5. PRESENTATION OF EPHESIANS PHASE II – APPLICATION FOR ZONING REQUEST

Tim Harmsen, Dinkytown Rentals, addressed the City Council and thanked them for all of their hard work in helping them construct Ephesians. Harmsen briefly discussed Ephesians phase 2, and turned it over to Glen Rank.

Glen Rank, Dinkytown Rentals, provided a PowerPoint presentation to present Ephesians Phase 2 and to discuss the Application for Zoning Request. Discussion ensued.

Mayor Murphy asked about the timeline for construction from start to finish. Harmsen explained that due to Covid 19 eviction restrictions imposed by Governor Walz, it would create challenges of moving people out of the three existing buildings so they can demo them. Discussion ensued.

6. INFORMATIONAL REPORTS:

- A. Airport (Councilmember Devries) – No Discussion from Councilmember Devries
- B. Cable Commission (Councilmember Winge) – No discussion from Councilmember Winge
- C. City Administrator (Bill Petracek) – *Petracek explained that the time for Councilmembers to get the training for Local Board of Appeals and Equalization has expired as of February 1, and Lexington did not have anyone obtain training. He explained that Lexington will lose their ability to be the Local Board of Appeals and Equalization for two years, so if anyone wants to appeal their property tax assessment value, it would be done at the County level. Discussion ensued.*

7. LETTERS AND COMMUNICATIONS:

- A. Centennial Lakes Police Department Media Reports – 1-20 through 2-9, 2021

No discussion on Letters and Communications

8. CONSENT ITEMS:

- A. Recommendation to Approve Council Minutes:
Council Meeting – January 21, 2021
- B. Recommendation to Approve Claims and Bills:
Check #'s 13725 through 13725
Check #'s 47279 through 47330
Check #'s 13616 through 13623
Check #'s 13627 through 13631

An additional set of Claims and Bills will be presented at the meeting

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

9. ACTION ITEMS:

- A. Recommendation to approve Resolution NO. 21-06 A Resolution approving
Land Use Applications for Ephesians II

The City Council discussed the thought of extending the expiration of the Planned Unit Development to allow the Harmsen's plenty of time to accomplish the relocation of people out of the three existing apartments during the pandemic and the eviction restrictions imposed by Governor Walz. Attorney Glaser stated that the ordinance allows the Planned Unit Development 6 months before construction begins and he explained that the Council could extend that time period in Resolution No. 21-06. Discussion ensued.

Councilmember Devries made a motion to adopt Resolution 21-06 with the following revised language, "5. These approvals shall be effective through February 5, 2022. This effective date

may be extended by written approval of the City Administrator." Councilmember Devries seconded the motion. Motion carried 5-0.

- B. Recommendation to approve salt shed quote from Greystone Construction not to exceed \$144,500.00

Petracek explained that the discussion about a salt shed began 13 years ago, and it is time to get this built. The quote from GreyStone is under budget. Steve Winter, City Engineer, explained the building and the construction process. Discussion ensued.

Councilmember Harris asked about providing a picture of the building. Petracek explained that we would be bringing a sketch of the building forward to be approved along with the recommended color scheme. Discussion ensued.

Councilmember Hughes asked about the life of the roof and costs. Winter stated that the life of the roof is 20+ years, but he did not know the cost to replace. Discussion ensued.

Councilmember Harris made a motion to approve salt shed quote from Greystone Construction not to exceed \$144,500.00. Councilmember Devries seconded the motion. Motion carried 5-0.

- C. Recommendation to approve Centennial Lakes Little League request for use of Memorial Park ball fields and facilities from April 1st through late September 2021

Councilmember Harris made a motion to approve Centennial Lakes Little League request for use of Memorial Park ball fields and facilities from April 1 through late September 2021. Councilmember Winge seconded the motion. Motion carried 5-0.

- D. Recommendation to NOT WAIVE the monetary limits on municipal tort liability established by Minn. Stat. § 466.04

Councilmember Harris made a motion to not waive the monetary limits on municipal tort liability established by Minn. Stat. § 466.04. Councilmember Winge seconded the motion. Motion carried 5-0.

10. 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 legal aspects of options related to the interconnected water and sewer with the City of Blaine. This portion of the meeting is also closed pursuant Minn. Stat. Section 13D.05, subd. 3(c), and is permitted to determine the asking price for, and to develop or consider offers or counteroffers for the purchase or sale to parts of the interconnected water and sewer with the City of Blaine.

Attorney Glaser summarized the need to go into closed session.

Councilmember Hughes made a motion to go into closed session at 7:57 p.m. pursuant to Minn. Stat. Section 13D.05, subd. 3(b), and is permitted by the attorney-client privilege to discuss legal aspects of options related to the interconnected water and sewer with the City of Blaine. This portion of the meeting is also closed pursuant Minn. Stat. Section 13D.05, subd. 3(c), and is permitted to determine the asking price for, and to develop or consider offers or counteroffers for the purchase or sale to parts of the interconnected water and sewer with the City of Blaine. Councilmember Devries seconded the motion. Motion carried 5-0.

11. RECONVENE FROM CLOSED SESSION

Councilmember Harris made a motion to reconvene from closed session at 9:34 p.m. Councilmember Hughes seconded the motion. motion carried 5-0.

12. MAYOR AND COUNCIL INPUT

No input from Mayor Murphy or Councilmembers.

13. ADJOURNMENT

Councilmember Hughes made motion to adjourn the meeting at 9:34 p.m. Councilmember Harris seconded the motion. Motion carried 5-0.

**THE SCHEDULED WORKSHOP WAS NOT HELD DUE TO LACK OF
DISCUSSION ITEMS.**