

AGENDA
PUBLIC HEARING
&
REGULAR PLANNING COMMISSION MEETING
July 13, 2021 - 7:00 P.M.
9180 Lexington Avenue, Lexington, MN

1. CALL TO ORDER PUBLIC HEARING #1

- A. Roll Call: Vice Chairperson Vanderbloomer, Commissioners Bautch, Koch, Murphy, and Thorson

Public Hearing the purpose of the Public Hearing is to consider a request to renew two (2) Conditional Use Permits (CUP) for an Automotive Service Station and an Automotive Sales Lot for the following property currently operating as "George's Texaco" (Property I.D. # 35-31-23-12-0030) Address: 9002 North Hwy Drive , Lexington, MN. **pg. 1-22**

2. ADJOURNMENT PUBLIC HEARING

REGULAR PLANNING COMMISSION MEETING

3. CALL TO ORDER

- A. Roll Call: Vice Chairperson Vanderbloomer, Commissioners Bautch, Koch, Murphy, and Thorson

4. CITIZENS FORUM

5. APPROVAL OF AGENDA WITH CHANGES AND CORRECTIONS

6. LETTERS AND COMMUNICATION

- A. Building Permits for June 2021

pg. 23-25

7. APPROVAL OF PUBLIC HEARING & PLANNING COMMISSION MINUTES

- B. June 8, 2021

pg. 26-27

8. DISCUSSION ITEM:

- A. Recommend to the City Council to approve the renewal of two Conditional Use Permits for an Automotive Service Station and an Automotive Sales Lot for lot parcel #35-31-23-12-0030.

9. NOTE COUNCIL MINUTES:

A. June 3, 2021

pg. 28-31

B. June 17, 2021

pg. 32-35

10. PLANNING COMMISSION INPUT

11. ADJOURNMENT

To: Planning and Zoning Commission
From: Bill Petracek, City Administrator
Date: June 8, 2021



Re: Public Hearing – George’s Texaco Conditional Use Permit Application

Enclosed in the packet for the Public Hearing you will find the following items submitted for the renewal of two Conditional Use Permits (CUP) requested by Anthony Sholts, Owner of George’s Texaco. The purpose of renewing the CUP is due to the expiration of the original CUP that was approved and issued August 16, 2018. A conditional use permit is required in an M-1 zone for an Automotive Service Station and an Automotive Sales Lot.

1. Two (2) Applications for Consideration of Planning Request -
2. A copy of the public notice – Quad press and surrounding property owner’s notifications– 350 ft.
3. Map of property owner’s within 350 ft. and a list of property owner’s notified.
4. A memo from the City Attorney providing an overview of the new permit with a rendering of the parking plan and driveway access plan.
5. Architectural rendering of Mr. Sholts plan for remodeling George’s Texaco
6. A rendering of the current floor plan and potential floor plan.
7. A copy of the original approved CUP

City of Lexington

9180 LEXINGTON AVENUE • LEXINGTON, MINNESOTA 55014 • (763) 784-2792 • FAX (763) 785-8951

APPLICATION FOR CONSIDERATION OF PLANNING REQUEST

Street Location of Property: 9010 N Hwy Dr Lexington

Legal Description of Property: _____

Owner:

Name: Doug Otte Phone: 908-403-2888

Address: 18 Shore rd

City: Hopatcong State: NJ Zip: 07843

Applicant (If Other than Owner):

Name: Anthony Shotts Phone: 612 750 3445

Address: 625 Ash st

City: Lino Lakes State: MN Zip: 55126

Type of Request: _____ Variance ☒ Conditional Use Permit _____ Rezoning _____ Zoning Permit
_____ Minor Subdivision _____ Major Subdivision _____ Planned Unit Development
_____ Preliminary Plat _____ Final Plat _____ Grading Permit ☒ Site Plan Review

Description of Request: _____

9 parking spaces - Automotive Sales lot conditional
Use Permit / Automotive Service Station conditional Use Permit

Reason for Request: parking for Georges Texaco and renewal
of original CUP

Present Zoning Classification: M-1

Existing Use of Property: Towing and Storage

Has a permit for a rezoning, variance, appeal or conditional use permit on the subject site or any part thereof been previously sought? NO YES When? 8/6/08

DISCLAIMER

The fee charged for rezoning, variance, appeal or conditional use permit is nonrefundable. Upon signing below the applicant is acknowledging they have read and understand this.

Signature of Applicant [Signature] Date 6/5/21

City of Lexington

9180 LEXINGTON AVENUE • LEXINGTON, MINNESOTA 55014 • (763) 784-2792 • FAX (763)785-8951

APPLICATION FOR CONSIDERATION OF PLANNING REQUEST

Street Location of Property: 9010 N Hwy Dr Lexington, MN 55014

Legal Description of Property: _____

Owner:

Name: DOUGLAS OTTE ENT LLC Phone: 908-403-2889

Address: 18 SHORE RD

City: HOPATONG State: N.J. Zip: 07843

Applicant (If Other than Owner):

Name: Anthony Shotts Phone: 612-750-3445

Address: 605 Ashst

City: Lino Lakes State: MN Zip: 55126

Type of Request: _____ Variance ☒ Conditional Use Permit _____ Rezoning _____ Zoning Permit _____

☒ Minor Subdivision _____ Major Subdivision _____ Planned Unit Development
_____ Preliminary Plat _____ Final Plat _____ Grading Permit ☒ Site Plan Review

Description of Request: _____

Automotive Sales Lot Conditional Use
Permit / Automotive Service Station Conditional
Use Permit - Renewal

Reason for Request: _____

Present Zoning Classification: M-1

Existing Use of Property: _____

Has a permit for a rezoning, variance, appeal or conditional use permit on the subject site or any part thereof been previously sought? Yes When? 8/6/18

DISCLAIMER

The fee charged for rezoning, variance, appeal or conditional use permit is nonrefundable. Upon signing below the applicant is acknowledging they have read and understand this.

Douglas Otte Enterprises LLC
Signature of Applicant

6-5-2021
Date

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

TO WHOM IT MAY CONCERN:

Notice is hereby given, the Lexington Planning and Zoning Commission will be conducting a Public Hearing on Tuesday, July 13, 2021 at 7:00 p.m. in the Lexington City Council Chambers, Lexington City Hall, 9180 Lexington Avenue, Lexington, MN 55014.

The purpose of the Public Hearing is to consider a request for two (2) Conditional Use Permits (CUP) for an Automotive Service Station and an Automotive Sales Lot for the following property currently operating as "George's Texaco." (These permits were originally approved and issued September 6, 2018, but have since expired):

Legal Description:

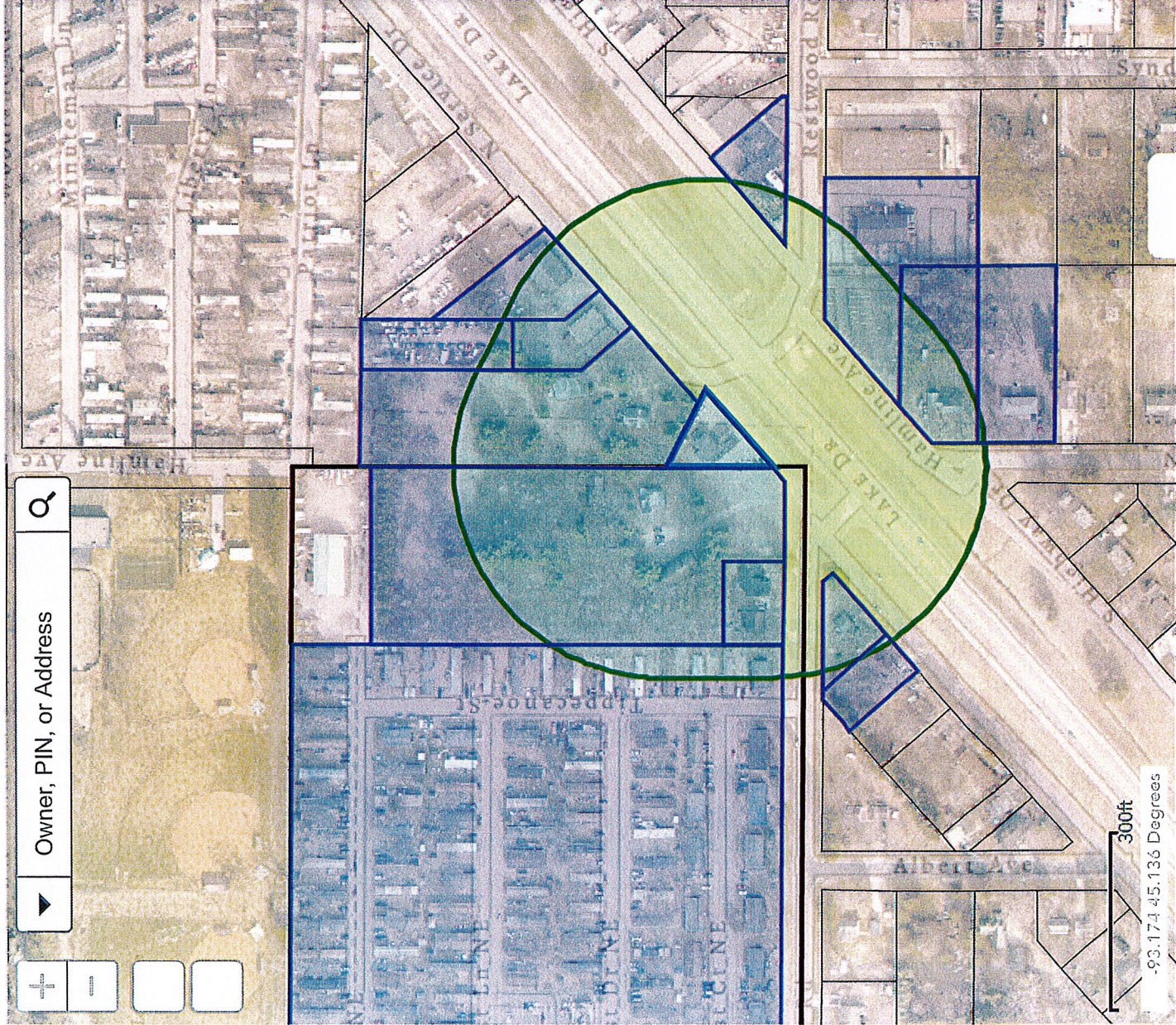
Parcel: THAT PRT OF NW 1/4 OF NE 1/4 SEC 35 TWP 31 RGE 23 DESC AS FOL: COM AT SW COR OF LOT 2 BLK 6 LEXINGTON CENTER, AT INTER/W NWLY R/W LINE OF STATE T H NO 8 (AKA CSAH NO 23), TH SWLY ALG SD R/W LINE 734FT, TH DEFL TO RT 42 DEG 45 MIN 520.05 FT, TH DEFL TO LFT 91 DEG 07 MIN 441.2 FT TO PT OF INTER/W NWLY R/W LINE OF A 24 FT SERVICE RD, ADJ TO NWLY R/W LINE OF STATE T H NO 8, TH SWLY ALG SD NWLY R/WLINE OF SD SERVICE RD 186.25 FT TO POB, TH DEFL TO RT 66 DEG 51 MIN 118.20 FT TO ITS INTER/W W LINE OF SD 1/4 , 1/4, TH S ALG SD W LINE 175.76 FT TO ITS INTER/W T HE NWLY R/W LINE OF STATE T H NO 8, TH NELY ALG SD NWLY R/W LINE 172 FT, TH DEFL TO LFT 113 DEG 09 MIN 26.10 FT TO POB; EX RDS; SUBJ TO EASE OF REC (Property I.D. # 35-31-23-12-0030)

Address: 9002 LAKE DRIVE , LEXINGTON, MN

Anyone wishing to make comments or if you have questions on the requested Conditional Use Permits (CUP), you are invited to attend the Public Hearing. If you are unable to attend, written comments or questions are welcome and will be accepted until 4:30 p.m. on July 13, 2021. Plans and specifications for the proposed Conditional Use Permits are on file at City Hall and available upon request.

In accordance with the Americans with Disability Act, a hearing impaired individual wishing to attend the Public Hearing may request a sign language translator by contacting City Hall at (763) 784-2792 within one week prior to the hearing.

Bill Petracek
City Administrator



Mailing Label Generator

Select or search for a feature in the map

Apply a search distance

350 Feet

Addressee Layer

Taxpayers

Format

PDF label 1 x 2-5/8 inches; 30 per page

14 addressees found; do you want to continue?

Download

300ft

-93.174 45.136 Degrees

K & B ENTERPRISES LLC
3800 RESTWOOD RD
LEXINGTON, MN 55014

OTTE FIVE PARTNERSHIP
3115 AUTUMN WOODS DR
CHASKA, MN 55318

D BOLD INVESTMENTS INC
314 1ST AVE STE C
MINNEAPOLIS, MN 55401

RESTWOOD TERRACE MHC LLC
3631 91ST DR NE
CIRCLE PINES, MN 55014

DAHLKE JONATHON
8927 HAMLINE AVE
LEXINGTON, MN 55014

SHOOP, TAMMY R
8960 NORTH HIGHWAY DR
LEXINGTON, MN 55014

GOTWALD, NICHOLAS
8893 HAMLINE AVE
LEXINGTON, MN 55014

MNSF T2 SPE LLC
6836 MORRISON BLVD STE 320
CHARLOTTE, NC 28211

CANFIELD JACK W & CHRISTINE
1181 12TH AVE NW
NEW BRIGHTON, MN 55112

LEXINGTON CAR WASH II INC
9020N HWY DR
LEXINGTON, MN 55014

ANTHONYS ENTERPRISES LLC
9002 NORTH HWY DR
LEXINGTON, MN 55014

DOUGLAS OTTE ENTERPRISES LLC
18 SHORE ROAD
HOPATCONG, NJ 07843

DOUGLAS OTTE ENTERPRISES LLC
18 SHORE ROAD
HOPATCONG, NJ 07843

PRICE CELINA
3785 RESTWOOD RD
CIRCLE PINES, MN 55014

Memorandum

TO: Planning and Zoning Commission
FROM: Kurt Glaser, City Attorney
DATE: July 07, 2021
RE: Application for Conditional Use Permits
9002 North Service Drive

SUMMARY:

Staff recommends granting this renewed Conditional Use Permit for George's Texaco located at 9002 North Service Drive.

DISCUSSION:

The property owner is asking the City to reapprove this CUP because it expired.

The Council and the Planning and Zoning Commission approved this Conditional Use Permit in 2018. The property owner did not complete construction on the property or complete putting together information to file this CUP until recently. The previous approval of this CUP expired in 2019. The property owner is simply asking the Council to reapprove this CUP because it expired.

CITY OF LEXINGTON, ANOKA COUNTY, MINN.
Findings and Decision

On August 6, 2018, the Planning & Zoning Commission held a public hearing to consider a request of Anthony Sholts for a conditional use permit for use as an automobile service station and automobile sales lot for property located at 9002 Lake Drive, Lexington, Minnesota, legally described as:

THAT PRT OF NW 1/4 OF NE 1/4 SEC 35 TWP 31 RGE 23 DESC AS FOL: COM AT SW COR OF LOT 2 BLK 6 LEXINGTON CENTER, AT INTER/W NWLY R/W LINE OF STATE T H NO 8 (AKA CSAH NO 23), TH SWLY ALG SD R/W LINE 734FT, TH DEFL TO RT 42 DEG 45 MIN 520.05 FT, TH DEFL TO LFT 91 DEG 07 MIN 441.2 FT TO PT OF INTER/W NWLY R/W LINE OF A 24 FT SERVICE RD, ADJ TO NWLY R/W LINE OF STATE T H NO 8, TH SWLY ALG SD NWLY R/WLINE OF SD SERVICE RD 186.25 FT TO POB, TH DEFL TO RT 66 DEG 51 MIN 118.20 FT TO ITS INTER/W W LINE OF SD 1/4 , 1/4, TH S ALG SD W LINE 175.76 FT TO ITS INTER/W T HE NWLY R/W LINE OF STATE T H NO 8,TH NELY ALG SD NWLY R/W LINE 172 FT, TH DEFL TO LFT 113 DEG 09 MIN 26.10 FT TO POB; EX RDS; SUBJ TO EASE OF REC

FINDINGS:

- 1) The Planning and Zoning Commission heard and considered all testimony of interested persons submitted in writing prior to and in person during the public hearing.
- 2) The proposed use is consistent with the Comprehensive Plan.
- 3) The proposed use is consistent with the past and existing uses on the site.
- 4) The site contains an old Texaco service station on a triangle-shaped parcel in the M-1 zoning district. Applicant intends to rehabilitate the building and lot. He intends to operate an automobile service station and automobile sales lot. The business will not sell gasoline. Both of these are allowed uses in an M-1 zone with a Conditional Use Permit. Until recently, the business on the site operated as an automobile service station. However, that business operated as a non-conforming use. The prior business did not meet zoning and performance standards for building setbacks, open space, screening or parking. The site is virtually unbuildable by current zoning standards due to its unusual shape and small size. Rehabilitating the existing building is the highest and best use for that parcel.
- 5) The applicant is willing to conform to conditions in the draft Conditional Use Permit attached hereto.

RECOMMENDATION:

The Planning Commission finds that the standards for granting a Conditional Use Permit have been met and recommends that the City Council approve the Conditional Use Permit, subject to the conditions contained in the draft CUP attached hereto.

CITY COUNCIL DECISION:

Findings and recommendation are PASSED AND DULY ADOPTED this ____ day of _____ 2021 by the City Council of the City of Lexington.

Mike Murphy, Mayor

Attest:

Bill, Petracek, City Administrator

.....

CITY OF LEXINGTON

ANOKA COUNTY, MINNESOTA

APPROVAL OF CONDITIONAL USE PERMIT

1. Permit. Subject to the terms and conditions set forth herein, the City of Lexington hereby grants approval of a conditional use permit for:

Anthony Sholts to operate an automobile service station and automobile sales lot.

2. Property. The permit is for 9002 Lake Drive, Lexington, Minnesota.
Property Identification Number 35-31-23-12-003
Legally described as:

THAT PRT OF NW 1/4 OF NE 1/4 SEC 35 TWP 31 RGE 23 DESC AS
FOL: COM AT SW COR OF LOT 2 BLK 6 LEXINGTON CENTER, AT
INTER/W NWLY R/W LINE OF STATE T H NO 8 (AKA CSAH NO
23), TH SWLY ALG SD R/W LINE 734FT, TH DEFL TO RT 42 DEG
45 MIN 520.05 FT, TH DEFL TO LFT 91 DEG 07 MIN 441.2 FT TO PT
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R/WLINE OF SD SERVICE RD 186.25 FT TO POB, TH DEFL TO RT
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LINE OF STATE T H NO 8,TH NELY ALG SD NWLY R/W LINE 172
FT, TH DEFL TO LFT 113 DEG 09 MIN 26.10 FT TO POB; EX RDS;
SUBJ TO EASE OF REC

3. Conditions. This permit is issued subject to the following conditions:

- a) This Conditional Use Permit is not authorized until the building plans for the site have been approved by the City Building Official.
- b) Permittee shall maintain screening along the boundaries of the adjacent residential properties. The screening shall consist of earth mounds, berms or ground forms; fences and walls; landscaping (plant materials) or landscaped fixtures (such as timbers) used in combination or singularly so as to block direct visual access to an object as in accordance with City Code Section 11.60 Subdivision 9.
- c) Permittee shall maintain sufficient parking spaces as required by the City Code. Automobile Service Stations require at least one parking space for each employee, plus two for each service stall. (Six spaces). Automobile Sales Lot required at least one parking space for each six hundred square feet of floor area. (Three spaces). Nine spaces are required before any cars displayed for sale can be parked on the site.
- d) In order to accommodate parking for both the service and sales functions, the Permittee must dedicate no less than nine parking spaces for employee parking and stored cars for repair on another parcel, namely 9020 North Highway Drive. This shall include dedicated access to those parking stalls in a form approved by the City Administrator. This access shall include with access by an easement or by ownership of an adjoining parcel.
- e) Parking spaces shall be set out in a plan approved by the City and attached as Exhibit A to this Conditional Use Permit.
- f) Parking is not allowed in a right of way or in a driveway, or on a neighboring property. Parking is only permitted on a hard, dust free surface.
- g) Parking stalls on both parcels must be painted.
- h) Permittee shall not allow any outside storage per City Code.
- i) Permittee will enclose recycling/rubbish containers per City Code or store within the building.
- j) Vehicles with leaking oils or other fluids shall be promptly repaired and any spilled oils and fluids shall be immediately cleaned up and properly disposed of. Any spills of fuels, lubricants or other chemicals of more than five gallons, and spills of any toxic chemical of more than one gallon shall be reported to the City within twenty-four hours.
- k) Limits on the noise emitted at the property line shall conform to the noise regulations contained in City Code Section 10.23.
- l) Permittee shall be responsible for the continuing conformance with the permit and that if the proposed use is not initiated within six months of this date, the permit shall be void.
- m) Permittee will follow the applicable standards and requirements of the City of Lexington and its Fire Marshall and Building Official, Rice Creek Watershed District, Anoka County, Army Corp of Engineers, FEMA, Minnesota DNR and any other agency having jurisdiction over the property, and shall secure and file with the City, any permits required by outside agencies.
- n) The City reserves the right to annually review this permit for compliance with the conditions and may impose additional conditions to mitigate unforeseen problems.

4. Criminal Penalty. In addition to other means of enforcement, violation of the terms of this permit is a criminal misdemeanor.

CITY OF LEXINGTON

BY: _____
Mike Murphy, Mayor

Attest:

Bill, Petracek, City Administrator

STATE OF MINNESOTA)
) ss.
COUNTY OF ANOKA)

The foregoing was acknowledged before me this ____ day of _____, 2021. by Mike Murphy, Mayor and Bill, Petracek, City Administrator, for the City of Lexington, a Minnesota municipal corporation, on behalf of the corporation and pursuant to authority granted by its City Council.

Notary Public

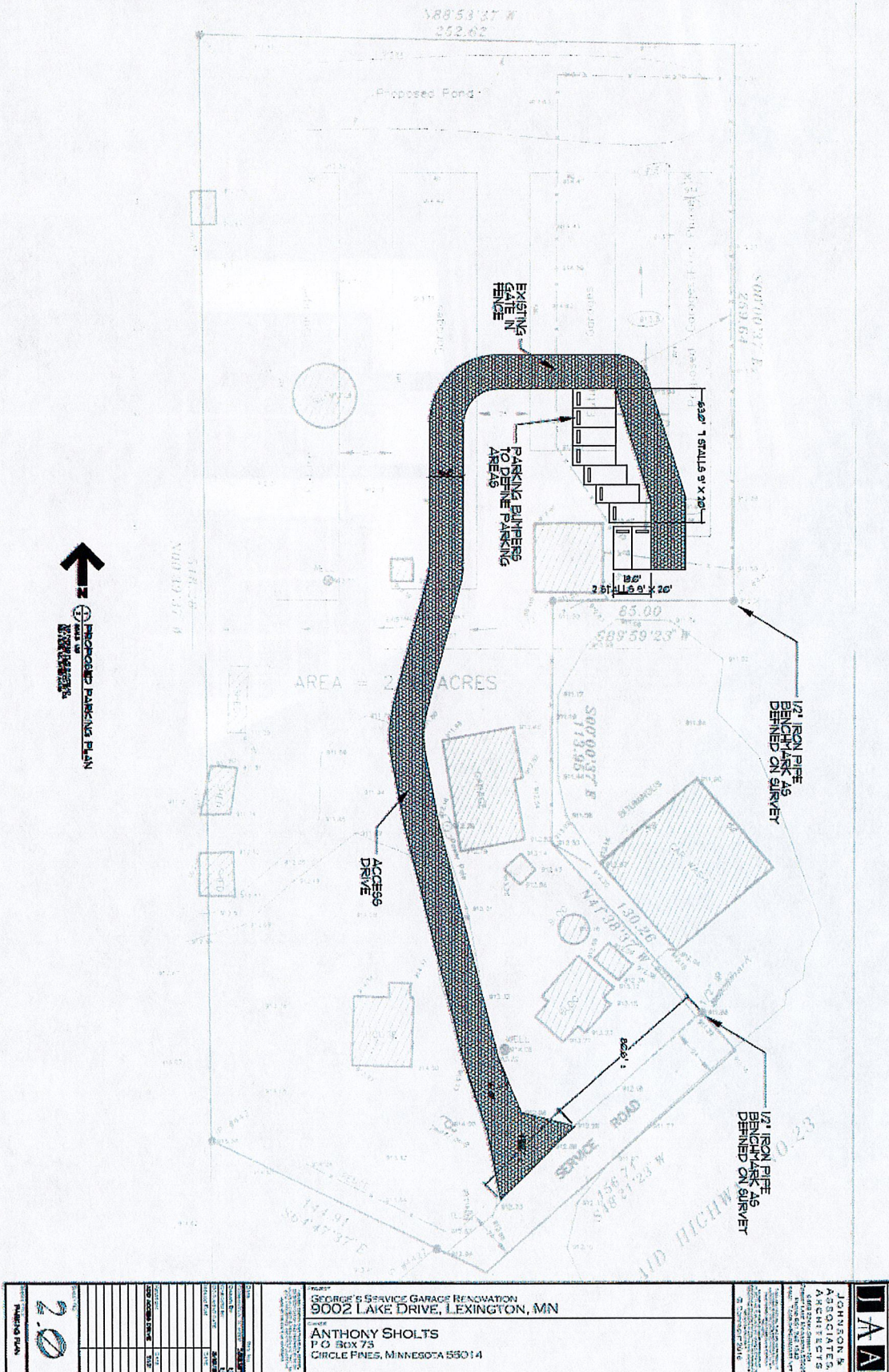
By signing below, I have received and agree to the terms set forth in this agreement.

Dated: _____

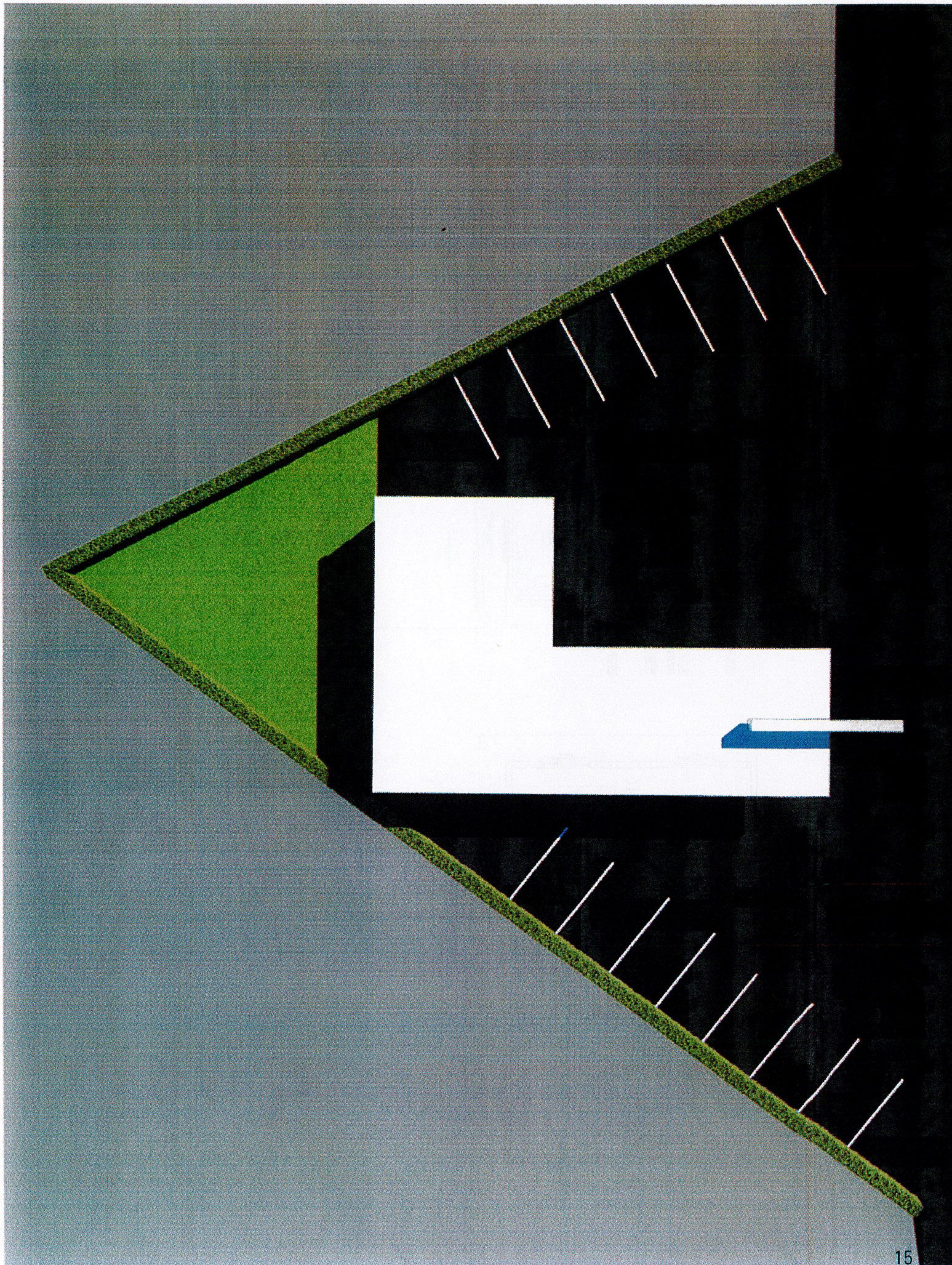
Anthony Sholts, Owner

Drafted by:
City of Lexington
Kurt B. Glaser, City Attorney
BBKG Law
333 Washington Avenue North
405 Union Plaza Building
Minneapolis, Minnesota 55401
612-333-6513

Exhibit A Parking Diagram









CITY OF LEXINGTON, ANOKA COUNTY, MINN.

Findings and Decision

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- 5) The applicant is willing to conform to conditions in the draft Conditional Use Permit attached hereto.

RECOMMENDATION:

The Planning Commission finds that the standards for granting a Conditional Use Permit have been met and recommends that the City Council approve the Conditional Use Permit, subject to the conditions contained in the draft CUP attached hereto.

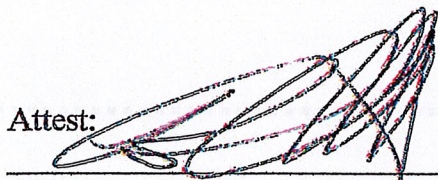
CITY COUNCIL DECISION:

Findings and recommendation are PASSED AND DULY ADOPTED this 16th day of August 2018 by the City Council of the City of Lexington.



Mark Kurth, Mayor

Attest:



Bill, Petracek, City Administrator

.....

CITY OF LEXINGTON

ANOKA COUNTY, MINNESOTA

APPROVAL OF CONDITIONAL USE PERMIT

1. Permit. Subject to the terms and conditions set forth herein, the City of Lexington hereby grants approval of a conditional use permit for:

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LINE OF STATE T H NO 8,TH NELY ALG SD NWLY R/W LINE 172
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SUBJ TO EASE OF REC


3. Conditions. This permit is issued subject to the following conditions:

- a) This Conditional Use Permit is not authorized until the building plans for the site have been approved by the City Building Official.
- b) Permittee shall maintain screening along the boundaries of the adjacent residential properties. The screening shall consist of earth mounds, berms or ground forms; fences and walls; landscaping (plant materials) or landscaped fixtures (such as timbers) used in combination or singularly so as to block direct visual access to an object as in accordance with City Code Section 11.60 Subdivision 9.
- c) Permittee shall maintain sufficient parking spaces as required by the City Code. Automobile Service Stations require at least one parking space for each employee, plus two for each service stall. (Six spaces). Automobile Sales Lot required at least one parking space for each six hundred square feet of floor area. (Three spaces). Nine spaces are required before any cars displayed for sale can be parked on the site.
- d) In order to accommodate parking for both the service and sales functions, the Permittee must dedicate no less than nine parking spaces for employee parking and stored cars for repair on another parcel, namely 9020 North Highway Drive.
- e) Parking spaces shall be set out in a plan approved by the City and attached as Exhibit A to this Conditional Use Permit.
- f) Parking is not allowed in a right of way or in a driveway, or on a neighboring property. Parking is only permitted on a hard, dust free surface.
- g) Parking stalls on both parcels must be painted.
- h) Permittee shall not allow any outside storage per City Code.
- i) Permittee will enclose recycling/rubbish containers per City Code or store within the building.
- j) Vehicles with leaking oils or other fluids shall be promptly repaired and any spilled oils and fluids shall be immediately cleaned up and properly disposed of. Any spills of fuels, lubricants or other chemicals of more than five gallons, and spills of any toxic chemical of more than one gallon shall be reported to the City within twenty-four hours.
- k) Limits on the noise emitted at the property line shall conform to the noise regulations contained in City Code Section 10.23.
- l) Permittee shall be responsible for the continuing conformance with the permit and that if the proposed use is not initiated within six months of this date, the permit shall be void.
- m) Permittee will follow the applicable standards and requirements of the City of Lexington and its Fire Marshall and Building Official, Rice Creek Watershed District, Anoka County, Army Corp of Engineers, FEMA, Minnesota DNR and any other agency having jurisdiction over the property, and shall secure and file with the City, any permits required by outside agencies.
- n) The City reserves the right to annually review this permit for compliance with the conditions and may impose additional conditions to mitigate unforeseen problems.

4. Criminal Penalty. In addition to other means of enforcement, violation of the terms of this permit is a criminal misdemeanor.

402A

Mark Kurth, Mayor

test: 

STATE OF MINNESOTA)
COUNTY OF ANOKA) ss.

Mary Vincent
Notary Public

Dated: August 17, 2018



22

City of Lexington
Permits Issued & Fees Report - Detail by Address
Issued Date From: 6/1/2021 To: 6/30/2021
Permit Type: All Property Type: All Construction Type: All
Include YTD: Yes Status: Not Voided

Permit#	Date Issued	Site Address	Permit Count	Dwell Units	Valuation	Revenue	Plan Check	State Surcharge	Park Fees	SAC Units	SAC Fees	WAC Fees	Total Fees
Permit Type: Building													
Permit Kind: Commercial New Construction													
Permit Kind: Commercial Sign - Permanent													
Permit Kind: Residential Accessory Building													
Permit Kind: Residential Demolition													
Permit Kind: Residential New Construction													
Permit Kind: Residential OVER WEIGHT PERMIT													
Permit Kind: Residential Roofing													
2021-00044	06/07/2021	3905-3907 FLOWERFIELD RD	0	0	5,768.00	145.00							146.00
2021-00043	06/07/2021	8987 JACKSON AVE	0	0	11,000.00	145.00							146.00
2021-00045	06/10/2021	9560 Lexington	0	0	16,275.00	145.00							146.00
2021-00047	06/15/2021	8823 S HIGHWAY DR	0	0		145.00							146.00
Permit Kind: Residential Siding													
2021-00049	06/21/2021	3875 LOVELL RD	0	0	15,000.00	145.00							146.00
Permit Kind: Residential WINDOW, EGRESS, DOOR SIZE CHANGE													
Permit Type: Building - Totals													
			Period	5	0	48,043.00	725.00						730.00
			YTD	22	0	17,637,606.00	93,700.92	59,696.60	2,810.98	269	340,445.00		823,953.50
Permit Type: Mechanical													
Permit Kind: Commercial HVAC													
Permit Kind: Commercial New Construction													
Permit Kind: Commercial Remodel													

Permit#	Date Issued	Site Address	Permit Count	Dwell Units	Valuation	Revenue	Plan Check	State Surcharge	Park Fees	SAC Units	SAC Fees	WAC Fees	Total Fees
Permit Type: Mechanical													
Permit Kind: Residential HVAC													
2021-00039	06/08/2021	9052 DUNLAP AVE		0		40.00		1.00					41.00
Permit Type: Mechanical - Totals													
			Period	1	0	40.00		1.00					41.00
			YTD	8	0	11,900.00	7,540.00	297.50					19,737.50
Permit Type: Plumbing													
Permit Kind: Commercial New Construction													
Permit Kind: Residential Alteration/Repair/Extension													
Permit Kind: Residential New Construction													
2021-00046	06/21/2021	4040 RESTWOOD RD		0		483.44		7.56					491.00
Permit Kind: Residential Water Heater													
2021-00048	06/21/2021	3915 FLOWERFIELD RD		0		40.00		1.00					41.00
Permit Kind: Residential WATER SOFTENER													
Permit Type: Plumbing - Totals													
			Period	2	0	523.44		8.56					532.00
			YTD	9	0	22,193.44	240.50	373.08					22,807.02
Permit Type: Zoning													
Permit Kind: Commercial Driveway													
Permit Kind: Commercial Fence/Wall < 6 FT													
Permit Kind: Residential Accessory Building 200 sq ft or <													
Permit Kind: Residential Driveway													
Permit Kind: Residential Fence/Wall < 6 FT													

Permit#	Date Issued	Site Address	Permit Count	Dwell Units	Valuation	Revenue	Plan Check	State Surcharge	Park Fees	SAC Units	SAC Fees	WAC Fees	Total Fees
Permit Type: Zoning - Totals													
			Period	0									
			YTD	9	0	600.00							600.00
Report Total													
			Period	8	0	1,288.44		14.56					1,303.00
			YTD	48	0	128,394.36	67,477.10	3,481.56	269	340,445.00			867,098.02

MINUTES
REGULAR PLANNING COMMISSION MEETING
June 8, 2021 - 7:00 P.M.
9180 Lexington Avenue, Lexington, MN

1. CALL TO ORDER

- A. Roll Call: Chairperson VanderBloomer, Commissioners Bautch, Thorson, Koch and Murphy

Chairperson Vanderbloomer called to order the Regular Planning Commission meeting on June 8, 2021 at 7:00 p.m. Commissioners Present: John Bautch, Michelle Koch, Gloria Murphy, and Ron Thorson. Also present: John Hughes, City Councilmember; Bill Petracek, City Administrator.

2. CITIZENS FORUM

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

3. APPROVAL OF AGENDA WITH CHANGES AND CORRECTIONS

Bautch made a motion to approve the agenda as typewritten. Koch seconded the motion. Motion carried 5-0.

4. LETTERS AND COMMUNICATION

- A. Building Permits for May 2021

Some discussion on the building permit issued at 3925 Lovell Road.

5. APPROVAL OF PUBLIC HEARING & PLANNING COMMISSION MINUTES

- B. May 11, 2021

Vanderbloomer made a motion to approve the May 11, 2021 minutes with corrections to the time the regular meeting was brought to order at 7:02 p.m. Murphy seconded the motion. Motion carried 5-0.

6. DISCUSSION ITEM:

- A. No Discussion or action items

Petracek updated the Planning Commission on the conditional use permit for George's Texaco. He explained that we are making Tony Scholts, Owner, go through the entire conditional use permit process again, as he will be looking for some changes to various items that were approved from the previous permit. Discussion ensued.

7. NOTE COUNCIL MINUTES:

- A. May 6, 2021
- B. May 20, 2021

Some discussion on the Resolution supporting the 2nd Amendment and the adoption of the targeted picketing ordinance. Petracek explained the background on both items and what they represent.

8. PLANNING COMMISSION INPUT

Koch asked to have the city look at 3914 Lovell Road – they have overflowing garbage piled up next garage.

Vanderbloomer asked to have the city look at 4130 and 4146 Edgewood Ave. – they have scrap metal on the property and vehicles consistently parked off of their driveways.

Bautch asked about Conrad Koffler. Petracek stated at this point, as long as Mr Koffler isn't living in the house, it isn't a priority due to the next steps would be through the court system and that could get expensive to condemn his property. He stated that Conrad needs to put the house up for sale. Discussion ensued.

9. ADJOURNMENT

Bautch made a motion to adjourn at 7:24 p.m. Koch seconded the motion. Motion carried 5-0.

**MINUTES
CITY OF LEXINGTON
REGULAR COUNCIL MEETING
JUNE 3, 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 June 3, 2021 at 7:00 p.m. Councilmember's present: Devries, Harris, Hughes, and Winge. Also Present: Bill Petracek, City Administrator; Chris Galiov, Finance Director.

3. CITIZENS FORUM

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

4. 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.

5. INFORMATIONAL REPORTS:

- A. Airport (Councilmember Devries) *Councilmember Devries explained the Airport Commission is planning on resurfacing the airport runway this summer. They will also be hiring a new person to promote the airport. The next meeting is October 13th.*
- B. Cable Commission (Councilmember Winge) – *Councilmember Winge explained that the Cable Commission audit was complete and the organization is in good financial position. The Commission is working on closed captioning for City Council meetings, but they are reluctant due to the cost to add it to the broadcast. Winge also explained the first quarter franchise fees and PEG fees are slightly down and the draft franchise agreement has been proposed to Comcast, but no response yet. Discussion ensued.*
- C. City Administrator (Bill Petracek) - *Petracek explained that the building inspector has remodeling plans on his desk for the old Bistro Laroux. It is an Asian style restaurant called Pho U. Discussion ensued.*

6. LETTERS AND COMMUNICATIONS:

- A. Centennial Lakes Police Department Media Reports – 5-12 through 5-25, 2021

Councilmember Hughes noted that there are 10 DWT's on this CLPD media report. Attorney Glaser stated that it is a combination of new officers being aggressive, and that there has been an explosion of joy for people to be allowed back into bars as potential causes. Discussion ensued.

7. CONSENT ITEMS:

- A. Recommendation to Approve Council Minutes:
Council Meeting – May 20, 2021
- B. Recommendation to Approve Claims and Bills:
Check #'s 47710 through 47761
Check #'s 47554 re-issue as 47709
Check #'s 13813 through 13821
Check #'s 13825 through 13835
Check #'s 13836 through 13843

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

8. ACTION ITEMS:

- A. Recommendation to approve Resolution NO. 21-12 A Resolution Approving Management, Non-Union Benefits and Amending the Personnel Policy Manual

Councilmember Harris asked about item #3 – PTO. Petracek explained this is a change to an existing personnel policy. The policy allows the employee to convert unused paid time off from the second payroll in November to the first payroll so that they do not go over the 400 hour allowed amount. Discussion ensued.

Councilmember Hughes made a motion to approve Resolution NO. 21-12 A Resolution Approving Management, Non-Union Benefits and Amending the Personnel Policy Manual. Councilmember Devries seconded the motion. Motion carried 5-0.

- B. Recommendation to approve Management and Non-Union Salary Increase

Petracek explained his reasoning for recommending the salary increases for management and non-union employees. Discussion ensued.

Councilmember Devries suggested adjusting the finance director's salary from a 4% to a 5% increase. Discussion ensued.

Councilmember Devries made a motion to approve Management and Non-Union Salary Increase with a 5% adjustment to the finance director's salary. Councilmember Hughes seconded the motion. Motion carried 5-0.

C. City Administrator Evaluation/Annual Compensation

The Council discussed the city administrator's performance.

Councilmember Devries made motion to approve a 7 % adjustment to the city administrator's salary beginning June 1, 2021. Councilmember Winge seconded the motion. Councilmember Harris did not agree and wanted a 5% adjustment instead. Mayor Murphy explained that there was a motion on the table for 7%. Motion carried 4-1

D. Recommendation to approve Business License Renewals

Councilmember Winge made a motion to approve Business License Renewals. Councilmember Harris seconded the motion. Motion carried 5-0.

E. Recommendation to approve the rehire of seasonal employee T.J. Schmid at \$14.00/hour

Councilmember Devries made a motion to approve the rehire of seasonal employee T.J. Schmid at \$14.00/hour. Councilmember Harris seconded the motion. Motion carried 5-0.

9. MAYOR AND COUNCIL INPUT

Councilmember Devries asked if potholes are going to be filled. Petracek stated that they have been filling with cold mix asphalt and waiting for the asphalt plant to start making hot mix. They will start filling potholes at that point.

Councilmember Harris pointed out a faded "no truck" sign at Griggs Ave. and Woodland Rd. Petracek said he would let public works know to replace the sign. Galiov stated that public works has ordered new signs to replace old signs. Discussion ensued.

Mayor Murphy stated he was able to find the blue color chip to match the Lexington blue color for the Memorial Park painting project. Discussion ensued.

10. CLOSED EXECUTIVE SESSION

- A.** 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 stated he didn't have anything to report in closed session, but added that if the Council had any questions they could still convene into closed session.

Councilmember Devries made a motion to not convene into closed session. Councilmember Harris seconded the motion. Motion carried 5-0.

11. MOVE TO RECONVENE REGULAR COUNCIL MEETING

12. ADJOURNMENT

Councilmember Hughes made motion to adjourn the meeting at 7:30 p.m. Councilmember Harris seconded the motion. Motion carried 5-0.

/mv

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**MINUTES
CITY OF LEXINGTON
REGULAR COUNCIL MEETING
JUNE 17, 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 June 17, 2021 at 7:00 p.m. Councilmember's present: Devries, Harris, and Hughes. Excused Absence: Winge. Also Present: Bill Petracek, City Administrator; Chris Galiov, Finance Director; Brad Falteysek, Abdo, Eick, and Meyers.

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 as typewritten. Councilmember Harris seconded the motion. Motion carried 4-0.

5. 2020 AUDIT REPORT PRESENTATION - ABDO, EICK and MEYERS

Brad Falteysek from Abdo, Eick, and Meyer was present to provide an overview of the 2020 Audit report. Discussion ensued.

6. LETTERS AND COMMUNICATIONS:

- A. Centennial Lakes Police Department – Media Reports 5-26 through 6-8, 2021
- B. City Report – May 2021
- C. North Metro TV – May 2021 Update
- D. Planning & Zoning meeting minutes – June 8, 2021
- E. Park Board meeting minutes - June 7, 2021

No discussion on Letters and Communications

7. CONSENT ITEMS:

- A. Recommendation to Approve Council Minutes:

Council Meeting – June 3, 2021

B. Recommendation to Approve Claims and Bills:

Check #'s 47762 through 47815

Check #'s 13846 through 13855

C. Financial Reports

- Cash Balances
- Fund Summary – Budget to Actual

Councilmember Hughes made a motion to approve the consent agenda items.

Councilmember Harris seconded the motion. Motion carried 4-0.

8. ACTION ITEMS:

A. Recommendation to accept 2020 Audit Report

Councilmember Devries made a motion to accept the 2020 Audit Report.

Councilmember Harris seconded the motion. Motion carried 4-0.

B. Recommendation to approve Park Board recommendation of Lexington

City Park sign design

The Council discussed the Lexington City Park sign design proposed by Norhart and recommended by the Park Board for approval.

Changes to the sign discussed:

- 1. Remove Lexington on "Lexington City Park"*
- 2. Remove "Est. 1950"*
- 3. Remove "Norhart"*
- 4. Remove "Park Closed from 10:00 p.m. to 5:00 a.m." and put this on a different, more official sign.*
- 5. Develop sign to look more like the sign in City Council chambers.*
- 6. Add the address: 9004 Dunlap Ave.*

Mayor Murphy said he would donate the final design and the sign for the park. Discussion ensued.

Councilmember Harris made a motion to approve the sign design with the following changes:

- 1. Remove the word Lexington on "Lexington City Park";*
 - 2. Remove "Est. 1950";*
 - 3. Remove "Norhart"*
 - 4. Remove "Park Closed from 10:00 p.m. to 5:00 a.m." and put this on a different, more official sign.*
 - 5. Develop sign to look more like the sign in City Council chambers;*
 - 6. Add the address 9004 Dunlap Ave. to sign.*
- Councilmember Devries seconded the motion. Motion carried 4-0.*

C. Recommendation to approve Business License Renewals

Councilmember Hughes made a motion to approve Business License Renewals. Councilmember Harris seconded the motion. Motion carried 4-0.

D. Recommendation to approve Liquor License Renewals

- Boulevard
- Carbone's
- Cowboy's Saloon
- El Loro (pending successful background check)

Petracek explained that El Loro's background check is good.

Councilmember Devries made motion to approve Liquor License Renewals for: Boulevard, Carbone's, Cowboy's Saloon, El Loro. Councilmember Harris seconded the motion. Motion carried 4-0.

9. MAYOR AND COUNCIL INPUT

Councilmember Harris stated that the City of Blaine has mowed the west side of Hamline Ave.

10. CLOSED EXECUTIVE SESSION

- A. 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 explained the reason to convene into closed session.

Councilmember Hughes made a motion to convene into closed session at 7:42 p.m. Councilmember Devries seconded the motion. Motion carried 4-0.

11. MOVE TO RECONVENE REGULAR COUNCIL MEETING

Councilmember Hughes made motion to reconvene the regular council meeting at 8:54 pm. Councilmember Harris seconded the motion. Motion carried 4-0.

12. ADMINISTRATOR INPUT

Petracek stated the farmer's market was open for business. He added that the Ryan Place, Woodland Ave., and Memorial Park paving project is tentatively scheduled to begin July 12th. Lastly, he explained that the painting of the Memorial Park buildings has begun. Discussion ensued.

13. ADJOURNMENT

Councilmember Hughes made motion to adjourn the meeting at 8:55 p.m. Councilmember Devries seconded the motion. Motion carried 4-0.

No Workshop due to lack of agenda items

