**CITY OF LEXINGTON**

**PUBLIC HEARING – TRUTH IN TAXATION 7:00 PM**

**&**

**CITY OF LEXINGTON**

**REGULAR COUNCIL MEETING**

**DECEMBER 1, 2016 - Immediately Following Public Hearing**

**9180 LEXINGTON AVENUE**

1. **Call to Order:** - Mayor Kurth

* 1. Roll Call - Council Members: DeVries, Hughes, Payment, Harris

***Mayor Kurth called to order the Truth in Taxation Public Hearing for December 2, 2016 at 7:00 p.m. Councilmember’s present: Devries, Hughes, and Payment. Excused Absence: Harris***

***Also Present: Bill Petracek, City Administrator; Kurt Glaser, City Attorney; Chris Galiov, Finance Director; Mike Murphy, Councilmember Elect; Mike McManus; Bamboo Betty’s Owner; Don Sanders, Citizen.***

1. **PUBLIC HEARING: TRUTH IN TAXATION**

***No one was present to address the Council about the 2017 tax levy and budget.***

1. **ADJOURN PUBLIC HEARING**

***A motion was made by Councilmember Devries to adjourn the Truth in Taxation Public Hearing at 7:02 p.m. The motion was seconded by Councilmember Payment. Motion carried 4-0.***

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

***Mayor Kurth called to order the Regular City Council meeting for December 2, 2016 at 7:00 p.m. Councilmember’s present: Devries, Hughes, and Payment. Excused Absence: Harris***

***Also Present: Bill Petracek, City Administrator; Kurt Glaser, City Attorney; Chris Galiov, Finance Director; Mike Murphy, Councilmember Elect; Mike McManus; Bamboo Betty’s Owner; Don Sanders, Citizen.***

1. **Citizens Forum**

***Don Robert Sanders, 9501 Hamline Ave., Lexington, MN. was present to address the City Council about the standing water he has in his backyard and how he has asked the City of Lexington to address this problem over the years and has had no response. He states that he is being harassed by his neighbors and the building inspector about property maintenance issues, and because of the water in his backyard, he has no place to park his vehicles. He complained that his backyard was supposedly a holding pond for the City storm sewer system, and all of the water from his neighbors, following rainstorms, collects in his back yard.   
As a result, he has to park all of his vehicles in his front yard. Discussion ensued.***

***Mayor Kurth explained to him that the previous owner’s did have a storm water holding pond in their backyard, but they filled it in, and they were not supposed to. Discussion ensued.***

***Mr. Sanders stated that the City of Lexington gave him permission to fill-in his backyard. Petracek questioned the City authorizing him to fill-in a storm water retention pond. Discussion ensued.***

***Mayor Kurth asked that if the city administrator sets-up a meeting with the city engineer to inspect your back yard and advise you on some of the issues, would he be willing to clean-up his property? Mr. Sanders replied that he would. Petracek stated he would try to set up a meeting with the city engineer the following week sometime.***

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 Payment. Motion carried 4-0.***

1. **INFORMATIONAL REPORTS:**
   1. Airport (Councilmember Harris) – ***No report.***
   2. Cable Commission (Councilmember Payment) – ***Councilmember Payment stated the last meeting was cancelled. No report given.***
   3. City Administrator (Bill Petracek) – ***Petracek asked Attorney Glaser to provide an update on the lawsuit between Parkview vs. City of Lexington. Glaser updated the Council on the lawsuit.***

***Petracek also informed the Council of more issues dealing with the negotiations for the sale of the Lovell Building surrounding the tax credits issued by the Minnesota Housing Finance Agency (MHFA). He recommended, again, sending a copy of another draft letter provided to the Council explaining the City’s position on the tax credits. Discussion ensued.***

***A motion was made by Councilmember Hughes to authorize the Mayor to sign the letter to MHFA, and send it to the appropriate officials. The motion was seconded by Councilmember Devries. Motion carried 5-0.***

1. **LETTERS AND COMMUNICATIONS:**
   1. North Metro Telecommunications Commission/North Metro TV Services
   2. Council Workshop meeting minutes – November 17, 2016
   3. Centennial Lakes Police Department – Media Report:

* 11-3-16 through 11-10-2016
* 11-11-16 through 11-16-2016

***No discussion on letters and communications.***

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

Council Meeting – November 14, 2016

Council Meeting – November 17, 2016

* 1. Recommendation to Approve Claims and Bills:

Check #’s 13458 through 13468

Check #’s 41404 through 41445

Check #’s 11155 through 11176

***A motion was made by Councilmember Payment to approve the consent agenda items. The motion was seconded by Councilmember Devries. Motion carried 4-0.***

1. **Action ItemS:**
   1. Recommendation to Approve Resolution NO. 16-26 A Resolution Approving Bids For Firefighter Helmets

***A motion was made by Councilmember Payment to approve Resolution No. 16-26 – A Resolution approving bids for firefighter helmets. The motion was seconded by Councilmember Devries. Motion carried 4-0.***

* 1. Recommendation to Approve Resolution NO. 16-27 A Resolution Certifying 2016 Tax Levy Collectable in 2017

***A motion was made by Councilmember Payment to approve Resolution No. 16-27 – A Resolution certifying 2016 tax levy collectable in 2017. The motion was seconded by Councilmember Hughes. Motion carried 4-0.***

* 1. Recommendation to Approve Resolution NO. 16-28 A Resolution Adopting Final 2017 Operating Budget For The City of Lexington

***A motion was made by Councilmember Payment to approve Resolution No. 16-28 – A Resolution adopting the final 2017 operating budget for the City of Lexington. The motion was seconded by Councilmember Devries. Motion carried 4-0.***

* 1. Recommendation to approve Lexington Liquor License Application pending approval by Minnesota Alcohol and Gambling Enforcement Division (a successful background check has been completed by Centennial Lakes Police Department)
* Mike McManus – Bamboo Bettys

***A motion was made by Councilmember Devries to approve the Lexington liquor license application pending approval by the Minnesota Alcohol and Gambling Enforcement Division for the new owner of Bamboo Betty’s – Mike McManus. The motion was seconded by Councilmember Payment. Motion carried 4-0.***

1. **MAYOR AND COUNCIL INPUT**

***Councilmember Payment provided update on Santa Claus in Lexington***

1. **ADJOURNMENT**

***A motion was made by Councilmember Devries to adjourn the meeting at 7:43 p.m. The motion was seconded by Councilmember Hughes. Motion carried 4-0.***

***I hereby certify that the December 1, 2016, Board of Review & Regular City Council Minutes as presented, were approved by the Lexington City Council on December 15, 2016.***

***Bill Petracek***

***City Administrator***

/bp