**CITY OF LEXINGTON**

**REGULAR COUNCIL MEETING**

**JULY 21, 2016– 7:00 P.M.**

**9180 LEXINGTON AVENUE**

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

***Mayor Kurth called to order the Regular City Council meeting for July 21, 2016 at 7:00 p.m. Councilmember’s present: Devries, Hughes, Payment, and Plasch. Also Present: Bill Petracek, City Administrator; Kurt Glaser, City Attorney; Chris Galiov, Finance Director; Shannon Granholm, Reporter – Quad Press; Brad Gavin, Citizen.***

1. **Citizens Forum**

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

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

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

1. **LETTERS AND COMMUNICATIONS:**
   1. Metropolitan Council – City of Lexington Comprehensive Plan Update – Complete for Review
   2. North Metro TV – June 2016 Update
   3. CLPD – Media Report – 6-29-16 through 7-6-16
   4. Rice Creek Watershed District – Summer 2016 News
   5. Public Notice – Closed Executive Session July 21, 2016
   6. Planning & Zoning meeting minutes – July 12, 2016

***Petracek provided an explanation to the letter from the Met Council regarding the Comprehensive Plan. Discussion ensued.***

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

Council Meeting – July 7, 2016

* 1. Recommendation to Approve Claims and Bills:

Check #’s 13437 through 13437

Check #’s 40927 through 40974

Check #’s 10948 through 10988

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

1. **Action ItemS:**
   1. Recommendation from Planning & Zoning Commission to approve Ordinance NO. 16-02 An Ordinance Creating Section 11.11- Opting Out Of Requirements Of Minnesota Statutes, Section 462.3593

***Attorney Glaser provided an explanation to the recommendation from the P & Z to opt-out of the requirements of Minnesota Statutes, Section 462.3593. He stated that by opting out of these State imposed requirements, the City of Lexington would be able to create their own rules regarding temporary health care housing facilities on residential lots. He added that if we follow State Statutes, we have little control over this process. Discussion ensued.***

***A motion was made by Councilmember Payment to approve Ordinance No. 16-02 an ordinance creating section 11.11 – Opting out of Requirements of Minnesota Statutes, Section 462.3593. The motion was seconded by Councilmember Hughes. Motion carried 5-0.***

* 1. Recommendation to approve Resolution NO. 16-16 A Resolution Identifying the Need For Funding To Complete 2040 Comprehensive Plan Update and Authorizing An Application For Planning Assistance Grant Funds

***Petracek explained that the Metropolitan Council has appropriated $10,000 of grant funding for the purpose of completing the 2040 Comprehensive Plan update. He added that he will need to follow through with completing the necessary application for the funds, but otherwise, the funds are guaranteed. Discussion ensued.***

***A motion was made by Councilmember Hughes to approve Resolution No. 16-16 - A Resolution identifying the need for funding to complete 2040 Comprehensive Plan update and authorizing an application for planning assistance grant funds. The motion was seconded by Councilmember Devries. Motion carried 5-0.***

1. Recommendation to approve Resolution NO. 16-17 A Resolution Supporting Principles for Reform of the Metropolitan Council

***Petracek explained that many cities and counties in the 7 County metro areas are in support of this movement to reform the Met Council Governing Board. He explained that basically the idea of this movement is to have local elected officials appointed to the Board, as opposed to having the Governor appoint members of the Board. Discussion ensued.***

***A motion was made by Councilmember Devries to approve Resolution NO. 16-17- A Resolution supporting principles for reform of the metropolitan council. The motion was seconded by Councilmember Hughes. Motion carried 5-0.***

1. Recommendation to approve language for Pre-hiring Job Applicant Drug Testing

***Petracek explained that Attorney Floyd pared back the proposed policy to only authorize pre-employment drug testing for new employees, which states in Floyd’s memo that is allowed without Union consent. Petracek added that going forward, the City would need to negotiate with the Union to provide further drug testing for employees. Discussion ensued.***

***Brad Gavin – 8874 Pascal Road, Lexington, MN – addressed the Council stating that he wanted to make sure drug testing is being done by qualified testers so we aren’t losing qualified applicants due to inadequate testing. Discussion ensued.***

***A motion was made by Councilmember Devries to approve language for pre-hiring job applicant drug testing. The motion was seconded by Councilmember Plasch. Motion carried 5-0.***

1. Recommendation to approve Business License Renewals

***A motion was made by Councilmember Hughes to approve business license renewals. Motion carried 5-0.***

1. **MAYOR AND COUNCIL INPUT**

***Councilmember Plasch stated he may be resigning his position on the Council due to medical reasons. Discussion ensued.***

***Mayor Kurth stated that the fire department 5K was a success. He apologized for not mentioning the 5k race at the last Council meeting. Discussion ensued.***

1. **Convene for closed executive session-attorney CLIENT PRIVILEGES matters**

***The Council convened in closed session at 7:22 p.m.***

1. **reconvene from closed session**

***The Council reconvened in open session at 7:37 p.m.***

1. **ADMINISTRATOR INPUT**

***No input from the administrator.***

1. **ADJOURNMENT**

***A motion was made by Councilmember Hughes to adjourn the meeting at 7:38 p.m. The motion was seconded by Councilmember Devries. Motion carried 5-0.***

***I hereby certify that the July 21, 2016, Board of Review & Regular City Council Minutes as presented, were approved by the Lexington City Council on August 4, 2016.***

***Bill Petracek***

***City Administrator***