

**MINUTES  
CITY OF LEXINGTON  
REGULAR COUNCIL MEETING  
JANUARY 6, 2022 – 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 January 6, 2022 at 7:00 p.m. Councilmember's present: Devries, Harris, and Winge. Excused Absence: Hughes. Also Present: Bill Petracek, City Administrator; Kurt Glaser, City Attorney; Chris Galiov, Finance Director; Numerous Centennial High School students.*

**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 Winge seconded the motion. Motion carried 4-0.*

**5. INFORMATIONAL REPORTS:**

- A. Airport (Councilmember Devries) *Councilmember Devries asked if a letter was sent to Airport Commission. Petracek stated as soon as your appointment is approved by the City Council it will be done.*
- B. Cable Commission (Councilmember Winge) – *Councilmember Winge stated future Cable Commission meetings are going to be held quarterly. He updated the Council on the upgrades to the Peg Channel and other items. Discussion ensued.*
- C. City Administrator (Bill Petracek) – *Petracek explained more detail about the new look of the PEG Channel. Discussion ensued.*

**6. LETTERS AND COMMUNICATIONS:**

- A. Centennial Lakes Police Department Media Reports 12-8 through 12-28, 2021
- B. Press Publications – Quad Community Press request to serve as Legal Publication for the City of Lexington
- C. Xcel Energy Request to Increase Rates for Electric Service
- D. Planning & Zoning meeting minutes – December 14, 2021

*No discussion on Letters and Communications.*

**7. CONSENT ITEMS:**

- A. Recommendation to Approve Council Minutes:  
Council Meeting – December 16, 2021
- B. Recommendation to Approve Claims and Bills:  
Check #'s 48463 through 48519  
Check #'s 48520 through 48533  
Check #'s 14125 through 14134  
Check #'s 14137 through 14153

*Councilmember Devries made a motion to approve the consent agenda items. Councilmember Harris seconded the motion. Motion carried 4-0.*

**8. ACTION ITEMS:**

- A. Recommendation to Approve Resolution NO. 22-01 – A Resolution  
Approving the Naming of Appointees for 2022

*Councilmember Winge made a motion to Approve Resolution NO. 22-01 – A Resolution Approving the Naming of Appointees for 2022. Councilmember Harris seconded the motion. Motion carried 4-0.*

- B. Recommendation to Approve Resolution NO. 22-02 – A Resolution Adopting  
the 2022 Fee Schedule

*Councilmember Devries made a motion to Approve Resolution NO. 22-02 – A Resolution Adopting the 2022 Fee Schedule. Councilmember Winge seconded the motion. Motion carried 4-0.*

- C. Recommendation to Approve Resolution NO. 22-03 – A Resolution Establishing  
Procedures Relating to Compliance with Reimbursement Bond Regulations  
Under the Internal Revenue Code.

*Councilmember Winge made a motion to Approve Resolution NO. 22-03 – A Resolution Establishing Procedures Relating to Compliance with Reimbursement Bond Regulations Under the Internal Revenue Code. Councilmember Harris seconded the motion. Motion carried 4-0.*

- D. Recommendation to Approve Resolution NO. 22-04 – A Resolution to Establish  
a Local Board of Appeals and Equalization, Pursuant to Minnesota Statute 274.014,  
Subd. 3 (C)

*Petracek stated that Councilmember Winge has completed the LBAE training to bring Lexington into compliance with the State of Minnesota and Lexington can now take back control of the Local Board of Appeals and Equalization. Discussion ensued.*

***Councilmember Devries made a motion to Approve Resolution NO. 22-04 – A Resolution to Establish a Local Board of Appeals and Equalization, Pursuant to Minnesota Statute 274.014, Subd. 3 (C). Councilmember Harris seconded the motion. Motion carried 4-0.***

- E. Recommendation to Approve Resolution NO. 22-05 – A Resolution Approving State of Minnesota Joint Powers Agreements with the City of Lexington on Behalf of its City Attorney

***Councilmember Harris made a motion to Approve Resolution NO. 22-05 – A Resolution Approving State of Minnesota Joint Powers Agreements with the City of Lexington on Behalf of its City Attorney. Councilmember Devries seconded the motion. Motion carried 4-0.***

- F. Recommendation to Approve Resolution NO. 22-06 – A Resolution Approving Participation in Opioid Litigation Settlements.

***Councilmember Harris made a motion to Approve Resolution NO. 22-06 – A Resolution Approving Participation in Opioid Litigation Settlements. Councilmember Devries seconded the motion. Motion carried 4-0.***

- G. Planning and Zoning Commission Recommendation for First Reading of Ordinance 22-01 – An Ordinance Revising Zoning Districts M-1, M-2, and B-1 Zones.

***Discussion on Ordinance 22-01 – An Ordinance Revising Zoning Districts M-1, M-2, and B-1 Zones. Attorney Glaser and City Administrator Petracek explained the purpose for the proposed amendments to the zoning districts coming from P & Z. Discussion ensued.***

***Councilmember Harris asked about the addition of adult oriented businesses. Attorney Glaser stated that the City has an obligation to the First Amendment of the Bill of Rights to allow adult oriented businesses in some area or zoning district in the community. Discussion ensued.***

***Attorney Glaser provided the first reading of Ordinance 22-01.***

- H. First Reading of Ordinance 22-02 – An Ordinance Revising Stormwater Management

***Attorney Glaser provided the first reading of Ordinance 22-02. Discussion ensued.***

- I. Recommendation to Approve a Memorandum of Understanding (MOU) with Centennial Lakes Little League Association

***Councilmember Winge made a motion to Approve a Memorandum of Understanding (MOU) with Centennial Lakes Little League Association. Councilmember Harris seconded the motion. Motion carried 4-0.***

## **9. MAYOR AND COUNCIL INPUT**

*Councilmember Devries asked about the snow plowing ordinance and the new housing developments pushing snow on to Restwood Road. Petracek stated that public works handles situations like this by talking to the violator of the ordinance.*

*Councilmember Harris asked about the installation of new crosswalk and new sign on Restwood Road. Petracek stated it will be done in the spring when the weather is warmer.*

## **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 explained the reason for going into closed session.*

*Councilmember Devries made a motion to go into close session at 7:37 PM 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 Winge seconded the motion. Motion carried 4-0.*

*Councilmember Winge made a motion reconvene into open session at 9:05 PM. Councilmember Harris seconded the motion. Motion carried 4-0.*

## **11. ADJOURNMENT**

*Councilmember Devries made motion to adjourn the meeting at 9:05 p.m. Councilmember Harris seconded the motion. Motion carried 4-0.*