

AGENDA
CITY OF LEXINGTON
REGULAR COUNCIL MEETING
NOVEMBER 2, 2023 – 7:00 P.M.
9180 LEXINGTON AVENUE

1. PLEDGE OF ALLEGIANCE

2. CALL TO ORDER: – Mayor Grote

- A. Roll Call - Council Members: DeVries, Harris, Winge and Benson

3. CITIZENS FORUM

This is a portion of the Council meeting where individuals will be allowed to address the Council on subjects which are not a part of the meeting agenda. Persons wishing to speak may be required to complete a sign-up sheet and give it to a staff person at the meeting. The Council may take action or reply at the time of the statement or may give direction to staff for future action based on the concerns expressed.

4. APPROVAL OF AGENDA WITH CHANGES AND CORRECTIONS

5. INFORMATIONAL REPORTS:

- A. Airport (Councilmember Devries)
B. Cable Commission (Councilmember Winge) *Quarterly meetings*
C. City Administrator (Bill Petracek)

6. LETTERS AND COMMUNICATIONS:

- A. Centennial Lakes Police Department Media Reports – 10-11 through 10-17, 2023 **pp.1-4**
B. Council Workshop meeting synopsis – October 19, 2023 **pp. 5**

Consent Agenda:

The Consent Agenda covers routine administrative matters. These items are not discussed, and are approved in their entirety pursuant to the recommendations on the staff reports. A Council Member or citizen may ask that an item be moved from the Consent Agenda to the end of section 7 of the agenda in order to be discussed and receive separate action.

7. CONSENT ITEMS:

- A. Recommendation to Approve Council Minutes:
Council Meeting – October 19, 2023 **pp. 6-9**
- B. Recommendation to Approve Claims and Bills:
Check #'s [REDACTED] through [REDACTED] **pp. 10-17**

Check #'s [REDACTED] through [REDACTED]
RE-ISSUE # [REDACTED]
VOID # [REDACTED] & [REDACTED]
VOID # [REDACTED]

Action Items:

These items are intended primarily for Council discussion and action. It is up to the discretion of the Mayor as to what, if any, public comment will be heard on these items. Persons wishing to speak on discussion items must complete a sign-up sheet and give it to a staff person at the meeting.

8. ACTION ITEMS:

- A. Second Reading and Recommendation to Approve Ordinance No. 23-04 –
An Ordinance to Revised Chapter 5- Lawful Gambling **pp. 18-21**
- B. Second Reading and Recommendation to Approve of Ordinance No. 23-05 -
An Ordinance to Revise Chapter 11.40 – An Ordinance Regulating Addiction
Treatment Clinics. **pp. 22-27**
- C. Recommendation to Approve Resolution NO. 23-14 -A Resolution of the
City Council of Lexington, Minnesota Approving Summary Publication of
Ordinance. **pp. 28-29**
- D. Recommendation to Approve the Centennial Youth Hockey Association
Reservation of the Memorial Park Hockey Rink January 2 through February
29 from 6-7 PM – Monday through Thursday. **pp. 30**
- E. Recommendation to Approve Resolution NO. 23-15 – A Resolution
Approving Certificate of Land Survey for 9073 South Highway Drive for
Andrew and Amy Elms **pp. 31-34**

9. MAYOR AND COUNCIL INPUT

10. CLOSED SESSION

- This portion of the meeting is closed pursuant to Minnesota Statute Section 13D.05, subdivision 3(b), and is permitted by the attorney-client privilege to discuss the pending litigation versus the City of Blaine regarding the interconnected water and sewer systems.
- 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 the legal aspects surrounding personnel matters under investigation.

11. ADJOURNMENT

/mv



Centennial Lakes Police Department

Media Report



Case Number	Incident Date	Time	Description	Location	City
23243999	Oct 11 2023	01:00	ASSIST OTHER AGENCY		LINO LAKES
23244029	Oct 11 2023	02:29	ASSIST OTHER AGENCY		LINO LAKES
23244436	Oct 11 2023	15:30	HOUSE/PROPERTY CHECK		CIRCLE PINES
23244119	Oct 11 2023	08:25	FRAUD	19XX EAGLE TRL	CENTERVILLE
Summary: PHONE CALL FRAUD REPORT - INFORMATIONAL REPORT.					
23244137	Oct 11 2023	08:50	CHECK WELFARE	71XX PROGRESS RD	CENTERVILLE
Summary: POLICE RECEIVED A PHONE CALL WELFARE CHECK IN THE 7100 BLK OF PROGRESS RD. OFFICERS MADE CONTACT WITH INVOLVED INDIVIDUALS AND FOUND NO ISSUE.					
23244466	Oct 11 2023	16:11	CIVIL DISPUTE	20XX MAIN ST	CENTERVILLE
Summary: CIVIL DISPUTE.					
OFFICERS WERE DISPATCHED TO A BUSINESS IN THE 2000 BLOCK OF MAIN ST ON A THEFT REPORT. OFFICERS DETERMINED THAT NO THEFT OCCURRED AND THE DISPUTE WAS CIVIL IN NATURE.					
CLEAR.					
23244642	Oct 11 2023	19:32	MEDICAL	69XX 21ST AVE S	CENTERVILLE
Summary: MEDICAL OFFICERS WERE DISPATCHED TO THE 6800 BLOCK OF 21ST AVE FOR A MEDICAL EMERGENCY CLEAR.					
23245030	Oct 12 2023	10:06	ACCIDENT-MV PD	1XX SOUTH DR	CIRCLE PINES
Summary: POLICE RESPONDED TO THE 100 BLK OF SOUTH DR FOR A PD REPORT.					
23245110	Oct 12 2023	11:53	MEDICAL	20XX WILLOW CIR	CENTERVILLE
Summary: MEDICAL: RESPONDED TO THE 2000 BLOCK OF WILLOW CIRCLE FOR AN ADULT FEMALE REQUESTING TRANSPORT TO THE HOSPITAL FOR EVALUATION. UPON ARRIVAL, I GATHERED INFORMATION AND STOOD BY WITH PATIENT UNTIL EMS ARRIVED.					
23245571	Oct 12 2023	23:39	MEDICAL	41XX LOVELL RD	LEXINGTON
Summary: OFFICERS RESPONDED TO THE 4100 BLOCK OF LOVELL RD FOR A MEDICAL.					
EXCEPTIONAL CLEARANCE.					
23245316	Oct 12 2023	15:58	SUSPICIOUS ACTIVITY	MILL RD / MAIN ST	CENTERVILLE
Summary: SUSPICIOUS ACTIVITY.					
OFFICERS WERE DISPATCHED TO A PHONE CALL, SUSPICIOUS ACTIVITY REPORT THAT OCCURRED ON MILL RD NEAR MAIN ST. OFFICERS TOOK INFORMATION FOR THIS REPORT.					
CLEAR.					
23245355	Oct 12 2023	16:44	CHILD CUSTODY DISPUTE	19XX MAIN ST	CENTERVILLE
Summary: CHILD CUSTODY DISPUTE.					
OFFICERS WERE DISPATCHED TO A DOMESTIC ESCORT CHILD EXCHANGE IN THE 1900 BLOCK OF MAIN ST. OFFICERS MEDIATED BETWEEN PARTIES.					
CLEAR.					
23245368	Oct 12 2023	18:30	LOST PROPERTY	91XX SOUTH HIGHWAY DR	LEXINGTON
Summary: LOST PROPERTY OFFICERS TOOK A LOST PROPERTY REPORT IN THE 9100 BLOCK OF SOUTH HIGHWAY DR. CLEAR.					

Run Date/Time:



Centennial Lakes Police Department

Media Report



Case Number	Incident Date	Time	Description	Location	City
23245522	Oct 12 2023	21:43	LOST PROPERTY	8XX CIVIC HEIGHTS DR	CIRCLE PINES
Summary: LOST PROPERTY.					
OFFICERS WERE DISPATCHED TO A LOST WALLET REPORT. OFFICERS TOOK INFORMATION FOR THIS REPORT AND OFFERED ADVICE TO AVOID ISSUES.					
CLEAR.					
23245603	Oct 13 2023	00:36	MEDICAL	18XX MAIN ST	CENTERVILLE
Summary: MEDICAL					
OFFICERS DISPATCHED TO THE 1800 BLOCK OF MAIN ST FOR A MEDICAL EMERGENCY.					
CLEAR.					
23245732	Oct 13 2023	09:41	CHECK WELFARE	90XX GRIGGS AVE	LEXINGTON
Summary: OFFICER CONDUCTED A WELFARE CHECK ON THE 9000 BLOCK OF GRIGGS AVE.					
CLEAR.					
23245978	Oct 13 2023	16:03	CHILD CUSTODY DISPUTE	17XX WESTVIEW ST	CENTERVILLE
Summary: OFFICERS FIELD A PHONE CALL AT THE 1800-BLK OF MAIN STREET REGARDING CHILD CUSTODY DISPUTE.					
23246006	Oct 13 2023	16:41	THEFT	38XX RESTWOOD RD	LEXINGTON
Summary: OFFICERS FIELD A PHONE CALL REGARDING A THEFT THAT OCCURED AT THE 3800-BLK OF RESTWOOD RD.					
23246111	Oct 13 2023	19:28	MEDICAL	18XX MAIN ST	CENTERVILLE
Summary: MEDICAL.					
OFFICERS WERE DISPATCHED TO THE 1800 BLOCK OF MAIN ST ON A MEDICAL. OFFICERS BEGAN A TRAUMA ASSESSMENT ON THE VICTIM. AMBULANCE TRANSPORTED FOR FURTHER EVALUATION AND TREATMENT.					
CLEAR.					
23246141	Oct 13 2023	20:07	ASSIST OTHER AGENCY		LINO LAKES
23246142	Oct 13 2023	20:09	MEDICAL	93XX LEXINGTON AVE	LEXINGTON
Summary: OFFICERS RESPONDED TO THE 9300-BLK OF LEXINGTON FOR A MEDICAL.					
23246362	Oct 14 2023	03:35	MEDICAL	20XX WILLOW CIR	CENTERVILLE
Summary: WELFARE CHECK.					
OFFICERS WERE DISPATCHED TO WILLOW CIR ON REPORTS OF A MEDICAL. ONE PERSON TRANSPORTED TO HOSPITAL.					
CLEAR.					
23246492	Oct 14 2023	10:22	DISORDERLY CONDUCT	20XX MAIN ST	CENTERVILLE
Summary: DISORDERLY CONDUCT: OFFICERS RESPONDED TO THE KWIK TRIP IN THE 2000 BLOCK OF MAIN STREET FOR AN ADULT FEMALE CAUSING PROBLEMS IN THE STORE. UPON ARRIVAL AND INVESTIGATION, FEMALE WAS ARRESTED FOR DISORDERLY CONDUCT AND TRANSPORTED TO JAIL.					
23246684	Oct 14 2023	15:45	DOMESTIC-VERBAL	39XX LOVELL RD	LEXINGTON
Summary: VERBAL DOMESTIC.					
OFFICERS WERE DISPATCHED TO THE 3900 BLOCK OF LOVELL RD ON A VERBAL DOMESTIC. OFFICERS MEDIATED BETWEEN PARTIES.					
CLEAR.					
23246838	Oct 14 2023	19:55	ASSIST OTHER AGENCY		LINO LAKES

Run Date/Time:



Centennial Lakes Police Department

Media Report



Case Number	Incident Date	Time	Description	Location	City
23246947	Oct 14 2023	22:45	MEDICAL	XX VILLAGE PKWY	CIRCLE PINES
<p>Summary: MEDICAL.</p> <p>OFFICERS WERE DISPATCHED TO THE 30 BLOCK OF VILLAGE PARKWAY ON REPORTS OF A MEDICAL. ONE PARTY TRANSPORTED VIA AMBULANCE.</p> <p>CLEAR.</p>					
23246387	Oct 14 2023	05:21	WARRANT ARREST	91XX SOUTH HIGHWAY DR	LEXINGTON
<p>Summary: OFFICER RESPONDED TO 9100 BLOCK OF SOUTH HIGHWAY DR TO ASSIST A PERSON STRANDED AT A BUSINESS. ONE MALE WAS ARRESTED ON A WARRANT. CLEARED BY ARREST.</p>					
23246858	Oct 14 2023	20:28	THEFT	XX VILLAGE PKWY	CIRCLE PINES
<p>Summary: THEFT OFFICERS DISPATCHED TO THE 30 BLOCK OF VILLAGE PARKWAY FOR A THEFT REPORT CLEAR.</p>					
23246990	Oct 14 2023	23:33	NOISE COMPLAINT	4XX VILLAGE PKWY	CIRCLE PINES
<p>Summary: NOISE.</p> <p>OFFICERS WERE DISPATCHED TO THE 400 BLOCK OF VILLAGE PARKWAY ON REPORTS OF A NOISE COMPLAINT.</p> <p>CLEAR.</p>					
23247035	Oct 15 2023	00:43	SUSPICIOUS ACTIVITY	88XX HAMLINE AVE	LEXINGTON
<p>Summary: SUSPICIOUS ACTIVITY.</p> <p>OFFICERS WERE DISPATCHED TO HE 8800 BLOCK OF HAMLINE AVE ON REPORTS OF SUSPICIOUS ACTIVITY.</p> <p>CLEAR.</p>					
23247132	Oct 15 2023	04:39	MEDICAL	41XX LOVELL RD	LEXINGTON
<p>Summary: OFFICERS DISPATCHED TO THE 4100 BLOCK OF LOVELL RD FOR A MEDICAL. ONE ADULT FEMALE REPORTED HAVING A SEIZURE. ALLINA ARRIVED AND CLEARED POLICE. CLEAR.</p>					
23247210	Oct 15 2023	09:32	CHECK WELFARE	91XX JACKSON AVE	LEXINGTON
<p>Summary: WELFARE CHECK.</p> <p>OFFICERS WERE DISPATCHED TO THE 9100 BLK OF JACKSON AVE FOR A WELFARE CHECK.</p> <p>CLEAR.</p>					
23247369	Oct 15 2023	14:42	INFORMATION	89XX SYNDICATE AVE	LEXINGTON
<p>Summary: OFFICERS FIELDDED A PHONE CALL REGARDING THEFT INFORMATION</p>					
23247372	Oct 15 2023	14:47	MEDICAL	18XX HAYFIELD RD	CENTERVILLE
<p>Summary: OFFICERS RESPONDED TO THE 1800-BLK OF HAYFIELD FOR A MEDICAL.</p>					
23247754	Oct 16 2023	01:37	MEDICAL	XX INDIAN HILLS DR	CIRCLE PINES
<p>Summary: MEDICAL.</p> <p>OFFICERS WERE DISPATCHED TO THE 0 BLOCK OF INDIAN HILLS DRIVE ON REPORTS OF A MEDICAL.</p> <p>CLEAR.</p>					

Run Date/Time:



Centennial Lakes Police Department Media Report



Case Number	Incident Date	Time	Description	Location	City
23248314	Oct 16 2023	20:14	DOMESTIC	6XX VILLAGE PKWY	CIRCLE PINES

Summary: OFFICERS RESPONDED TO THE 600-BLK OF VILLAGE PKWY FOR A DOMESTIC.

23249109	Oct 17 2023	18:41	HARASSMENT	94XX LEXINGTON AVE	LEXINGTON
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Summary: OFFICERS RESPONDED TO THE 9400-BLK OF LEXINGTON FOR A HARASSMENT REPORT.

**CITY OF LEXINGTON
WORKSHOP SYNOPSIS
Thursday, October 19, 2023
Immediately following Council meeting
City Hall**

1. Call to Order: Mayor Grote
2. Roll Call: DeVries – Harris – Winge – Benson

Mayor Grote called to order the workshop for October 19, 2023 at 9:25 p.m. Councilmembers present: Benson, Devries, Harris and Winge. Also Present: Bill Petracek, City Administrator; Kurt Glaser, City Attorney; Chris Galiov, Finance Director.

3. Discussion Items:

- A. Discuss Universal Mask and Vaccine Mandate – Councilmember Harris

Councilmember Harris stated that there is another outbreak of COVID. She is worried that the State is going to force citizens to wear masks and require vaccinations. She asked if there is any way that Lexington can override that type of mandate. Attorney Glaser stated that the City of Lexington would not be able to supersede the Governor's order for a mask mandate. Discussion ensued.

4. Staff Input

No staff input.

5. Council Input

No Council input.

6. Adjourn

Councilmember Devries made a motion to adjourn at 9:29 p.m. Councilmember Benson seconded the motion. Motion carried 5-0.

**MINUTES
CITY OF LEXINGTON
REGULAR COUNCIL MEETING
OCTOBER 19, 2023– 7:00 P.M.
9180 LEXINGTON AVENUE**

1. PLEDGE OF ALLEGIANCE

2. CALL TO ORDER: – Mayor Grote

- A. Roll Call - Council Members: DeVries, Harris, Winge and Benson

Mayor Grote called to order the Regular City Council meeting for October 19, 2023 at 7:00 p.m. Councilmember's present: Benson, Devries, Harris, and Winge. Also Present: Bill Petracek, City Administrator; Kurt Glaser, City Attorney; Chris Galiov, Finance Director; Steve Winter, City Engineer; Mike Buzicky, MSA Consultants (via TEAMS Video call).

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 Winge seconded the motion. Motion carried 5-0

5. LETTERS AND COMMUNICATIONS:

- A. Centennial Lakes Police Department Media Reports – 10-1 through 10-10-2023
- B. City Report – September 2023
- C. North Metro TV – September 2023 Update
- D. Corporal Jon Krueger's Retirement – November 17, 2023 2:00 – 4:00 PM
- E. Planning & Zoning meeting minutes – October 10, 2023

No discussion on Letters and Communications.

2. CONSENT ITEMS:

- A. Recommendation to Approve Council Minutes:
Council Meeting – October 5, 2023
- B. Recommendation to Approve Claims and Bills:
Check #'s 14933 through 14945
VOID #14944
- C. Financial Reports

- Cash Balances
- Fund Summary – Budget to Actual

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

3. ACTION ITEMS:

- A. Second Reading and Recommendation to Approve Ordinance No. 23-03 – An Ordinance to Revise Chapter 10 – Cannabis Use Prohibited in Public Parks

Mayor Grote asked how we would handle cannabis at the Lexington Fall Festival. He added that he feels smoking pot should not be allowed at festivals and special events. Discussion ensued. Councilmember Winge state that since the Lexington Fall Festival is not a City event, and sponsored by Cowboy's Saloon, they should decide if pot can be smoked at the event or not.

Mayor Grote stated he would like to see a provision in the special event permit application that asks if the event will allow cannabis or not, so that the City Council can decide whether to issue the permit or not. Discussion ensued.

Councilmember Devries stated he would like to allow the businesses to decide if pot smoking is allowed at their events or not.

Councilmember Benson called to question and made a motion to Approve Ordinance No. 23-03 – An Ordinance to Revise Chapter 10 – Cannabis Use Prohibited in Public Park. Councilmember Winge seconded the motion. Motion carried 3-2

- B. First Reading of Ordinance No. 23-04 – An Ordinance to Revised Chapter 5-Lawful Gambling

Attorney Glaser provided a summary of Ordinance No. 23-04 as the first reading. No action taken.

- C. First Reading of Ordinance No. 23-05 - An Ordinance to Revised Chapter 11.40 – An Ordinance Regulating Addiction Treatment Clinics.

Attorney Glaser provided a summary of Ordinance No. 23-05 as the first reading. No action taken.

- D. Recommendation to Not Waive the Monetary Limits on Municipal Tort Liability Established by Minn. Stat. 466.04

Councilmember Devries made a motion to Not Waive the Monetary Limits on Municipal Tort Liability Established by Minn. Stat. 466.04. Councilmember Harris seconded the motion. Motion carried 5-0.

- E. Recommendation to Approve an Amendment to the Amended and Restated Joint Powers Police Department Contract Cities of Centerville, Circle Pines, and Lexington, Minnesota.

Councilmember Devries made a motion to Approve an Amendment to the Amended and Restated Joint Powers Police Department Contract Cities of Centerville, Circle Pines, and Lexington, Minnesota. Councilmember Harris seconded the motion. Motion carried 5-0.

- F. Recommendation to Approve the 2024 Centennial Lakes Police Department Budget

Councilmember Harris made a motion to Approve the 2024 Centennial Lakes Police Department Budget. Councilmember Devries seconded the motion. Motion carried 5-0.

4. MAYOR AND COUNCIL INPUT

Harris asked about the additional fire hydrant added and the debris left behind. Petracek stated that the contractor and public works will be ensuring restoration and clean up of the areas dug up for the fire hydrant replacement. He asked Lexington citizens to be patient with the process.

Grote asked about the winterization of the fire hydrants at Ephesians. Petracek stated the owners were reminded of the necessary process. He added that we are working on the final agreements of the Ephesians development agreement to determine maintainence of the water appartus that serves Ephesians facilities.

5. ADMINISTRATOR INPUT

Petracek stated that Chief Edwards was unable to attend tonights meeting to discuss parking around Lexington Lofts. He added that the discussion would be shifted to the November workshop. He added that winter parking rules will begin November 1st and the police department will be enforcing these rules.

6. CLOSED SESSION

Attorney Glaser provided an explanation for the need to go into closed session.

Councilmember Benson made a motion to go into closed session at 7:33 pm pursuant to Minnesota Statute Section 13D.05, subdivision 3(b), and is permitted by the attorney-client privilege to discuss the pending litigation versus the City of Blaine regarding the interconnected water and sewer systems. Councilmember Devries seconded the motion. Motion carried 5-0.

- This portion of the meeting is closed pursuant to Minnesota Statute Section 13D.05, subdivision 3(b), and is permitted by the attorney-client privilege to discuss the pending litigation versus the City of Blaine regarding the interconnected water and sewer systems.

Councilmember Benson made a motion to reconvene into open session at 9:24 pm. Councilmember Devries seconded the motion. Motion carried 5-0.

7. ADJOURNMENT

Councilmember Benson made motion to adjourn the meeting at 9:24 p.m. Councilmember Winge seconded the motion. Motion carried 5-0.

CITY OF LEXINGTON

RECOMMEND FOR APPROVAL OF CLAIMS AND BILLS

The following claims and bills have been presented to the Council for approval at the Council Meeting of November 2, 2023.

(1) Payroll

Vouchers	██████ through ██████			\$ 24,689.26
Payroll Taxes				
	Federal Tax	\$3,251.62		
	Social Security	\$4,295.98		
	Medicare	\$1,004.70		
			\$8,552.30	
	State Tax	\$1,584.45	\$1,584.45	
	Total			\$ 10,136.75

(2) General and Liquor Payment Recommendations:

Payments	██████ through ██████	\$ 176,601.08
	Void	\$ (114.00)
	Reissue	\$ 114.00
	Void	\$ -

(3) ACH and Credit Card Payments for:

ACH Payments:	through	\$ -
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Total Payments and Withdrawals Approval \$ 211,427.09

Centennial Lakes Police Payment Recommendations:

Checks	██████ through ██████	\$ 22,823.53
	VOID	\$ -
ACH	██████ through ██████	\$ 17,322.84
Total Payments		<u>\$ 40,146.37</u>

***Check Detail Register©**

Batch: 11022023 PAY

Check #	Check Date	Vendor Name	Amount	Invoice	Comment
10100 4M FUND					
██████	11/02/23	56 BREWING LLC			
E 609-00000-252		Beer Purchase	\$113.33	5624206	
E 609-00000-260		THC For Resale	\$91.00	5624206	
		Total	\$204.33		
██████	11/02/23	AMAZON CAPITAL SERVICES			
E 101-41500-400		General Maintenance	\$156.08	1K9M-V696-	CLEANING SUPPLIES
		Total	\$156.08		
██████	11/02/23	ANOKA COUNTY TREASURY			
E 101-41900-329		Cable/Internet	\$75.00	B231017X	OCT 2023 BROADBAND
E 101-42260-329		Cable/Internet	\$75.00	B231017X	OCT 2023 BROADBAND
E 101-43100-329		Cable/Internet	\$45.00	B231017X	OCT 2023 BROADBAND
E 101-45200-329		Cable/Internet	\$30.00	B231017X	OCT 2023 BROADBAND
		Total	\$225.00		
██████	11/02/23	ARTISAN BEER COMPANY			
E 609-00000-252		Beer Purchase	\$664.80	3635228	
E 609-00000-252		Beer Purchase	\$293.75	3636679	
		Total	\$958.55		
██████	11/02/23	BARREL THEORY BEER COMPANY			
E 609-00000-252		Beer Purchase	\$299.00	3275	
		Total	\$299.00		
██████	11/02/23	BELLBOY CORPORATION			
E 609-00000-254		Miscellaneous Purchase	\$124.57	0107526500	
E 609-00000-251		Liquor Purchase	\$3,840.58	0201292300	
		Total	\$3,965.15		
██████	11/02/23	BERNICK'S			
E 609-00000-252		Beer Purchase	\$1,637.70	10138371	
E 609-00000-252		Beer Purchase	\$411.60	10140906	
		Total	\$2,049.30		
██████	11/02/23	BLACK STACK BREWING, INC.			
E 609-00000-252		Beer Purchase	\$230.00	24648	
		Total	\$230.00		
██████	11/02/23	BREAKTHRU BEVERAGE MN			
E 609-00000-253		Wine Purchase	\$113.45	112550384	
E 609-00000-251		Liquor Purchase	\$741.04	112550385	
E 609-00000-253		Wine Purchase	\$947.84	112652428	
E 609-00000-254		Miscellaneous Purchase	\$168.34	112652429	
E 609-00000-251		Liquor Purchase	\$2,681.76	112652431	
		Total	\$4,652.43		
██████	11/02/23	CAPITOL BEVERAGE SALES			
E 609-00000-252		Beer Purchase	(\$248.70)	2899158	
E 609-00000-252		Beer Purchase	\$3,894.40	2899159	

***Check Detail Register©**

Batch: 11022023 PAY

Check #	Check Date	Vendor Name	Amount	Invoice	Comment
E 609-00000-252		Beer Purchase	\$7,581.49	2902152	
		Total	\$11,227.19		
	11/02/23	CENTENNIAL LAKES PD			
E 101-42110-230		Contracted Services	\$80,518.67		NOV 2023 MONTHLY POLICE SERVICES
		Total	\$80,518.67		
	11/02/23	CITYWIDE WINDOW SERVICES INC.			
E 609-00000-400		General Maintenance	\$32.42	724932	SEP 2023 SERVICE
		Total	\$32.42		
	11/02/23	CLEAR RIVER BEVERAGE COMPANY			
E 609-00000-252		Beer Purchase	\$448.50	713666	
E 609-00000-252		Beer Purchase	\$102.00	713666	
E 609-00000-252		Beer Purchase	(\$88.65)	713672	
E 609-00000-252		Beer Purchase	\$315.01	714865	
		Total	\$776.86		
	11/02/23	COTTENS' INC			
E 101-43100-404		Repair Machinery/Equipm	\$310.97	387840	REPAIR PARTS - F550
		Total	\$310.97		
	11/02/23	DAHLHEIMER BEVERAGE LLC			
E 609-00000-252		Beer Purchase	(\$158.40)	2009407	
E 609-00000-252		Beer Purchase	\$4,480.35	2025225	
E 609-00000-252		Beer Purchase	(\$417.00)	2025539	
E 609-00000-252		Beer Purchase	\$199.00	2027664	
E 609-00000-252		Beer Purchase	\$4,596.80	2030389	
E 609-00000-252		Beer Purchase	(\$23.20)	2030466	
E 609-00000-252		Beer Purchase	\$2,455.50	2031308	
E 609-00000-252		Beer Purchase	\$234.80	2031310	
		Total	\$11,367.85		
	11/02/23	ELM CREEK BREWING CO.			
E 609-00000-252		Beer Purchase	\$271.34	E-5434	
		Total	\$271.34		
	11/02/23	HAWKINS INC			
E 730-00000-216		Chemicals	\$40.00	6602184	
		Total	\$40.00		
	11/02/23	HOHENSTEINS INC			
E 609-00000-252		Beer Purchase	\$1,108.00	654099	
E 609-00000-252		Beer Purchase	\$613.50	656206	
		Total	\$1,721.50		
	11/02/23	IKE'S PLUMBING			
E 101-45200-400		General Maintenance	\$380.00	24302	CONCESSION STAND WINTERIZATION
		Total	\$380.00		
	11/02/23	IMAGE PRINTING & GRAPHICS			

***Check Detail Register©**

Batch: 11022023 PAY

Check #	Check Date	Vendor Name	Amount	Invoice	Comment
E 609-00000-213		Uniforms	\$28.27	165455	NAME TAGS - MLS
		Total	\$28.27		
	11/02/23	I-STATE TRUCK CENTERS			
E 101-42260-404		Repair Machinery/Equipm	\$599.00	R241081101:	REPAIRS - ENGINE 1
		Total	\$599.00		
	11/02/23	JOHNSON BROTHERS LIQUOR			
E 609-00000-251		Liquor Purchase	\$3,910.84	2400258	
E 609-00000-253		Wine Purchase	\$910.93	2400259	
E 609-00000-251		Liquor Purchase	\$1,887.00	2404818	
E 609-00000-253		Wine Purchase	\$3,955.15	2404819	
E 609-00000-254		Miscellaneous Purchase	\$45.40	2404820	
E 609-00000-251		Liquor Purchase	\$193.40	2404821	
E 609-00000-251		Liquor Purchase	\$3,381.41	2408024	
E 609-00000-253		Wine Purchase	\$558.00	2408025	
E 609-00000-251		Liquor Purchase	\$7,888.60	2409314	
E 609-00000-253		Wine Purchase	\$921.07	2409315	
E 609-00000-251		Liquor Purchase	\$2,788.80	2409316	
		Total	\$26,440.60		
	11/02/23	M. AMUNDSON LLP			
E 609-00000-256		Tobacco Products For Re	\$2,658.67	370792	
E 609-00000-256		Tobacco Products For Re	\$2,149.12	371180	
		Total	\$4,807.79		
	11/02/23	MAVERICK WINE COMPANY			
E 609-00000-251		Liquor Purchase	\$1,151.52	INV1086986	
		Total	\$1,151.52		
	11/02/23	MINNESOTA EQUIPMENT			
E 310-43100-580		Other Equipment	\$330.00	P11620	LIGHT KIT - NEW MOWER
		Total	\$330.00		
	11/02/23	MKL, LLC			
E 101-41500-400		General Maintenance	\$100.00	11022023	WEEK ENDING 10/21/2023
E 101-41500-400		General Maintenance	\$100.00	11022023	WEEK ENDING 10/28/2023
		Total	\$200.00		
	11/02/23	MOHLER, MICHAEL			
E 101-42260-430		Miscellaneous	\$69.98		EQUIPMENT LABELS - FIRE DEPT
		Total	\$69.98		
	11/02/23	NCPERS GROUP LIFE INS.			
G 101-21724		Life Insurance	\$80.00	58680011202	NOV 2023 PREMIUM
		Total	\$80.00		
	11/02/23	NEW FRANCE WINE COMPANY			
E 609-00000-253		Wine Purchase	\$114.50	212524	
		Total	\$114.50		

***Check Detail Register©**

Batch: 11022023 PAY

Check #	Check Date	Vendor Name	Amount	Invoice	Comment
	11/02/23	O'REILLY AUTOMOTIVE STORES			
E 101-45200-404		Repair Machinery/Equipm	\$128.07	3472-295202	BATTERIES - MOWER
E 101-43100-404		Repair Machinery/Equipm	\$22.99	3472-297254	PARTS - PW
		Total	\$151.06		
	11/02/23	PAUSTIS & SONS			
E 609-00000-253		Wine Purchase	\$1,935.50	215517	
		Total	\$1,935.50		
	11/02/23	BILL PETRACEK			
E 101-41500-205		Mileage Reimbursement	\$200.00		DEC 2023
E 101-41500-321		Telephone	\$100.00		DEC 2023
		Total	\$300.00		
	11/02/23	PHILLIPS WINE AND SPIRITS INC			
E 609-00000-251		Liquor Purchase	\$3,786.12	6671520	
E 609-00000-253		Wine Purchase	\$1,961.23	6671521	
E 609-00000-253		Wine Purchase	\$307.32	6672705	
E 609-00000-251		Liquor Purchase	\$600.42	6675184	
E 609-00000-253		Wine Purchase	\$611.15	6675185	
E 609-00000-254		Miscellaneous Purchase	\$142.00	667707	
E 609-00000-251		Liquor Purchase	\$149.40	6677870	
E 609-00000-251		Liquor Purchase	\$1,140.10	6678705	
E 609-00000-253		Wine Purchase	\$338.30	6678706	
		Total	\$9,036.04		
	11/02/23	POSITIVE PROMOTIONS INC			
E 101-42260-219		Fire Prevention	\$1,433.63	28989095	FIRE PREVENTION MATERIALS
		Total	\$1,433.63		
	11/02/23	PRYES BREWING COMPANY, LLC			
E 609-00000-252		Beer Purchase	\$351.00	W-63460	
		Total	\$351.00		
	11/02/23	RITEWAY BUSINESS FORMS			
E 101-41500-200		Office Supplies	\$325.88	23-32839	A/P CHECKS
		Total	\$325.88		
	11/02/23	SHAMROCK GROUP, INC.			
E 609-00000-257		Ice For Resale	\$481.48	2949404	
		Total	\$481.48		
	11/02/23	SOUTHERN GLAZER'S OF MN			
E 609-00000-251		Liquor Purchase	\$1,870.27	2400482	
E 609-00000-253		Wine Purchase	\$113.28	2400483	
E 609-00000-251		Liquor Purchase	\$3,572.11	2402974	
E 609-00000-254		Miscellaneous Purchase	\$116.24	2402975	
E 609-00000-253		Wine Purchase	\$1,348.15	2402976	
		Total	\$7,020.05		
	11/02/23	SP3, LLC			

***Check Detail Register©**

Batch: 11022023 PAY

Check #	Check Date	Vendor Name	Amount	Invoice	Comment
E 609-00000-252		Beer Purchase	\$538.10	W-205902	
		Total	\$538.10		
	11/02/23	ST PAUL STAMP WORKS, INC.			
E 101-41500-200		Office Supplies	\$36.30	IV00549636	SIGNATURE STAMP
		Total	\$36.30		
	11/02/23	T-MOBILE			
E 101-43100-321		Telephone	\$2.74		CELL SERVICE - PARTIAL BILL
E 101-45200-321		Telephone	\$2.74		CELL SERVICE - PARTIAL BILL
E 651-00000-321		Telephone	\$0.52		CELL SERVICE - PARTIAL BILL
E 730-00000-321		Telephone	\$3.52		CELL SERVICE - PARTIAL BILL
E 770-00000-321		Telephone	\$3.52		CELL SERVICE - PARTIAL BILL
		Total	\$13.04		
	11/02/23	TOTAL COMPLIANCE SOLUTIONS			
E 609-00000-430		Miscellaneous	\$49.00	73736	PRE-EMP. SCREENING
		Total	\$49.00		
	11/02/23	US POSTAL SERVICE			
E 101-41500-433		Dues and Subscriptions	\$310.00		POSTAL PERMIT - MASS MAIL
		Total	\$310.00		
	11/02/23	WALTERS RECYCLING & REFUSE			
E 101-41500-384		Refuse/Garbage Disposal	\$83.45	7333863	OCT 2023 SERVICE
E 101-43100-384		Refuse/Garbage Disposal	\$49.40	7333863	OCT 2023 SERVICE
E 101-45200-384		Refuse/Garbage Disposal	\$49.40	7333863	OCT 2023 SERVICE
E 651-00000-384		Refuse/Garbage Disposal	\$9.42	7333863	OCT 2023 SERVICE
E 730-00000-384		Refuse/Garbage Disposal	\$63.51	7333863	OCT 2023 SERVICE
E 770-00000-384		Refuse/Garbage Disposal	\$63.51	7333863	OCT 2023 SERVICE
E 609-00000-384		Refuse/Garbage Disposal	\$138.07	7333863	OCT 2023 SERVICE
		Total	\$456.76		
	11/02/23	WINE MERCHANTS			
E 609-00000-253		Wine Purchase	\$954.94	7447474	
		Total	\$954.94		
		10100	\$176,601.08		

Fund Summary

10100 4M FUND

101 GENERAL FUND	\$85,284.30
310 CAPITAL PROJECTS	\$330.00
609 MUNICIPAL LIQUOR FUND	\$90,802.78
651 STORM WATER FUND	\$9.94
730 WATER FUND	\$107.03
770 SEWER FUND	\$67.03
	<u>\$176,601.08</u>

Report Criteria:
Report type: Summary

Check Number	Check Issue Date	Payee	Amount
	10/19/2023	Amazon Capital Services	207.91
	10/19/2023	ASPEN MILLS, INC	22.90
	10/19/2023	BUREAU OF CRIM. APPREHENSION	1,560.00
	10/19/2023	CENTENNIAL UTILITIES	618.64
	10/19/2023	CONNEXUS ENERGY	1,214.11
	10/19/2023	GEORGE'S INC	1,964.00
	10/19/2023	Language Line Services	158.62
	10/19/2023	LEXIPOL LLC	9,524.71
	10/19/2023	Metro Sales, Inc.	72.13
	10/19/2023	Metro-INET	7,157.00
	10/19/2023	Nordby Woodcraft LLC	225.00
	10/19/2023	OFFICE OF MN IT SERVICES	44.60
	10/19/2023	O'REILLY AUTOMOTIVE, INC	2.00
	10/19/2023	PETTY CASH/JEFF LAMBRECHT	51.91
	10/19/2023	CENTURY LINK	120.42
	10/19/2023	DEARBORN NATIONAL	1,590.49
	10/19/2023	HEALTH PARTNERS	10,747.37
	10/19/2023	PURCHASE POWER INC	108.99
	10/19/2023	WEX BANK	4,444.24
Grand Totals:			<u>39,835.04</u>

Report Criteria:

Report type: Summary

Check.Check number = 2023066,2023077

Check Number	Check Issue Date	Payee	Amount
	09/07/2023	US Bank Credit Card	.00 V
	09/07/2023	US Bank Credit Card	311.33
Grand Totals:			311.33

M = Manual Check, V = Void Check

**THE CITY OF LEXINGTON
ANOKA COUNTY, MINNESOTA**

ORDINANCE NO. 23-04

AN ORDINANCE TO REVISE CHAPTER 5 – LAWFUL GAMBLING

The City Council of the City of Lexington hereby ordains:

Section 1. **That Chapter 5 shall be amended, as follows:**

SECTION 5.110. LEGALIZED GAMBLING.

Subd. 1. Definitions. The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

- A. **“Gambling”** - means any activity or device prohibited by Minn. Stat. §§ 609.75, 609.755 and 609.76, and shall further include any activity, event, or contrivance that simulates any such activity or device when in or on any commercial establishment or property, except as otherwise allowed pursuant to City ordinances or state statutes, or rules adopted pursuant to authority contained therein. Prohibited gambling and gambling simulations include, but are not limited to, sports bookmaking, poker, blackjack, slot machines, and other similar activities, events and contrivances normally associated with gambling and gambling locations.

The terms used in this article which are defined in Minn. Stat. §§ 349.11--349.60, inclusive, and are defined in rules adopted pursuant to the authority contained in such statutes shall have the meanings set forth in such statutes and rules.

SECTION 5.111. LAWFUL GAMBLING. It is unlawful for any licensee to keep possess, or operate, or permit the keeping, possession, or operation licensed premises of dice or any other gambling device, or permit raffles to be conducted, except such as are authorized by Statute or the City Code. There shall be no gambling in the City of Lexington except the state lottery, bingo, raffle games, and pull-tabs, duly licensed or otherwise allowed pursuant to the provision of this article, Minn. Stat. §§ 349.11--349.60, inclusive, and rules adopted pursuant to the authority contained in said statutes, and the state lottery authorized pursuant to Minn. Stat. Ch. 349A, inclusive.

- A. No permit shall be required for the conduct of gambling exempt from licensing under Minn. Stat. § 349.166.
- B. Nothing in this Section of the Lexington Code shall be deemed to be an automatic approval of a premises permit or bingo license applied for with the gambling control

board. A licensed organization may not conduct lawful gambling in the City of Lexington unless a premises permit or bingo license is approved by City Council resolution. A premises permit shall be valid for a period of two years, unless revoked pursuant to this article or state statute.

SECTION 5.112. ADDITIONAL REGULATIONS. In addition to the requirements of Minn. Stat. §§ 349.11--349.60, inclusive, and rules adopted pursuant to the authority contained in the said statutes, lawful gambling shall be subject to the regulations set forth in the following paragraphs:

- A. It is unlawful to make side bets or other wagers in connection with the conduct of lawful gambling.
- B. A duly licensed pull-tab distribution, bingo or raffle game must be under the supervision of a gambling manager licensed under Minn. Stat. § 349.167. In order to qualify as a gambling manager, an individual must have been a member of the organization for at least two years.
- C. No person who is under the age of 21 years shall operate or assist in operating a pull-tab distribution or bingo or raffle game in Lexington.
- D. No organization may maintain more than four lawful gambling locations in the City at one time.
- E. No premises permit or bingo hall license will be approved for:

1) Any organization or its local subdivision to conduct lawful gambling on any premises other than:
a. a church, the premises of a church, fraternal, veterans or other nonprofit organization,
b. or the premises of an on-sale liquor licensee licensed pursuant to the applicable sections Chapter 5 of the Lexington Code, or
a.c. the premises of a business licensee licensed pursuant to Section 6.34 of the Lexington Code.

2) Any organization or local subdivision thereof unless oneall of the following requirements are met:

(a) The activities of the organization or its local subdivision directly or primarily benefit citizens of Lexington, and;-

i. The organization has at least 10 members or participants that are residents of the city; or,

ii. The organization or the local subdivision must have had a principal business or operations location within the city in Anoka County for a

continuous period of at least two years immediately preceding the permit request and maintain such a location as long as the organization operates lawful gambling activities in the City. ~~The organization must have been in continuous existence holding meetings for at least two years prior to the approval of the license.~~

(b) The organization or ~~it~~the local subdivision may be granted a waiver of operational requirement stated above if the Council determines:

i. the premises permit or bingo hall license has first been offered to an organization meeting the requirements stated above in paragraph (2)(a) through a 60-day period of published public notice and either such an organization has rejected said permit or license, or no such organization has responded to the public notice; and,

ii. -the organization has significant community involvement and such a waiver would have to be granted per location ~~up to the four location limit.~~

3) The simultaneous conducting of lawful gambling by more than one organization on authorized premises is not allowed.

F. It is unlawful to sell, give or otherwise transfer in the City of Lexington, any raffle ticket, paddle ticket or any other opportunity to participate in any gambling event not approved by the City of Lexington pursuant to the provisions of the Minnesota Statutes and rules adopted by reference herein.

G. Copies of the reports, which must be filed with the gambling control board, as required by Minn. Stat. § 349.19, shall be filed simultaneously with the City.

H. A licensed organization conducting lawful gambling within the City shall contribute ten percent of its net profits derived from lawful gambling to a fund administered and regulated by the City without cost to the fund, for disbursement by the City of the receipts for lawful purposes as defined in Minn. Stat. § 349.12. For the purposes of this requirement, "net profits" are defined as gross profit less sums actually expended for allowable expenses as reported to the Minnesota Department of Revenue. Such contributions shall be made to the City within 30 days of the end of each calendar quarter. This subsection shall be effective after adoption and upon issuance of a new license or renewed license for any licensed organization.

I. A premises permit or bingo hall license approved by the City may be suspended or revoked for violations of this chapter, or Minn. Stat. Ch. 349, or for failure to meet the qualifications set out in this chapter, or Minn. Stat. Ch. 349, or for the failure to comply, for any reason, with any provision, guaranty or claim made in the applicant's original license application to either the City or the State of Minnesota.

J. No license or permit approved by the City, including any bingo hall license, grants the licensee a property right or entitlement to a license or permit. The City may refuse to issue, renew or may revoke the license or permit for any reason and will not incur liability for any damages including, but not limited to, direct, consequential or incidental damages, deprivation of property, loss of income, loss of profits, or loss of livelihood.

Section 2. **Effective Date**. This ordinance takes effect upon its adoption and publication.

ADOPTED after a first reading, without a second reading, by a unanimous vote of the City Council of the City of Lexington, Minnesota, this on the ____ day of October 2023.

Gary Grote, Mayor

ATTEST:

Bill Petracek, City Administrator

Published in the Quad Press on _____, 2023.

**THE CITY OF LEXINGTON
 ANOKA COUNTY, MINNESOTA**

ORDINANCE NO. 23-05

**AN ORDINANCE TO REVISE CHAPTER 11 – ZONING
 REGULATION OF SUBSTANCE ABUSE CLINICS**

WHEREAS, the Planning and Zoning Commission considered the adoption of these revisions to Chapter 11 of the Lexington Code of Ordinances during a public hearing held on October 10, 2023, and did RECOMMEND the ordinance revisions set forth herein.

THE CITY COUNCIL OF LEXINGTON DOES HEREBY ORDAIN AS FOLLOWS:

Section 1. That Section 11.02 of the Lexington Code of Ordinances, shall reflect the following changes:

“CLINIC, **MEDICAL/DENTAL.**” - ~~A building~~ Any establishment in which a group of physicians, dentists, and/or allied professional assistants are associated for carrying on their profession. The clinic may include a dental or medical laboratory but shall not include in-patient care or operating rooms for major surgery.

“CLINIC, SUBSTANCE ABUSE TREATMENT.” Any establishment treating opioid or related addictions as regulated to Minn. Stat. Sec. 245A.192 or subsequent revisions to this statute.

Section 2. That Section 11.33 of the Lexington Code of Ordinances, shall reflect the following changes:

LAND USE DISTRICT INTENT	USES PERMITTED PRINCIPAL	ACCESSORY	CONDITIONAL
B-1			
Limited Business	Professional & Business Office Retail Shops (2,000 S.F)	Surface Parking Signs	School (Public) Farmers Market
Limited Retail and Services to meet daily needs of residents	Pharmacy		Veterinary Clinic
	Day Care Facility		Churches
	Personal Service		Entertainment
	Small Appliance Repairs		Adult Uses
	Medical/Dental Clinic		<u>Substance Abuse Clinic</u>
	Public Utility Structures		
	Government Buildings		
	Farmers Market		
B-2			

	As permitted in B-1 Ord. 05-09		Major Auto Repair
Highway & Business Services	Fast Food & Family Restaurant	Signs	Print Shop
Highway Oriented Commercial Development Restricted to a low building profile	Motel	Surface Parking	Machine Shop
	Retail Shops		Gasoline Pumps
	Minor Auto Repair		Automotive Sales Lot
	Car Wash		Veterinary Clinic
	Farmers Market		Tattoo Parlor
	Convenience Food Store		Welding/Fabrication
	Liquor Stores		Automotive Sales Lot
	Lodge		Day Care Facility
	Medical/Dental Clinic		<i>Substance Abuse Clinic</i>
	Public Utility Structures		
	Bar		
	Government Buildings		
	Fire Station		
B-3			
Central Business	Shopping Center	Parking	Indoor Amusement Center
Downtown business supporting a strong central business district while enhancing the overall character of the community	Retail Shops and Stores Restaurants with or w/o bar Entertainment Financial Institutions w/o drive-in	Surface or Structure	Automotive Sales Lot Gasoline Pumps Veterinary Clinic
	Medical/Dental Clinic		<i>Substance Abuse Clinic</i>
	Grocery Stores (10,000 S.F.+)		
	Personal Services		
	Health/Recreation Club		
	Fast Food Restaurant as part of complex		
	Public Utility Structures		

Section 3. That Section 11.40 of the Lexington Code of Ordinances, shall reflect the following changes:

SECTION 11.40. ORDINANCE REGULATING ADDICTION TREATMENT CLINICS.

1. Purpose and Intent. The purpose of this Section is to set forth the land use and licensing requirements for clinics that provide treatment for addictive drugs or alcohol in order to protect the general health, safety and welfare.

a. Findings and Provisions. It is the purpose of this Ordinance to regulate clinics that provide treatment for addictive drugs and alcohol in order to promote the health, safety, morals, and general welfare of the citizens of the City and to establish reasonable and uniform regulations.

- b. Clinics or other facilities providing treatment for addictive chemicals and alcohol, in particular, those clinics treating opioid or related addictions under Minn. Stat. Sec. 245A.192, play an essential role in providing treatment and support for individuals with opioid addiction, aiming to reduce the harm associated with substance abuse, and improve overall community well-being. The presence and operation of these clinics can also have negative impacts. These negative impacts include.*
- i. Crime and Public Safety: Potential for increased crime rates, loitering, or illicit drug activities in the vicinity of these clinics.*
 - ii. Drug-related Crimes: The illegal drug trade and related activities, such as drug dealing or the presence of individuals seeking to buy or sell drugs, have occurred in the vicinity of these clinics.*
 - iii. Prescription Fraud: These clinics dispense medication to their patients, and prescription fraud can occur when individuals attempt to obtain drugs like methadone illicitly or forge prescriptions for medications. This can lead to crimes such as identity theft, prescription forgery, or illegal distribution of methadone or related prescription drugs.*
 - iv. Property Crimes: Instances of property crimes such as theft, burglary, or robbery have occurred in the vicinity of these clinics. Some individuals struggling with addiction may resort to these activities to fund their substance use or due to financial difficulties associated with their condition.*
 - v. Traffic and Parking: Increased traffic and parking congestion caused by the influx of patients attending the clinic.*
 - vi. Property Values: The presence of these clinics can have a negative impact on property values.*
 - vii. Environmental Impact: Improper disposal of medication or waste related to the operation of a clinic may raise environmental concerns, particularly if it poses a risk to local water sources or wildlife.*
 - viii. Community Integration: These clinics often face opposition from community members who resist the integration of such facilities in their neighborhoods. This resistance can stem from various factors as stated above and also fears of the unknown, concerns about the clinic's impact on the community's character, or biases against individuals with substance use disorders.*
- c. Based upon these findings, the Council believes that effective regulation, security measures, and collaboration with local law enforcement can help address and prevent potential problems stemming from the operation of these clinics. The following regulations are necessary to address these needs of the community.*

2. Scope of Regulation. This Section regulates medical clinics or other facilities providing treatment for addictive chemicals and alcohol, in particular, those clinics treating opioid and related addictions, or providing care as regulated under Minn. Stat. Sec. 245A.192. For purposes of land use regulation, clinics regulated by this Section are designated as a “medical clinic.”
3. Performance Standards & Regulation. Clinics regulated by this Section shall adhere to those conditions found appropriate by the Planning and Zoning Commission, and no less than the following.
- a. Land Use. No clinics may operate except in zoning districts approved for medical clinics. In zoning districts where medical clinics are designated as a conditional use, the City may choose to govern clinics regulated by this Section either as a conditional use or as an interim use pursuant to City’s Code of Ordinances or State law. Regulations contained in this Section shall be imposed as a condition of any land use permit regulating a clinic.
 - b. Location. No clinic shall be located less than 1000 feet from the nearest property line of any land in a residential zone. No clinic shall be located less than 1000 feet from the nearest property line of any school, day care, library, park, playground, bus stop, public recreational facility, religious institution, or any location where children or vulnerable persons congregate. Measurements shall be made in a straight line, without regard to City boundaries intervening structures or objects, from the nearest point of the actual clinic premises.
 - c. State and Federal Regulation. No clinic may operate except as specifically authorized by State and Federal law, permit, or license. The clinic shall disclose the effective status of such permits or licenses to the City.
 - d. Security Measures. A clinic shall operate under a security plan approved by the Chief of Police and the Zoning Administrator. This plan shall account for impacts from the clinic which may occur on and off the premises of the clinic; including hours and days of clinic operations. This plan shall be monitored for compliance by the City.
 - e. Traffic & Park Control. A clinic shall operate under a traffic and parking control plan approved by the Chief of Police and the Zoning Administrator. This plan shall account for impacts from the clinic which may occur on and off the premises of the clinic. This plan shall be monitored for compliance by the City.
 - f. Community Relations. A clinic shall develop and operate under a community relations plan that is specific to the configuration and needs of the program within the community and includes but is not limited to the following actions:
 - i. Establish a liaison with community representatives to share information about the program, the community, and mutual concerns and issues.
 - ii. Identify program personnel who will function as community relations coordinators and define the goals and procedures of the community relations plan.

- iii. Serve as a community resource on substance use and related health and social issues as well as promote the benefit of medication-assisted treatment in preserving the public health.
 - iv. Solicit community input about medication-assisted treatment and the program's presence in the community.
 - v. Develop program policies and procedures to effectively address or resolve community problems (including patient loitering and medication diversion) and ensure that program operations do not affect community life adversely.
 - vi. Document community contacts and community relations efforts and evaluate the effectiveness of activities over time in addressing outstanding problems or deficiencies.
 - vii. Develop communication mechanisms that provide interested parties and potential patients with general information about the program outside of regular operating hours.
- g. Voluntary and Involuntary Program Closure. A clinic, through State authorities and the City, must establish procedures that ensure continuity of care for patients in the event of either a voluntary or involuntary closure of their programs or loss of as land use permit or other violations performance standards related to the operation of a clinic. The closure plan should include standards for closure of the clinic, and steps for the notification and orderly transfer of patients, records, and assets to other programs or practitioners and the procedure for securing and maintaining patient records for a specified period of time in accordance with state and federal regulations.
- h. Excessive Consumption of Municipal or Law Enforcement Services. A clinic shall reimburse the City for costs related to the use of municipal services or excess use of services under Chapter 17, User Charge For Excessive Consumption Of Law Enforcement Services. A clinic shall maintain escrow or security with the City in amount no less than \$1,000 for reimbursement of these costs.

Section 4. Summary Publication

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lexington, due to the lengthy nature of this Ordinance, has directed that this title and summary be prepared for publication pursuant to Minn. Stat. 412.191, Subd. 4

The Council finds that the following text clearly informs the public of the intent and effect of this Ordinance and hereby approves the following summary text for publication:

“SUMMARY PUBLICATION OF ORDINANCE 23-[## INSERT ORDINANCE NUMBER HERE].

AN ORDINANCE REVISING CHAPTER 11 REGARDING A ZONING ORDINANCE REGULATION OF SUBSTANCE ABUSE TREATMENT CLINICS, was approved by the Lexington City Council on **[INSERT DATE OF APPROVAL HERE]**. This Ordinance updated the standards governing diseased and nuisance trees.

NOTICE: the full text of Ordinance 23-**[## INSERT ORDINANCE NUMBER HERE]** are available for public inspection at Lexington City Hall located at 9180 Lexington Avenue, Lexington, MN 55014, during regular office hours.”

Section 5. Effective Date. This ordinance takes effect upon its adoption and publication.

ADOPTED after a first reading on October 19, 2023, and with a second reading, by a majority vote ____ in favor and ____ opposed by the City Council of the City of Lexington, Minnesota, this on _____, 2023.

Gary Grote, Mayor

ATTEST:

Bill Petracek, City Administrator

Published in the Quad Press on _____, 2023.

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

RESOLUTION 23-14

**A RESOLUTION OF THE CITY COUNCIL OF LEXINGTON, MINNESOTA,
APPROVING SUMMARY PUBLICATION OF ORDINANCE**

WHEREAS, November 2, 2023, the City Council adopted two ordinances - Ordinance 23-04: AN ORDINANCE TO REVISE CHAPTER 5 – LAWFUL GAMBLING and Ordinance 23-05: AN ORDINANCE TO REVISE CHAPTER 11 – ZONING REGULATION OF SUBSTANCE ABUSE CLINICS, and

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lexington, due to the lengthy nature of these two Ordinances, has directed that this title and summary be prepared for publication pursuant to Minn. Stat. 412.191, Subd. 4

The Council finds that the following text clearly informs the public of the intent and effect of Ordinance 23-04 and Ordinance 23-05, and hereby approves the following summary text for publication:

“SUMMARY PUBLICATION OF ORDINANCE 23-04”.

AN ORDINANCE OF THE CITY COUNCIL OF LEXINGTON, MINNESOTA CHANGING LAWFUL GAMBLING, was approved by the Lexington City Council on November 2, 2023. This Ordinance provides revisions to Chapter 5 of the City of Lexington Code of Ordinances – Lawful Gambling. The revisions affected Section 5.111 Lawful Gambling and Section 5.112 – Additional Regulations.

The revisions provide that premises permit or bingo hall license has first been offered to an organization meeting the requirements stated in paragraph (2)(a) through a 60-day period of published public notice and either such an organization has rejected said permit or license, or no such organization has responded to the public notice.

NOTICE: the full text of this Ordinance is available for public inspection at Lexington City Hall located at 9180 Lexington Avenue, Lexington, MN 55014, during regular office hours.”

“SUMMARY PUBLICATION OF ORDINANCE 23-05”

1. AN ORDINANCE TO REVISE CHAPTER 11 – ZONING REGULATION OF SUBSTANCE ABUSE CLINICS, which provides SECTION 11.40. ORDINANCE REGULATING addiction treatment clinics.

The purpose of this Section is to set forth the land use and licensing requirements for clinics that provide treatment for addictive drugs or alcohol in order to protect the general health, safety and welfare.

NOTICE: the full text of this Ordinance is available for public inspection at Lexington City Hall located at 9180 Lexington Avenue, Lexington, MN 55014, during regular office hours.”

WHEREAS, Passed by the City Council of Lexington, Minnesota this 2nd day of November 2023.

Gary Grote, Mayor

Attest:

Bill Petracek, City Administrator

Peter Schmitt, Centennial Youth Hockey Association

PO Box 356 Circle Pines, MN 55104
cyhamiteice@gmail.com

October 24th, 2023

Lexington City Council

9180 Lexington Ave.
Lexington, MN 55015

Dear City Council,

On behalf of the Centennial Youth Hockey Association (CYHA), I would like to request dedicated access to the outdoor rink at Lexington Memorial Park. The outdoor ice would be mainly dedicated to our Mite and Under 8 (U8 girls) level hockey players. This level is kids who are beginning their time in hockey and extra time on ice is valuable to their development.

CYHA would like Lexington to grant access to Lexington Memorial Park beginning January 2nd and ending on February 29th. CYHA would use the rink 6-7 pm, Monday thru Thursday during January and February. We would also ask for access to the warming house so the kids are able to put their skates on in warmth.

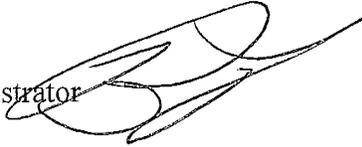
Thank you for your consideration and please send me any questions you have.

Sincerely,

Peter Schmitt

cyhamiteice@gmail.com

To: Lexington City Council
From: Bill Petracek, City Administrator
Date: October 26, 2023
Re: 9073 South Highway Drive lot combination



Andrew and Amy Elms have purchased the old Cook's Auto body shop at 9073 South Highway Drive. Their intention is to make improvements to the property for the purpose of operating a carpet cleaning business.

As we continue to clean up various property issues in the community, the old Cook's Auto Body Shop and parking lot is located on top of four (4) different lots, which of course, is not an acceptable approach to property management and property taxation.

One of the requirements that needed to be accomplished prior to any building permits or business licenses being issued was to have these four (4) lots combined into one (1) lot so that the building and parking lot would be positioned on one (1) lot. This is important so that future building permits issued would be legal. They currently are awaiting the issuance of a building permit for the purpose of remodeling of the building.

City Staff has reviewed the proposed lot combination for 9073 South Highway Drive and is recommending the approval of this lot combination.

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

RESOLUTION 23-15

**A RESOLUTION OF THE CITY COUNCIL OF LEXINGTON, MINNESOTA,
APPROVING COMBINATION OF PARCELS AT 9073 SOUTH HIGHWAY DRIVE**

WHEREAS, the landowner owns all or parts of Lots 16, 17, 18, and 20 of Otte's Addition to Lexington, Anoka County, Minnesota, and legally described in Exhibit A, Certificate of Survey, by Jason E. Rud, Registered Land Surveyor, dated 10/26/2023, and attached, as Existing Parcel Description.

WHEREAS, these parcels are identified by Anoka County as the following property identification numbers: (Lot 16) 35-31-23-12-0016, (Lot 17) 35-31-23-12-0044, (Lot 18) 35-31-23-12-0041, (Lot 20) 35-31-23-12-0020.

WHEREAS, the landowner seeks to improve this real property through a combination of parcels into a single parcel and a single property identification number.

WHEREAS, staff reviewed and approve the intended combination of parcels; staff found and recommends the Council approve this requested combination of parcels as it is not subject to the subdivision requirements of the City's Ordinances.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Lexington, does the following:

1. The Council approves and orders that the subject parcels are combined into a single parcel as set forth in Exhibit A, Certificate of Survey, by Jason E. Rud, Registered Land Surveyor, dated 10/26/2023, and attached.
2. The Council approves this legal description, as described on Exhibit A, Proposed Parcel Description, setting forth the new lands into a single parcel:

Parcel A:

All of Lots 16 and 17, and all of Lot 20, "Otte's Addition to Lexington", except that part of Lot 16 and 20, Otte's Addition to Lexington, Anoka County, Minnesota described as follows: Commencing at the Northeasterly or most Northerly corner of said Lot 20; thence Southwesterly along the Northwesterly line of said Lot a distance of 67.04 feet; thence at an angle to the left of 90 degrees 24 minutes a distance of 109.68 feet; thence Northeasterly a distance of 47.93 feet, more or less, to the Northeast corner of said Lot 16 thence East along the South line of said Lot 20 to the Southeast corner of the most Easterly corner of said Lot 20; thence Northwesterly along the Northeasterly line of said Lot 20 to said point of commencement.

EXCEPT

That part of Lot 17, Otte's Addition to Lexington, Anoka County, Minnesota, lying Southwesterly of the following described line: Beginning at a point on the West line of said Lot 17, distant 85

feet North from the Southwest corner thereof; thence Southeasterly to a point on the South line of said Lot 17 distant 36.38 feet east from said Southwest corner of Lot 17 and there terminating.

Parcel B:

That part of Lot 18, Otte's Addition to Lexington, Anoka County, Minnesota, lying Northeasterly of the following described line: Commencing at the most Westerly corner of Lot 20 in said Otte's Addition to Lexington; thence Southwesterly along the Northwesterly line of said Lot 18, a distance of 33 feet to the point of beginning of the line to be described; thence Southeasterly at a right angle to the intersection with the East line of said Lot 18 and there terminating.

Abstract Property.

3. The Council orders the landowner to prepare and record, to the satisfaction of the City Attorney and Anoka County, deeds, easements, and land use documents which use the aforementioned property description and adhere to any appurtenance, easement, right of way, property right or duty, or other land use feature which exists on the subject parcel and lands.
4. The Council authorizes and recommends that Anoka County combine these parcels into a single property identification number.

WHEREAS, the Council has unanimously approved this public notice on the 2nd day of November 2023.

Gary Grote, Mayor

Attest:

Bill Petracek, City Administrator

LOT COMBINATION

~for~ ANDREW AND AMY ELMS
~of~ 9073 SOUTH HIGHWAY DRIVE
LEXINGTON, MINNESOTA

EXISTING PARCEL DESCRIPTION

Parcel A, 16 and 17, and all of lot 20, "One's Addition to Lexington", except that part of lot 16 and 20, "One's Addition to Lexington", Anoka County, Minnesota described as follows: Commencing at the Northwest corner of said lot 20, thence Southwesterly along the northwestern line of said lot 20 a distance of 67.04 feet; thence at an angle of 70 degrees 24 minutes 48 seconds to the left of said line a distance of 109.68 feet; thence Northwesterly a distance of 47.03 feet; more or less to the Northwest corner of said lot 16; thence Southwesterly along the northwestern line of said lot 16 a distance of 109.68 feet to the Southeast corner of the most Easterly lot of said lot 20 to said point of commencement.

Parcel B, "One's Addition to Lexington", Anoka County, Minnesota, lying Southwesterly of the following described line: Beginning at a point on the West line of said lot 17, distant 85 feet North from the Southwest corner of said lot 17, distant 26.38 feet East from said Southwest corner of lot 17 and there terminating.

Parcel C, "One's Addition to Lexington", Anoka County, Minnesota, lying Northwesterly of the following described line: Commencing at the most Westerly corner of Lot 20 in said "One's Addition to Lexington", Anoka County, Minnesota, distant 33 feet North from the Southeast corner of said lot 20 to the point of beginning of this line to be described; thence Southwesterly at a right angle to the intersection with the East line of said lot 16 and there terminating.

Abstract Property.

PROPOSED PARCEL DESCRIPTION

Lot 16, 17, 18, 19, 20, "One's Addition to Lexington", except that part of said lot 16 and 20, "One's Addition to Lexington", Anoka County, Minnesota described as follows: Lot 16, 17, 18, 19, 20, "One's Addition to Lexington", Anoka County, Minnesota described as follows: Beginning at a point on the West line of said lot 17, distant 85 feet North from the Southwest corner of said lot 17, distant 26.38 feet East from said Southwest corner of lot 17 and there terminating.

AND

That part of lot 18, "One's Addition to Lexington", Anoka County, Minnesota, lying Northwesterly of the following described line: Commencing at the most Westerly corner of Lot 20 in said "One's Addition to Lexington", Anoka County, Minnesota, distant 33 feet North from the Southeast corner of said lot 20 to the point of beginning of this line to be described; thence Southwesterly at a right angle to the intersection with the East line of said lot 16 and there terminating.

EXCEPT

That part of lot 17, "One's Addition to Lexington", Anoka County, Minnesota, lying Southwesterly of the following described line:

Beginning at a point on the West line of said lot 17, distant 85 feet North from the Southwest corner of said lot 17, distant 26.38 feet East from said Southwest corner of lot 17 and there terminating.

I hereby certify that this survey, plan or report was prepared by me or under my direct supervision and that I am a duly Registered Land Surveyor under the laws of the State of Minnesota.

AGENDA AND
Date: 10/25/2023 License No. 41578

NOTES

- This survey was completed by E.G. Rud and Sons, Inc. on 9/26/23.
- Bearings shown are on the Anoka County Coordinate System.
- Parcel ID Number: 35-31-23-0206, 35-31-23-0216, 35-31-23-0244, & 35-31-23-12-0041.
- The surveyed parcel contains 31,614 S.F. (4.073 Acres).
- Curve shots are taken at the top and back of cuts.
- This survey and report were prepared based upon the Consultant's Remarks 656955, 656956, 656957, 656958, 656959, 656960, 656961, 656962, 656963, 656964, 656965, 656966, 656967, 656968, 656969, 656970, 656971, 656972, 656973, 656974, 656975, 656976, 656977, 656978, 656979, 656980, 656981, 656982, 656983, 656984, 656985, 656986, 656987, 656988, 656989, 656990, 656991, 656992, 656993, 656994, 656995, 656996, 656997, 656998, 656999, 657000, 657001, 657002, 657003, 657004, 657005, 657006, 657007, 657008, 657009, 657010, 657011, 657012, 657013, 657014, 657015, 657016, 657017, 657018, 657019, 657020, 657021, 657022, 657023, 657024, 657025, 657026, 657027, 657028, 657029, 657030, 657031, 657032, 657033, 657034, 657035, 657036, 657037, 657038, 657039, 657040, 657041, 657042, 657043, 657044, 657045, 657046, 657047, 657048, 657049, 657050, 657051, 657052, 657053, 657054, 657055, 657056, 657057, 657058, 657059, 657060, 657061, 657062, 657063, 657064, 657065, 657066, 657067, 657068, 657069, 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