

Minutes
CITY OF LEXINGTON
REGULAR COUNCIL MEETING
FEBRUARY 6, 2020 – 7:00 P.M.
9180 LEXINGTON AVENUE

1. **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 February 6, 2020 at 7:00 p.m. Councilmember's present: Devries, Harris, Hughes, and Winge. Also Present: Bill Petracek, City Administrator; Kurt Glaser, City Attorney; Chris Galiov, Finance Director; Mike Kaeding and Marie Dickover, Norhart; Brian Garin, Citizen; Joe Ackerman, Citizen; Sherri and John Urbanski, Citizen; Vonnie Taylor, Citizen; Shawn Olsten, Citizen; Numerous Centennial High School Students; Quad Press Reporter.

2. **CITIZENS FORUM**

*Brian Garin
9064 Jackson Ave.
Lexington, MN.*

Mr. Garin asked the Council if Dunlap Ave. is being opened up as a through street with all of the construction happening. Mayor Murphy stated he wants to bring it up at a workshop. Discussion ensued.

*Joe Ackerman
3875 Lovell Road
Lexington, MN.*

Ackerman explained that the police department is stepping up to more speed enforcement on Lovell Road, and realizes that they can't be everywhere. He stated that the County told him that the speeding on Lovell Road is only a perception. He also added that when he contacted Congressman Emmer's office for help, he was told that he does not reside in Emmer's district and feels it is a kick in the teeth by Emmer's office. Discussion ensued.

3. **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.

4. **PRESENTATION OF PLANNING COMMISSION RECOMMENDATION FOR THE PROPOSED LEXINGTON LOFTS PLANS – NORHART DEVELOPMENT**

Mike Kaeding, Norhart Development, provided an overview of the changes that were proposed and approved by the Planning Commission. He explained that Norhart has altered the setbacks on both buildings, and provided PowerPoint slides to show the changes to the setbacks. Discussion ensued.

*Vonnie Tayler
4060 Restwood Road
Lexington, MN.*

Ms. Taylor asked Kaeding with the changes and the 5-story building, are there any additional residents and cars allowed. Kaeding explained that there would 355 units, so there would not be a change from the original plan in the amount of residents or vehicles allowed.

*Sherri Urbanski
8740 Hamline Ave.
Lexington, MN.*

Ms. Urbanski asked Kaeding if residents are going to have any trouble getting through on the roads. She stated the route past this development is how they get to Festival Foods. Kaeding explained that there aren't going to be any changes to the streets during construction. Discussion ensued.

Urbanski added that she is disappointed about the changes to the rules that were made to make this development happen. Attorney Glaser explained that the rules were changed to bring our zoning approval ordinances in to compliance with State law that changed in 2001. He added that we needed to make our Code consistent with State law. Discussion ensued.

*Shawn Olsten
9115 Jackson Ave.
Lexington, MN.*

Mr. Olsten asked Kaeding if sidewalks will be added. Kaeding explained that there will be sidewalks along the street on the entire length of the buildings. Discussion ensued.

5. INFORMATIONAL REPORTS:

- A. Airport (Councilmember Devries) *No report given*
- B. Cable Commission (Councilmember Winge) *No report given*
- C. City Administrator (Bill Petracek) – *Petracek asked Attorney Glaser to update the Council on the liquor store loan and the legal issues surrounding it. Attorney Glaser stated that the liquor store loan has been paid off and all of the legal challenges have been satisfied with the lienholder; the City now owns the liquor store improvements.*

Choose a building block.

6. LETTERS AND COMMUNICATIONS:

- A. Centennial Lakes Police Department – Media Reports – January 8-27, 2020
- B. Public Notice – Elected Leaders Institute – January 24-25, 2020
- C. Summer Fun Enrichment Program letter of thanks
- D. Park Board meeting minutes – January 6, 2020
- E. Council Workshop meeting minutes – January 16, 2020
- F. Planning & Zoning meeting minutes – January 14, 2020

No discussion on Letters and Communications.

7. CONSENT ITEMS:

- A. Recommendation to Approve Council Minutes:
Council Meeting – January 16, 2020
- B. Recommendation to Approve Claims and Bills:
Check #'s 13657 through 13657
Check #'s 45841 through 45908
Check #'s 13021 through 13030
Check #'s 13034 through 13044
Check #'s 13045 through 13057
- C. Financial Reports
 - Cash Balances
 - Fund Summary – Budget to Actual

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

8. ACTION ITEMS:

- A. First Reading - Planning Commission Recommendation to Approve Ordinance NO. 20-02 – An Ordinance of the City Council of Lexington, Minnesota Changing Zoning Districts

Attorney Glaser summarized the first reading of Ordinance No. 20-02 by explaining that the Planning Commission had recommended to rezone certain parcels owned by the City, Scott Mejia, and Paster Properties from an R-3 zone to an M-1. The property needs to be rezoned to accommodate the Lexington Lofts Development. Discussion ensued

- B. First Reading - Planning Commission Recommendation to approve Ordinance NO. 20-03 – An Ordinance of the City Council of Lexington, Minnesota Approving a Planned Unit Development for the Plat of Lexington Lofts

Attorney Glaser summarized the first reading of Ordinance 20-03 by giving an overview of the zoning changes being requested by Norhart through the Planned Unit Development, along with the need to vacate Gerald Ave. to accommodate the proposed Lexington Lofts Development.

Councilmember Harris questioned the 1'ft setback. Discussion ensued.

Councilmember Hughes stated that he doesn't believe that Norhart did enough to consider a 4-story option for the project. Kaeding showed a PowerPoint slide with the 4-story option for Lexington Lofts. Councilmember Winge stated that he would rather see a 5-story building than a 4-story building that borders the residents along Dunlap Ave. Discussion ensued.

Councilmember Hughes stated that he wouldn't be in favor of approving this Planned Unit Development because the changes that were recommended by the Planning Commission were minimal, and this development goes too far beyond our current zoning regulations. Discussion Ensued.

Councilmember Harris stated that she has liked the 5-story option from the beginning. She added that she likes the look of these buildings and she believes this development will look beautiful in this community. Hughes replied by saying that a 4-story option would look good too. Discussion ensued.

- C. First Reading - Planning Commission Recommendation to Approve Ordinance NO. 20-04 – An Ordinance Revising Chapter 11 Regarding the Regulation of Zoning Amendments – Outdoor Storage

Attorney Glaser summarized Ordinance No. 20-04 and explained that the proposed ordinance condenses existing storage ordinances for easier enforcement. Discussion ensued.

- D. Recommendation to Approve Email Accounts for the Lexington City Councilmembers through Metro-Inet in the Amount of \$1,122.00 Annually

Councilmember Hughes made a motion to approve email accounts for the Lexington City Councilmembers through Metro-Inet in the Amount of \$1,122.00 annually. Councilmember Devries seconded the motion. Motion carried 5-0.

- E. Recommendation to approve Election Judges for February 11, 2020 Special Election and March 3, 2020 Presidential Nomination Primary

Councilmember Devries made a motion to approve Election Judges for February 11, 2020 Special Election and March 3, 2020 Presidential Nomination Primary. Councilmember Harris seconded the motion. Motion carried 5-0.

9. MAYOR AND COUNCIL INPUT

Councilmember Harris said that she met the snowmobiler that has been trespassing on her property, and she had had nice conversation with him and his dad. She added that the problem is solved.

Councilmember Murphy encouraged citizens to vote for our next County Commissioner that represents our district at the election on Tuesday.

10. ADJOURNMENT

Councilmember Hughes made motion to adjourn the meeting at 8:05 p.m. Councilmember Harris seconded the motion. Motion carried 5-0.