

REGULAR MEETING OF THE LEXINGTON CITY COUNCIL

May 28, 2013

The regular meeting of the Lexington City Council was called to order at 7:30 p.m. by Mayor Mohr in the City Council Chambers at Lexington City Hall.

Roll call was taken to find the following physically present: Mayor Mohr, Alderman Cole, Alderman Johansen, Alderman Miller, Alderman Revelle and Alderman Brill. Alderman Phelps and Clerk Melanie Kunkel were absent. Members of the staff and public present were: Mike Beard, Don Cavallini, Dave Glacinski, and Chuck Wright Jr.

It was moved by Alderman Miller to designate Mayor Mohr as the secretary because of the Clerk's absence. The motion received a second by Alderman Brill. The motion carried by unanimous roll call vote.

It was moved by Alderman Revelle and seconded by Alderman Miller to approve minutes from the May 13, 2013 Council Meeting. Motion carried by unanimous roll call vote.

It was moved by Alderman Revelle and seconded by Alderman Brill to approve the treasurer's report and pay bills in the amount of \$22,283.59. Mayor noted that one of the checks, in the amount of \$7,500, was payable to Mark Hansen, Minooka, IL. This is a reimbursement for a portion of the owner's selling expenses associated with Wirtz Beverage negotiations. That expense should be coded to TIF Grants. Motion carried by unanimous roll call vote.

Public Input: Dave Glacinski addressed the Council. He indicated that he is pleased with the new sewer system. He asked if the City was still chipping yard waste and the Mayor indicated that chipping has been mostly replaced with a yard waste and vegetation drop off site at the new wastewater treatment plant. Debris is burned at that site. Wood chips will not be available until further notice. Dave asked about the status of the house next to the Park District pool that has been in disrepair. He believes he knows of an interested party. Mayor indicated that Code Compliance Officer, Dave Jenkins, had been notified recently of pending demolition of the structure. Finally, Glacinski expressed concern about the garbage can ordinance that is being enforced. He received notice of a violation while he was out of town. He requested that the amount of time totes are allowed at the curb be reviewed by the Council.

Old Business:

Police Chief's Report: Chief Dave Schneider distributed the April PD Activity Report. There were a couple of burglaries that are still being investigated. A reminder to everyone to keep their homes and vehicles locked. Chief Schneider has used the McLean County Sheriff's Dept. radar marque to let people know how fast they are traveling on City streets. The equipment was set up on South St., Main St., Spencer St. and Chatham St. There were 21 calls for service to Lexington PD and 14 citations issued in the past month. Chief Schneider asked the Council to review an ordinance that authorizes the use of part-time police officers. This will be reviewed by the City attorney. There were 66 letters mailed out as warnings for the garbage can ordinance. Chief Schneider will begin to contact property owners where grass and weed height is approaching a nuisance.

Code Compliance – Concrete Driveways: Alderman Miller distributed and discussed some proposed changes to the section of the municipal code that requires hard surface driveways. Among the changes that he discussed: 1.) Change the "minimum 10 feet" to "within 4 feet of the

property line”. This protects the streets from gravel moving out of driveways and allows for sidewalks to be built or not disturbed. 2.) Add “on streets with sidewalks, paved approach to be from curb or street edge to existing sidewalk regardless of length”. 3.) Add “approach to taper out 2 feet on each side at the connection with the street”. 4.) Add “approach to be 4” thick with reinforcing or 5” minimum thickness without reinforcing”. 5.) Add “commercial approach to be 6” minimum thickness”. After discussing the various ideas, Alderman Cole moved to postpone the question until the next meeting pending some additional research into what other communities are doing and to determine an appropriate timeframe for violations to come into compliance. The motion to postpone received a second by Alderman Johansen and was approved by unanimous roll call vote.

New Business:

Ordinance Approving Annexation of Property Owned by Mary Wright: Chuck Wright Jr. provided an overview of the proposed annexation of 1.24 ac. that is adjacent to the red train station building on the castle property at 10 Spencer Street. A building is proposed to be built on the parcel that will be home to a full-size restored carousel. Chuck Wright is developing a business plan to make the space available to renters for corporate events, weddings and birthday parties. He is requesting that the City annex the parcel. He is also requesting the City rezone the train station parcel and the parcel being annexed from R-2 and O-1 to B-1 Commercial zoning to accommodate the business plan. He is also asking the Council to approve a conditional use (Amusement) for the two parcels. The questions have been properly published, had public hearings and the Planning Commission recommends their approval. Motion by Alderman Miller to approve Ordinance 2013-7 Providing for Annexation of the Wright Property. The motion received a second by Alderman Johansen and was approved by unanimous roll call vote.

Ordinance Changing Zoning Classification of the Mary Wright Property: Alderman Johansen moved to approve Ordinance 2013-8 Changing the Zoning Classification of the Wright Property Being Part of Lot 1 of the James W. Vandolah Heirs Survey. The motion received a second by Alderman Cole and was approved by unanimous roll call vote.

Ordinance Authorizing a Conditional Use for Property owned by Mary Wright: Alderman Revelle moved to approve Ordinance 2013-9 Authorizing a Conditional Use (Amusement) For Property Located Generally at the North End of Meadowland Drive in the City. The continuation of the conditional use is allowed as long as no vehicular access to the Commercial Zone is allowed from Meadowland Drive or any parcel platted as part of Meadow Ridge Subdivision Phase 1. Chuck Wright has indicated that access to the amusement area is planned from the P.J. Keller Highway. The motion received a second from Alderman Miller and was approved by unanimous roll call vote.

Zach Mason Employment: Mike Beard indicates that Zach Mason is not physically capable of performing all of the tasks the City would like him to complete during the 4 hours per day committed in his training contract with the State of Illinois. Zach has performed cleaning around City hall and assisted with reading water meters. Sherry Benjamin, Counselor, Illinois Department of Human Services has been in contact with Beard and has proposed an alternative opportunity outside of the City. Zach Mason’s last day at the City will be June 15, 2013. Beard reports that the experience has been a good one for Zach to begin to know the expectations of an employer. Mayor and Alderman complimented Beard, Bill Elias, Billy Dubois and Star Torkelson for working with and teaching Zach during the contract period.

Mediacom Franchise Agreement: Mediacom's cable franchise agreement is expiring in the coming months. Mediacom has proposed a new agreement for the City to consider. The Mayor has consulted with the City attorney about negotiating the terms of the agreement. The Mediacom proposal is consistent with other communities represented by the City attorney. The Mayor recommends leaving the Franchise Fee at 1%. The maximum allowed is 5% but, all Franchise Fees are passed through to users. The term of the agreement is for 15 years. Motion by Alderman Cole to approve the Mediacom Franchise Agreement with 1% Franchise Fee and term of 15 years. The motion received a second by Alderman Johansen and was approved by unanimous roll call vote.

Committee Assignments and Appointments: Mayor presented the Council with a list of assignments to the City's standing committees and recommended certain appointments. The changes are designed to incorporate the new Aldermen into the City Council's working committees. There were no changes to the City's appointed officers. A motion was introduced by Alderman Cole to approve the Committee Assignments and Appointments as presented. The motion received a second by Alderman Brill. The motion was approved by unanimous roll call vote.

Committee Reports:

Mayor: Mayor noted that Wieland Torkelson (City Collector's son) is continuing to improve with cancer treatments. He may even have an opportunity to visit family at home, between chemotherapy treatments, in the near future. Mayor reported that the parties interested in developing a subdivision on the old National Welding site have organized an LLC to manage the project. Mayor provided all documents related to the Wirtz subdivision to the McLean County Recorder for processing on May 28th. Wirtz Realty closed on their purchase of the Hansen property May 23rd. Mayor reported that the IDOT Economic Development Program application has been submitted for Wirtz Way and P.J. Keller Hwy construction. He also noted that construction has been delayed by wet weather.

Police: -None

Building/Insurance: Alderman Miller noted that health insurance applications have been collected from full-time employees to investigate alternate underwriters to reduce premium expenses.

Finance/TIF: -None

Water: - Alderman Cole reported on a water main leak in Meadow Ridge that nearly drained the water tower. The leak was repaired by the City's staff.

Sanitation: None

Streets/Alleys: -None

There being no further business, it was moved by Alderman Miller and seconded by Alderman Brill to adjourn at 9:30 p.m. Motion carried by unanimous voice vote.

Respectfully submitted,

John Mohr, Mayor

Approved: 5/13/2013