

REGULAR MEETING OF THE LEXINGTON CITY COUNCIL

August 26, 2013

The regular meeting of the Lexington City Council was called to order at 7:33 p.m. by Mayor John 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 Phelps, Alderman Revelle and Alderman Brill. Members of the staff and public present were: Melanie Kunkel, Josh Hardt, Chris Collier and Eric Epley.

It was moved by Alderman Phelps and seconded by Alderman Cole to approve the August 12, 2013 Council Meeting minutes and the August 19, 2013 Special Council Meeting Minutes. Motion carried unanimously.

It was moved by Alderman Revelle and second by Alderman Brill to approve the treasurer's report and pay bills in the amount of \$32,470.13. Alderman Revelle questioned an invoice from The Bug Man and it was determined that the invoice was an order placed by Mike Beard for the WWTP. Motion carried unanimously.

Public Input: None

Old Business:

Ordinance Amending Garbage Receptacles: Council members discussed not making an additional change to the city's current garbage ordinance, instead, asking IDOT for a jurisdictional transfer of the road that leads to Jon Lindenbaum Steve Ross's properties to the city so that the city can maintain the road and enforce the removal of the garbage cans that are creating a problem. Mayor's suggestion is to leave the ordinance unchanged and ask IDOT for the jurisdictional transfer.

New Business:

Ordinance Authorizing the Issuance of General Obligation Bonds: Representatives from Edward Jones were in attendance to answer questions regarding the Ordinance Authorizing the Issuance of General Obligation Bonds. Mayor would like to pass the ordinance so a lower interest rate can be locked in whereas the longer the city waits the higher the interest rates will climb. Principle and interest payments on the bonds will be paid directly from the city's current revenues. The bonds have a five year call feature which means that they could be paid off in five years with no penalty. The value of the bonds will be right at \$1 million. Motion by Alderman Brill and second by Alderman Miller to approve Ordinance 2013-14 Authorizing the Issuance of General Obligation Bonds. Mayor Mohr asked council members if they had any further comments or questions regarding the issuance of the bonds and there were none. Motion carries unanimously.

Main Street Block Party: Resident Eric Epley is requesting the closure of Main Street at Cherry thru Oak on Saturday September 14th from 5pm-9pm for a neighborhood block party. Motion by Alderman Johansen and second by Alderman Revelle to approve the street closure between Cherry and Oak on September 14th from 5pm-9pm. Motion carries unanimously.

Sign Postings at Keller Park: Clerk Melanie Kunkel asked the council to clarify to the police department their role in enforcing no motorized vehicles on the trail at Keller Park. Part-time officer Mike Lay indicated he had received complaints but due to the fact that there are no signs posted, he cannot fully enforce that rule on park property. Council agreed that, because the park is governed by the park district, it is their responsibility to post signs. Alderman Phelps noted that he would speak with the police department regarding this topic. Melanie also discussed the problem with cars using the sidewalk between the football and softball fields as a road to cut through Keller Park to the North Park area because there are no barriers at the beginnings of this stretch of sidewalk prohibiting traffic. Over the summer Melanie discussed this issue with Park Board President, Paul Peacock, who indicated that this area of the park is the school's responsibility. Due to no council members having received complaints from their constituents regarding these issues, there is no action the council can take at this time.

Committee Reports:

Mayor: Mayor asked council members to bring up any questions or concerns they have regarding any issues. Regarding the vicious dog owned by Matt Drew, the hearing officer sent a notice last week that he agrees that the dog is vicious. Mayor would like to see another letter sent to the dog owners asking them to comply with our vicious dog ordinance. If the owners continue to refuse to comply, the city will take the case before a county court for further enforcement. There has been a notice published for a meeting of the Planning Commission on Friday, September 6th at 7:00 a.m. for the board to review the plan for a subdivision submitted by KW Lexington, LLC. The Planning commission will make their recommendation to the city council to be considered at the September 9th meeting. Council briefly reviewed the plans delivered by KW Lexington, LLC. Council members spoke with Steve Hoselton regarding reopening the ally between Group Tool and Anvil Brand. Mr. Hoselton is asking the city to vacate the ally and take back a utility easement which would prevent a business owner from building on the land and still maintain the land for emergency vehicles. Mayor recommends vacating the ally and taking back an easement. Mr. Hoselton currently has vehicles and trailers parked in the alley and indicated that if anyone needed to use the alley he will move the vehicles. Alderman Miller attended the Red Carpet Corridor meeting. The Lexington representatives indicated that they would rather try to have just a tractor show, a carnival and some food booths rather than participate in the Red Carpet Corridor as the Corridor has not been a widely attended event in years past. The new event would be in June and would be a one day event. The city received a TIF sharing proposal from the fire department to cover some of their increased costs with city growth. Mayor indicated that until the city has enough money to pay for a water treatment plant and other obligations, the city cannot share TIF funds at this point but will hold onto the proposal for future discussion. City received a pay request from Wirtz for the construction of Wirtz Way. With regard to the development of the Jaycee hall, the RDA is about is the hands of the developer. Mayor is waiting to give the RDA to the council until the developer has renderings of the type of building he intends to build. The developer also spent his own money to have an asbestos inspection completed at the tanning salon building. Alderman Brill questioned whether the city is able to demolish private property. Mayor had checked with the city attorney and he does not foresee any problems with that. With regard to the vacant lot on the corner of Main and 66, there is still some commercial interest in this lot; however, Commerce Bank is dragging their feet on getting a clean certificate from the EPA regarding the previous underground gas tanks. Mayor met with a resident who would like to relocate a family business to town and is asking the city for assistance. With regard to 115 Parkway,

Fannie Mae did not approve the city's bid and will be refunding the city's deposit. The cemetery has been trying to find more space to expand. They tried to go to the North but they have not been able to make a deal with the land owner. Mayor is appealing to council members to try to help them. Alderman Johansen inquired about the responsibility of the Subway and Dollar General owners to mow the areas in front of and around their buildings. Alderman Phelps will speak with the managers regarding this issue.

Police: Alderman Phelps spoke with Police Chief, Dave Schneider, today. He anticipates being back by the end of September.

Building/Insurance: -None

Finance/TIF: -None

Water: -None

Sanitation: -None

Streets/Alleys: -None

There being no further business, it was moved by Alderman Miller and seconded by Alderman Phelps to adjourn at 9:33 p.m. Motion carried by unanimous voice vote.

Respectfully submitted,

Melanie Kunkel, City Clerk

Approved: 9/9/2013