

## REGULAR MEETING OF THE LEXINGTON CITY COUNCIL

January 13, 2014

The regular meeting of the Lexington City Council was called to order at 7:32 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, John Horonzy, Diane Horonzy, Sue Noland, Jon Kemp, and Jeff Thomas.

It was moved by Alderman Johansen and second by Alderman Miller to approve the minutes of the December 16, 2013 Council Meeting. Clerk, Melanie Kunkel, commended City Treasurer, Sue Noland, on her excellent minute transcription from the December 16<sup>th</sup> meeting. Council agreed. Motion passes unanimously.

It was moved by Alderman Revelle and second by Alderman Phelps to approve the treasurer's report and pay bills in the amount of \$561,711.45. Mayor pointed out two bills, one to Stark and another to Farnsworth. The Farnsworth invoice is a combination of many projects and the bill is broken out accordingly. Most of the items contained in both bills are for PJ Keller Highway/Wirtz Way construction and most of that is being covered by the EDP money or the bond funds. Motion carried unanimously.

**Public Input:** None.

**Old Business:** None.

**New Business:**

**Kemp's Upper Tap:** Jon Kemp is asking the city to close streets and alleys next to the bar on March 15<sup>th</sup>, May 23<sup>rd</sup> for a Memorial Day party, and July 12<sup>th</sup> for Street Fest. Mayor complimented Jon for the way he has coordinated all of his events in the past both before and after the events. Mayor asked Jon to coordinate with the police department for security. Motion by Alderman Johansen and second by Alderman Brill to approve the street closing request. Motion carried unanimously.

**Cappis Ordinance Violation Appeal:** Mayor had previously circulated an email to council members from Mr. and Mrs. Cappis regarding appealing ordinance violations pertaining to their dog running at large in their neighborhood. Animal Control Officer, Dan McDaniels noted that he had received several complaints from several neighbors regarding the Cappis' dog, as well as their neighbor's dog, leaving their properties and doing their "business" in other people's yards. Alderman Phelps confirmed with Dan that these complaints are filed at city hall. Dan noted that he had previously given a verbal warning to the Cappis' who agreed to keep their dog in their yard. After the second complaint, Dan cited them a minimal fine and again asked them to keep their dog on a leash and in their yard, however, Dan continued to receive complaints. Dan indicated that the fines were still outstanding. Alderman Phelps will speak with the police department and ask them to follow up with all the violators to make sure the fines get paid. Motion by Alderman Johansen and second by Alderman Phelps to reject the Cappis' appeal of the Ordinance Violation and collect the fines assessed. Motion carried unanimously.

**2014 Council Meeting Calendar:** Motion by Alderman Phelps and second by Alderman Johansen to approve the calendar as prepared with a change at the bottom noting that agenda items will be accepted Thursday at noon rather than Monday. Motion carried unanimously.

**Committee Reports:**

**Mayor:** Mayor asked Star to look back at the revenue generated by video gaming terminals at the Upper Tap. During one month the city generated \$260. During the month of December, the city received over \$700. **Wirtz:** They have asked for a Certificate of Occupancy. An inspection performed today revealed a few safety items that will be cleared up by the end of the week. City will issue a Certificate of Occupancy by Thursday. Mayor spoke to IDOT engineers regarding more EDP money the city could receive with regard to PJ Keller Highway and Wirtz Way. IDOT's question was how much of the cost of the haul road should be reimbursable. Not all of the money may be paid out until the project is complete. There is a layer of hot mix that will be laid on the road in the spring/early summer. There will be a joint meeting between the Planning Commission and Zoning Board of Appeals on January 25th to review the roles and responsibilities of these committees with the City Attorney. The committees will work through a proposal for apartment buildings proposed by Bill Chaney as an example. Alderman Revelle asked Mayor to provide a new aerial photograph that shows the Dollar General building and the vacant lot behind it. Mayor sent some maps and images to some individuals who are possibly interested in the city's two vacant lots. They are interested in constructing some high density housing there.

**Police:** In response to some resident's complaints, Alderman Phelps noted that the police department should have been in contact with Michael Powell to clean up the property off of Vermillion or build a fence to hide the materials. Alderman Phelps will also have the police department check Powell's home in Timber Ridge as Alderman Brill noted they have construction material and equipment for their business outside their permanent home as well.

**Building/Insurance:** None

**Finance/TIF:** None

**Water:** Alderman Cole has received the Phase 2 Preliminary Water Treatment Plant engineering study proposal. This item will be discussed at the next meeting.

**Sanitation:** None

**Streets/Alleys:** Alderman Brill spoke with Bill Elias and there is nothing new regarding streets. He did note that utility work has begun at the new subdivision out by Meadow Ridge. Alderman Brill noted that he is spending less and less time in Lexington and feels it is time to resign his position as Ward 3 Alderman. He submitted his resignation to the Mayor, in writing to be considered at the next Council meeting. Mayor told Alderman Brill that he has appreciated Hank's service for the number of years he has been on the Council.

There being no further business, it was moved by Alderman Miller and seconded by Alderman Johansen to adjourn at 8:25 p.m. Motion carried by unanimous voice vote.

Respectfully submitted,

Melanie Kunkel, City Clerk

Approved: 1/27/2014