



[Crystal \(Minn.\).  
City Council Minutes and Agenda Packets.](#)

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COUNCIL AGENDA

March 15, 1988

Pursuant to due call and notice thereof, the Regular meeting of the Crystal City Council was held on March 15, 1988, at 7:00 P.M., at 4141 Douglas Drive, Crystal, Minnesota.

The Secretary of the Council called the roll and the following were present:

Councilmembers

P Herbes  
A Moravec 7:12  
P Rygg  
P Langsdorf  
P Aaker  
P Leppa  
P Smothers

Staff

P Dulgar  
P Olson  
P Kennedy  
P Monk  
P Peterson  
— Deno  
P George

The Mayor led the Council and the audience in the Pledge of Allegiance to the Flag.

The City Council considered the minutes of the regular City Council meeting of March 1, 1988.

Moved by Councilmember Herbes and seconded by Councilmember Sm. to (approve) (approve, making the following exceptions: \_\_\_\_\_

\_\_\_\_\_ to) the minutes of the regular City Council meeting of March 1, 1988.

Motion Carried.

Presentation of \$100 to Harold Horgen the City of Crystal February Recycling Raffle winner.

CONSENT AGENDA

1. Consideration of the gambling license application for the Cystic Fibrosis Foundation at Nicklows.
2. Consideration of itinerant food license for Boy Scout Troop #365 at St. James Lutheran Church, March 12, 1988, and waiver of fee.

Moved by Councilmember ~~\_\_\_\_\_~~ and seconded by Councilmember \_\_\_\_\_ to remove items \_\_\_\_\_ and \_\_\_\_\_ from the Consent Agenda.  
Motion Carried.

Moved by Councilmember Herbes and seconded by Councilmember Leng to approve the Consent Agenda.

Motion Carried.

REGULAR AGENDA

1. It being 7:00 p.m., or as soon thereafter as the matter may be heard, Mayor Aaker declared this was the date and time as advertised for a public hearing at which time the City Council will consider tentative approval of proposed plat, Finley Addition located at 3209 Florida Avenue North. The Mayor asked those present to voice their opinions or to ask questions concerning this matter. Those present and heard were:

*property owner Finley appeared and was heard*

*Ms. Maurice  
arrived 7:12 p.m.*

The Mayor closed the Public Hearing. *Sm/Rygg*

- A. Moved by Councilmember *Leppa* and seconded by Councilmember *Sm.* to (grant as recommended by the Planning Commission) (deny) (continue until \_\_\_\_\_ the discussion of) tentative approval of proposed plat, Finley Addition located at 3209 Florida Avenue North.

*Aye: Sm, Leppa, Herb. Mor.*  
*No: Rygg Larry Aaker* Motion Carried.

- B. Moved by Councilmember *Sm.* and seconded by Councilmember *Mor* to set surety in the amount of \$15,000 as a guarantee of faithful performance of certain work requirements as a condition of final plat approval for Finley Addition, 32nd and Florida Avenue North, and further, to authorize the Mayor and City Manager to sign such agreement.

*Aye: Herb Mor Larry Sm. Leppa Aaker*  
*No: Rygg,* Motion Carried.

2. It being 7:00 p.m., or as soon thereafter as the matter may be heard, Mayor Aaker declared this was the date and time as advertised for a public hearing at which time the City Council will sit as a Board of Adjustments and Appeals to consider a request from Steve Weisman for a variance to expand a non-conforming use (said non-conformity being the existing building encroaches 21'+ in the required 22' front yard setback); to grant a variance of 21'+ in the required 22' front yard setback; and to consider a variance of 25 off street parking spaces in the required 25 parking spaces to permit remodeling of the existing building at 4900 West Broadway. The Mayor asked those present to voice their opinions or to ask questions concerning the variances. Those present and heard were: (5 votes needed for approval)

*R. Z. G. P. E. W. Request to continue to May 3<sup>rd</sup>.*

*Mr./Sm. refer request L. C. S. P. W.*

**The Mayor closed the Public Hearing.**

- A. Moved by Councilmember \_\_\_\_\_ and seconded by Councilmember \_\_\_\_\_ to (approve) (deny as recommended by and based on the findings of fact of the Planning Commission) (continue until \_\_\_\_\_ the discussion of) a variance of 25 off street parking spaces in the required 25 parking spaces at 4900 West Broadway as requested in application #88-4.

Motion Carried.

- B. Moved by Councilmember \_\_\_\_\_ and seconded by Councilmember \_\_\_\_\_ to (grant) (deny) (continue until \_\_\_\_\_ the discussion of) a variance to expand a non-conforming use (said non-conformity being the existing building encroaches 21'+ in the required 22' front yard setback) as requested in application #88-2, 4900 West Broadway.

Motion Carried.

- C. Moved by Councilmember \_\_\_\_\_ and seconded by Councilmember \_\_\_\_\_ to (grant) (deny) (continue until \_\_\_\_\_ the discussion of) a variance of 21'+ in the required 22' front yard setback to permit remodeling to the existing structure at 4900 West Broadway as requested in application #88-3.

Motion Carried.

3. The City Council considered a conditional use permit to allow a drive-in and convenience food establishment (Oriental take-out) in a B-4 District (Community Commercial) at 2724 Douglas Drive.

- A. Moved by Councilmember Herb. and seconded by Councilmember Sm. to (approve) (deny) (continue until \_\_\_\_\_ the discussion of) conditional use permit #88-1 to allow a drive-in and convenience food establishment (Oriental take-out) in a B-4 District (Section 515.37, Subdivision 4i) at 2724 Douglas Drive.

Motion Carried.

- B. Moved by Councilmember Sm. and seconded by Councilmember Leppa to (approve) (deny) (continue until \_\_\_\_\_ the discussion of) building permit #000331 for Bruce Wulff of Mikkelson-Wulff Construction, Inc. for Kok Ching Chen (Oriental take-out) at 2724 Douglas Drive.

Motion Carried.

4. The City Council considered a building permit and site improvement agreement for remodeling and building a handicap ramp at 5926 - 56th Avenue North.

- A. Moved by Councilmember Rygg and seconded by Councilmember Leppa to (approve) (deny) (continue until \_\_\_\_\_ the discussion of) building permit #000330 for Dawkins Construction Company to remodel the single family home at 5926 - 56th Avenue North.

Motion Carried.

- B. Moved by Councilmember Sm. and seconded by Councilmember Mar to set surety in the amount of \$5,800 as a guarantee of faithful performance of certain work requirements as a condition of building permit approval for 5926 - 56th Avenue North and further to authorize the Mayor and City Manager to sign such agreement.

Motion Carried.

- 5. The City Council considered building permit #000289 for a 40' x 100' airplane storage hangar on Lot 3-2B, Crystal Airport.

Moved by Councilmember Herbs and seconded by Councilmember Leppa to (approve) (deny) (continue until \_\_\_\_\_ the discussion of) building permit #000289 to Thomas L. Philstrom to build a 40' x 100' airplane storage hangar on Lot 3-2B, Crystal Airport subject to standard procedure.

Motion Carried.

- 6. The City Council considered the applications of Beth R. Jarvis, Mary Lou Pyne, Donald E. Pearson and Sherwood O. Mellom to the Environmental Quality Commission.

Moved by Councilmember Leppa and seconded by Councilmember Rygg to appoint Beth Jarvis (12-31-88) and Mary Pyne (12-31-90) to the Environmental Quality Commission; one for an unexpired term expiring 12-31-88 and the second to an unexpired term expiring 12-31-90.

Rygg/Leppa to appoint Mary Pyne → y se,  
 Motion Carried.

- 7. The City Council considered playground equipment purchase at Forest School, Twin Oak Park, and Lions Valley Place Park.

Ed Branden 6, 1, 1, 1  
Rygg/Leppa 1 3 9 → 6 P+R m  
 → y se,  
 one or more m. e. liability 1 1 1 1 1  
Rallie \$6700 2 → ) Lions V.P. Park.

- 8. The City Council discussed a possible offer by a property owner to sell their property adjacent to Bassett Creek Park to the City of Crystal.

*Rygg / Herbes to authorize <sup>city mgr.</sup> to negotiate w/ owner.*

*— u e.*

- 9. The City Council considered an increase in swimming pool fees for 1988.

*Ed Branden C, / E i. \*

Moved by Councilmember *Max* and seconded by Councilmember *Rygg* to (approve) (deny) (continue until \_\_\_\_\_ the discussion of) an increase in swimming pool fees for 1988.

Motion Carried.

- 10. The City Council discussed a joint meeting with New Hope City Council on March 29, 1988 regarding such items as drainage, 36th Avenue improvements, and recycling.

*Mayor [signature] — 29<sup>th</sup> 9 [signature]*  
*( 1 2 -*

- 11. The City Council considered interim financing for the Bassett Creek Project #66-C.

Moved by Councilmember Rygg and seconded by Councilmember Sm. to adopt the following resolution, the reading of which was dispensed with by unanimous consent:

RESOLUTION NO. 88-14

A RESOLUTION DISBURSING \$9,845 FROM THE PERMANENT IMPROVEMENT REVOLVING FUND, PART A

By roll call and voting aye: All, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_; voting no: \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_; absent, not voting: \_\_\_\_\_.

Motion carried, resolution declared adopted.

- 12. The City Council considered a Resolution regarding charitable gambling and the City's options to regulate contributions.

*Leppa/Sm* *Donor 3, 2, 1*  
~~\_\_\_\_\_~~ *copy*  
*ace*

Moved by Councilmember \_\_\_\_\_ and seconded by Councilmember \_\_\_\_\_ to adopt the following resolution, the reading of which was dispensed with by unanimous consent:

RESOLUTION NO. 88-

RESOLUTION REGARDING CHARITABLE GAMBLING CONTRIBUTIONS WITHIN THE CITY OF CRYSTAL

By roll call and voting aye: \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_; voting no: \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_; absent, not voting: \_\_\_\_\_.

Motion carried, resolution declared adopted.

- 13. Jerry Dulgar, City Manager, presented a report to the Council regarding the Space Needs Study;

*Herbes request 8:16-10 min. recess 8:28*  
*Mayor called for a meeting of the Council 4, 1988*  
*Mr. Dale of Anderson Dale Architects appeared & was heard.*  
*7 pm.*

- 14. The City Council considered final approval of the plat Opsahl Addition located at 5757 Orchard Avenue North.

Moved by Councilmember Herb. and seconded by Councilmember Sm. to adopt the following resolution, the reading of which was dispensed with by unanimous consent:

RESOLUTION NO. 88-15

RESOLUTION APPROVING PLAT

By roll call and voting aye: ALL, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_; voting no: \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_; absent, not voting:

Motion carried, resolution declared adopted.

- 15. The City Council considered an agreement regarding sales tax refunds on construction contracts.

Moved by Councilmember Sm. and seconded by Councilmember Leppa to (approve) (deny) (continue until \_\_\_\_\_ the discussion of) an agreement regarding sales tax refunds on construction contracts, and further to authorize the Mayor and City Manager to sign such letter of agreement and amendment.

*address as is*  
*Go*

Motion Carried.

- 16. The City Council considered a Resolution authorizing the sale and issuance of Multifamily Housing Development Revenue Bonds.

*Steve Wilson, Breezew Companies*

Moved by Councilmember *Leppa* and seconded by Councilmember *Mar* to adopt the following resolution, the reading of which was dispensed with by unanimous consent:

RESOLUTION NO. 88-16

RESOLUTION AUTHORIZING THE SALE AND ISSUANCE OF MULTIFAMILY HOUSING DEVELOPMENT REVENUE BONDS (CRYSTAL SENIOR HOUSING PROJECT), SERIES 1988, OF THE CITY, FOR THE PURPOSE OF FINANCING A MULTIFAMILY RENTAL HOUSING DEVELOPMENT, AND AUTHORIZING THE EXECUTION OF NECESSARY DOCUMENTS

By roll call and voting aye: ALL, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_; voting no: \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_, \_\_\_\_\_; absent, not voting: \_\_\_\_\_.

Motion carried, resolution declared adopted.

OPEN FORUM

*on 6th Ave of 1st St.*

*Mayor Betty Herber*  
*ERT* *to be a ...*

*8-9 A.M. ...*

*re. (re) ...*

*Jerry Bill* *... etc.*

Moved by Councilmember Herb and seconded by Councilmember Sm. to approve the list of license applications.

Motion Carried.

Moved by Councilmember Herb and seconded by Councilmember Lang to adjourn the meeting.

Motion Carried.

Meeting adjourned at 8:59 p.m.

APPLICATIONS FOR LICENSE  
March 15, 1988

GAS FITTERS - \$30.35

Bowler Company, 511 East Lake St., Minneapolis  
Energy Heating Services, Route 3, Box 170A, Zimmerman

PLUMBERS - \$30.35

A-AACE Inc., 158 13th Ave. N.E., Minneapolis  
Affordable Heating & Plumbing, Inc., 2700 Rhode Island Ave. N.,  
St. Louis Park  
Midwestern Mechanical, 9103 Davenport St. N.E., Blaine  
Mr. Repair of Minn., Inc., 1148 119th Lane N.W., Coon Rapids  
Suburban Plumbing & Heating, 1685 E. 4th St., St. Paul

SIGN LICENSE RENEWAL

Benchmark Industries, Inc., 5221 Lakeland Ave. N.  
Bill's Economy Glass, 5353 Lakeland Ave. N.  
Bowling Concepts, 6522 56th Ave. N.  
Cosmopolitan Motel, 3431 Vera Cruz Ave. N.  
Crib Diaper Service, 5273 Hanson Court  
Crystal Assembly of God Church, 4110 Douglas Dr. N.  
Crystal Business Machines, 6034 42nd Ave. N.  
Crystal Doctors Park, 5200 Douglas Dr. N.  
Crystal Gallery, 5510-5594 West Broadway  
Crystal Rentals, 5264 West Broadway  
Crystal Skyways, Crystal Airport  
Dakota, Inc., 5448 Douglas Dr. N.  
Douglas Drive Auto Sales, 3201 Douglas Dr. N.  
Douglas Drive Hardware, 3549 Douglas Dr. N.  
Great North Trading Co., 6528 56th Ave. N.  
Kinney Shoes, 227 Willow Bend  
Lightning Lube, 5701 West Broadway  
Northwest Family Physicians, 5502 West Broadway  
Royal Flea Market, 3315 Vera Cruz Ave. N.  
Rumple's, 311 Willow Bend

SIGN LICENSE RENEWAL cont.

Division of Ashland Oil, Inc., Superamerica, 5359 West Broadway  
Texaco, 5626 West Broadway  
Tom Thumb Superette, 2708 Douglas Dr. N.

APPLICATIONS FOR LICENSE  
MARCH 15, 1988

VENDING - Perishable (\$22.00)

Crystal Shamrock, Inc., 6000 Douglas Drive

FOOD ESTABLISHMENT - Itinerant (Exempt)

Boy Scout Troop #365, at St. James Lutheran Church  
One Day Only, March 12, 1988, Trade-O-Ree

Knights of Columbus at banks and stores, Tootsie  
Roll Benefit, April 22 through April 24, 1988.

FOOD ESTABLISHMENT - Concession Stand (Exempt)

Crystal Little League, 4702 Douglas Drive from  
April 2, 1988 through September 1, 1988.

FOOD ESTABLISHMENT - Concession Stand (Exempt)

Babe Ruth Baseball League, 62nd & Regent Avenue North.  
May 14, 1988 through July 30, 1988

Sent with preliminary agenda on 3-11-88:

- Minutes of the March 1, 1988 Council meeting.  
Planning Commission Agenda of 3-14-88.  
Gambling license renewal application for Cystic Fibrosis Foundation at Nicklow's and lease agreement.  
Application for license for Boy Scout Troup #365 at St. James Lutheran Church.  
Memo from City Engr. dated 2/1/88 re: Preliminary Plat of Finley Addition.  
Memo from City Engr. dated 2/29/88 re: Expansion of Steve O's at 4900 W. Broadway.  
Memo from Bldg. Inspector dated 2/19/88 re: variances @ 4900 W. Broadway (Steve O's).  
Memo from City Engr. dated 3/1/88 re: Conditional Use Permit for convenience food in Lamplighter Square.  
Memo from Bldg. Inspector dated 3/8/88 re: Restaurant at 2724 Douglas Dr. No.  
Memo from City Engr. dated 3/9/88 re: Commercial Use at 5926 - 56th Ave. No.  
Memo from Bldg. Inspector dated 3/8/88 re: remodel at 5925 - 56th Ave. No.  
Memo from Bldg. Inspector dated 3/8/88 re: airplane hangar on Lot 3-2B, Crystal Airport.  
Letter from Beth R. Jarvis dated 3/3/88 re: application for Environmental Quality Commission; copy of application.  
Application of Mary Lou Pyne for appointment to the Environmental Quality Commission.  
Application of Donald E. Pearson for appointment to the Environmental Quality Commission.  
Application of Mellom Sherwood for appointment to the Environmental Quality Commission.  
Memo from Park & Rec. Director dated 3/3/88 re: Playground Equip. at Forest, Twin Oak, & Lions Valley Place Park.  
Memo from Community Development Coordinator dated 3/4/88 re: Acquisition of vacant lots (5516-24-32 - 29th Avenue North).  
Memo from Park & Rec. Director dated 1/22/88 re: Swimming Pool Rates for 1988.  
Memo from City Engr. dated 3/9/88 re: Interim financing for Bassett Creek Improvement Project 66-C.  
Resolution re: Charitable Gambling Contributions within the City of Crystal.

Memo from Asst. City Mgr. dated 3/4/88 re: Charitable Gambling Organizations.  
Letter from Anderson Dale Archts., Inc. dated 3/4/88 re: Space Needs Study.  
Memo from City Engr. dated 2/19/88 re: Final Plat of Opsahl Addition.  
Memo from City Engr. dated 3/9/88 re: Sales Tax Refunds on Construction Contracts.  
Code Pages - Crystal City Code Books.  
Crystal Park & Recreation Advisory Comm. minutes of February 3, 1988.  
Crystal Park & Rec. Dept. Monthly Report - Feb. 1988.  
Memo from Asst. City Mgr. dated 3/9/88 re: Vehicle & Equipment Schedule.  
Minutes of the Long-Range Planning Comm. of 1/12/88 and 2/9/88.  
Action Needed Memo from the March 1, 1988 Council Meeting.  
Mn/DOT News Release re: Major traffic delays on I-694 with widening of Burlington Northern R.R. Bridge in Fridley.  
Article titled "Resource Recovery Plant Not A Health Risk".

Distributed with Agenda on 3/15/88:

Memo from Asst. City Mgr. dated 3/11/88 re: Funds Needed to Complete Installation of Playground Equipment at Forest School & Twin Oak Parks.  
Action Alert from League of MN Cities re: Workers' Comp Reform - Bills Will Increase Cities' Costs.  
Letter from Anderson Dale Archts., Inc. dated 3/10/88 re: Space Needs Study.  
City of Crystal 1988 Expenditure Report for Feb. 1988.  
Resolution authorizing Sale and Issuance of Multi-family Housing Development Revenue Bonds (Crystal Senior Housing Project), Series 1988.  
Did You Know? article re: charitable gambling.  
City of St. Paul resolution re: charitable gambling  
Resolution disbursing funds from PIR, Part A for Bassett Creek Improve. Project 66-C.  
Planning Comm. minutes from mtg. of 3-14-88.  
Arts in the Park flyers.

*Laurene*

March 11, 1988

TO: City of Crystal Councilmembers  
FROM: Jerry Dulgar, City Manager  
RE: Preliminary Agenda for the March 15, 1988 Council Meeting

Comments will be confined to those matters that I feel I can offer additional input on or need more elaboration. If you have any questions on other items, please feel free to call me at anytime.

CONSENT AGENDA

No comments.

REGULAR AGENDA

Item 1: Public hearing to consider tentative approval of proposed plat Finley Addition located at 3209 Florida Avenue North.

I concur with the Public Works Director's recommendation relative to this plat.

Item 2: Public hearing regarding variance requests.

I concur with the Public Works Director's and Building Inspector's recommendation and the Planning Commission's action denying this variance. I think that if we were to grant a variance allowing this extreme of deviation from our ordinance we would render the ordinance virtually unenforceable.

Item 3: Consideration of a conditional use permit for a drive-in and convenience food establishment.

Again, I would concur with the Public Works Director's recommendation that this application be approved.

Item 4: Consideration of site improvement agreement and building permit for remodeling and building a handicap ramp at 5926 - 56th Avenue North.

No comments subject to recommendation of Planning Commission.

Item 5: Consideration of a building permit #000289 for a 40' x 100' airplane storage hangar on Lot 3-2B, Crystal Airport.

Again, no comments subject to Planning Commission's recommendation.

Item 6: Consideration of applications from Beth R. Jarvis, Mary Lou Pyne, Donald E. Pearson and Sherwood O. Mellom to the Environmental Quality Commission.

Council appointment; no comment.

Item 7: Consideration of playground equipment purchase at Forest School, Lee Park, Twin Oak Park, and Lions Valley Place Park.

Memo from Park & Recreation Director Ed Brandeen attached. You recall this item was continued from the March 1 meeting subject to our hearing from the School District regarding their contribution. You will note that they have indicated that they would contribute up to \$5,000 for the cost of the Forest School equipment. John, Miles, and I are reviewing alternatives for funding of this project. Right know I think we will be able to come up with a way to fund this through budget amendment or using some reserve funds, etcetera. Based on our ability to fund these projects in addition to funds already committed, I would recommend that we go ahead with the project this summer.

Item 8: Discussion of an offer by a property owner to sell property adjacent to Bassett Creek Park to the City.

Attached please find a memo from Julie Jones relative to this. We have checked on the property and there are no back taxes due or owing and the taxes are less than \$150 a year on the three lots. The owner indicated a relatively low price for lots to us. I don't know if it is low considering the location of these lots and the fact that they are in the flood plain and probably unbuildable, but I would like the Council's permission to pursue the purchase of these lots with the property owner. Funding is not identified at this time but I think it would be beneficial to the City for us to acquire these lots either for future park use or part of the Flood Control Project. There is some chance that we might even

get reimbursed from the Army Corp of Engineers at a later date or get credit for this purchase.

- Item 9: Consideration of an increase in swimming pool fees for 1988.

Ed Brandeen's memo is attached along with minutes from the Park & Recreation Commission. I would concur with their recommendation.

- Item 10: Discussion of a joint meeting with New Hope City Council on March 29 regarding such items as drainage, 36th Avenue improvements and recycling.

New Hope City Manager Dan Donahue and I have been discussing this meeting for sometime and they picked this date as a good date for them. If it is open for us I would recommend that we meet with them. We don't anticipate making decisions on any of these items but just opening up the lines of communications and getting to know each other better and discussing what might happen on these various projects that could be coming up in the future. We hope to have plenty of time for discussion of other items and informal discussion.

- Item 11: Consideration of interim financing for the Bassett Creek Project #66-C.

Memo from Public Works Director attached. I would concur with Public Works Director Monk's recommendation on this. The only concern that I might express is based on the future prospects of very little funding for the PIR. I would not want to see this funding become permanent if there is anyway we can avoid it. My feeling on this is also based on needs we might have for PIR Funds for other City facilities identified in the Space Needs Study.

- Item 12: Consideration of the Resolution regarding charitable gambling and the City's options to regulate contributions.

Attached please find a copy of the resolution and a memo from John Olson regarding this. I like John's recommendation that allows us to inform the people who have licenses without getting directly involved in what happens. Dave Kennedy, City Attorney, I believe will want to discuss another format that he is aware of that exists in the City of St. Paul. Although I don't know if their format would stand-up if somebody challenged it from what I have heard.

Item 13: Report from City Manager regarding the Space Needs Study.

Letter from Anderson-Dale Architects attached. I have been meeting with the architects, Robbinsdale officials and different staff, etcetera relative to possible alternatives for solving our space needs in both City Hall and Park & Recreation program. Based on Robbinsdale's interest in pursuing something with us, I would like to have the architects pursue three or four different alternatives and point out the pros and cons of them, cost estimates, etcetera so that Council will have a better idea of possible costs and options available to us.

Item 14. Consideration of final plat of Opsahl Addition.

Again, I'd have no comment on this subject to the Planning Commission's recommendation.

Item 15: Consideration of agreement regarding sales tax refunds on construction contracts.

Memo from Public Works Director dated 3-9-88. I concur with Bill's recommendation that we should pursue this. We really have nothing to lose and could gain a small refund for the City.

JD/js

APPLICATIONS FOR LICENSE  
March 15, 1988

GAS FITTERS - \$30.35

Bowler Company, 511 East Lake St., Minneapolis  
Energy Heating Services, Route 3, Box 170A, Zimmerman

PLUMBERS - \$30.35

A-AACE Inc., 158 13th Ave. N.E., Minneapolis  
Affordable Heating & Plumbing, Inc., 2700 Rhode Island Ave. N.,  
St. Louis Park  
Midwestern Mechanical, 9103 Davenport St. N.E., Blaine  
Mr. Repair of Minn., Inc., 1148 119th Lane N.W., Coon Rapids  
Suburban Plumbing & Heating, 1685 E. 4th St., St. Paul

SIGN LICENSE RENEWAL

Benchmark Industries, Inc., 5221 Lakeland Ave. N.  
Bill's Economy Glass, 5353 Lakeland Ave. N.  
Bowling Concepts, 6522 56th Ave. N.  
Cosmopolitan Motel, 3431 Vera Cruz Ave. N.  
Crib Diaper Service, 5273 Hanson Court  
Crystal Assembly of God Church, 4110 Douglas Dr. N.  
Crystal Business Machines, 6034 42nd Ave. N.  
Crystal Doctors Park, 5200 Douglas Dr. N.  
Crystal Gallery, 5510-5594 West Broadway  
Crystal Rentals, 5264 West Broadway  
Crystal Skyways, Crystal Airport  
Dakota, Inc., 5448 Douglas Dr. N.  
Douglas Drive Auto Sales, 3201 Douglas Dr. N.  
Douglas Drive Hardware, 3549 Douglas Dr. N.  
Great North Trading Co., 6528 56th Ave. N.  
Kinney Shoes, 227 Willow Bend  
Lightning Lube, 5701 West Broadway  
Northwest Family Physicians, 5502 West Broadway  
Royal Flea Market, 3315 Vera Cruz Ave. N.  
Rumple's, 311 Willow Bend

SIGN LICENSE RENEWAL cont.

Division of Ashland Oil, Inc., Superamerica, 5359 West Broadway

Texaco, 5626 West Broadway

Tom Thumb Superette, 2708 Douglas Dr. N.

APPLICATIONS FOR LICENSE  
MARCH 15, 1988

VENDING - Perishable (\$22.00)

Crystal Shamrock, Inc., 6000 Douglas Drive

FOOD ESTABLISHMENT - Itinerant (Exempt)

Boy Scout Troop #365, at St. James Lutheran Church  
One Day Only, March 12, 1988, Trade-O-Ree

Knights of Columbus at banks and stores, Tootsie  
Roll Benefit, April 22 through April 24, 1988.

FOOD ESTABLISHMENT - Concession Stand (Exempt)

Crystal Little League, 4702 Douglas Drive from  
April 2, 1988 through September 1, 1988.

FOOD ESTABLISHMENT - Concession Stand (Exempt)

Babe Ruth Baseball League, 62nd & Regent Avenue North.  
May 14, 1988 through July 30, 1988

TENTATIVE AGENDA

FOR THE MARCH 15, 1988 COUNCIL MEETING

1. Minutes of the regular meeting of March 1, 1988.
2. Presentation of \$100 Recycling Raffle check to Harold Horgen, 5848 Pennsylvania Avenue North.

<u>ITEM</u>	<u>SUPPORTING DATA</u> <u>CONSENT AGENDA</u>	<u>COMMENTS</u>
1. Consideration of a gambling license application for the Cystic Fibrosis Foundation at Nicklows.	Copy of application and lease agreement.	None.
2. Consideration of itinerant food establishment for Boy Scout Troop #365 at St. James Lutheran Church and waiver of fee.	Copy of license application.	None.
<u>REGULAR AGENDA</u>		
1. Public hearing to consider tentative approval of proposed plat, Finley Addition located at 3209 Florida Avenue North.	Memo from Public Works Director dated 2-29-88.	Planning Commission recommended approval on 2-8-88. Action would be to set surety at \$15,000, approve inside improvements agreement and approval of plat.

2. Public hearing to consider a request from Steve Weisman for a variance to expand a non-conforming use (said non-conformity being the existing building encroaches 21'+ in the required 22' front yard setback); to grant a variance of 21'+ in the required 22' front yard setback; and to consider a variance of 25 off street parking spaces in the required 25 parking spaces to permit remodeling of the existing building at 4900 West Broadway.

Memo from Public Works Director dated 2-29-88 and memo from Bldg. Insp. dated 2-3-88.

Planning Commission recommended denial of parking variance.

3. Consideration of a conditional use permit to allow a drive-in and convenience food establishment (Oriental take-out) in a B-4 District (Community Commercial) at 2724 Douglas Drive (Lamplighter Square) and consideration of building permit.

Memo from Public Works Director dated 3-1-88 and memo from Bldg. Insp. dated 3-8-88.

Planning Commission to consider this item March 14; recommendation will be presented at the City Council meeting. Approval of building permit #000331 to remodel could be considered if conditional use permit is approved.

4. Consideration of site improvement agreement and building permit for remodeling and building a handicap ramp at 5926 - 56th Avenue North.

Memo from Public Works Director dated 3-9-88, agreement and memo from Bldg. Insp. dated 3-8-88.

Planning Commission will consider this item on March 14 and recommendation will be presented at the City Council meeting. Council action could be to approve agreement and to approve building permit #000330.

- |  |  |  |
|--|--|--|
| 5. Consideration of a building permit #000289 for a 40' x 100' airplane storage hangar on Lot 3-2B, Crystal Airport.                                   | Memo from Bldg. Insp. dated 3-8-88.  | Planning Commission to consider this item at March 14 meeting; recommendation will be presented at the City Council meeting. |
| 6. Consideration of applications from Beth R. Jarvis, Mary Lou Pyne, Donald E. Pearson and Sherwood O. Mellom to the Environmental Quality Commission. | Copy of applications and letter from Beth Jarvis dated 3-3-88.   | One unexpired term is expiring 12-31-88 and one unexpired term is expiring 12-31-90.   |
| 7. Consideration of playground equipment purchase at Forest School, Lee Park, Twin Oak Park, and Lions Valley Place Park.                              | Copy of a memo from Park & Recreation Director dated 3-3-88.   | This item was continued from the March 1 meeting.  |
| 8. Discussion of an offer by a property owner to sell property adjacent to Bassett Creek Park to the City.   | Memo from Community Redevelopment Coordinator dated 3-4-88 regarding acquisition of three vacant lots: 5516-24-32 - 29th Avenue North. | None.  |
| 9. Consideration of an increase in swimming pool fees for 1988.  | Copy of memo from Park & Recreation Director dated 1-22-88; excerpt of minutes from 2-5-88 Park & Recreation Advisory Commission.      | None.  |
| 10. Discussion of a joint meeting with New Hope City Council on March 29 regarding such items as drainage, 36th Avenue improvements, and recycling.    | None.  | None.  |

- |   |  |   |
|---|--|---|
| 11. Consideration of interim financing for the Bassett Creek Project #66-C.   | Memo from Public Works Director dated 3-9-88.                      | Possible source of funds is the PIR Fund.               |
| 12. Consideration of the Resolution regarding charitable gambling and the City's options to regulate contributions. | Copy of Resolution; memo from Assistant City Manager dated 3-4-88. | Item tabled from March 1 Council meeting.               |
| 13. Report from the City Manager regarding the Space Needs Study.   | Letter from Anderson-Dale Architects dated 3-4-88 and drawing.     | None.   |
| 14. Consideration of final plat of Opsahl Addition.   | Memo from Public Works Director dated 2-29-88.                     | Planning Commission to review this item March 14, 1988. |
| 15. Consideration of agreement regarding sales tax refunds on construction contracts.                               | Memo from Public Works Director dated 3-9-88.                      | None.   |

INFORMATIONAL ITEMS:

1. Code pages.
2. Crystal Park & Recreation Advisory Commission Minutes of 2-3-88.
3. Crystal Park & Recreation Department Monthly Report for February 1988.
4. Memo from Assistant City Manager and Vehicle and Equipment List.
5. Minutes of the Long-Range Planning Commission for January and February.
6. Action Needed Memo from the March 1 Council Meeting.
7. News bulletin from Mn/Dot regarding major traffic delays on I-694 with widening of Burlington Northern Railroad bridge.
8. Article entitled Resource Recovery Plant Not a Health Risk.

1 MARCH 1988

Pursuant to due call and notice thereof, the Regular meeting of the Crystal City Council was held on March 1, 1988, at 7:00 P.M., at 4141 Douglas Drive, Crystal, Minnesota. The Secretary of the Council called the roll and the following were present: Herbes, Moravec, Rygg, Langsdorf, Aaker, Leppa, Smothers. Also in attendance were the following staff members: Jerry Dulgar, City Manager; John A. Olson, Assistant City Manager; David Kennedy, Attorney; William Monk, City Engineer; Donald Peterson, Building Inspector; Darlene George, City Clerk; Julie Jones, Community Development Coordinator.

The Mayor led the Council and the audience in the Pledge of Allegiance to the Flag.

The City Council considered the minutes of the regular City Council meeting of February 16, 1988.

Moved by Councilmember Herbes and seconded by Councilmember Langsdorf to approve the minutes of the regular City Council meeting of February 16, 1988.

Motion Carried.

It being 7:00 P.M., or as soon thereafter as the matter may be heard, Mayor Aaker declared this was the date and time as advertised for a public hearing at which time the City Council will consider allocation of Year XIV Community Development Block Grant Funds and the reprogramming of \$36,003 of Year XIII Community Development Block Grant Funds. The Mayor asked those present to voice their opinions or to ask questions concerning this matter. Those present and heard were:

Julie Jones, Community Development Coordinator.

Moved by Councilmember <sup>Smothers</sup> and seconded by Councilmember Herbes to close the public hearing.

Motion Carried.

Moved by Councilmember Smothers and seconded by Councilmember Moravec to adopt the following resolution, the reading of which was dispensed with by unanimous consent, modified to indicate \$51,618 rather than \$52,368 for Acquisition of Blighted Housing and \$8,750 rather than \$8,000 for Senior Transportation Project:

RESOLUTION NO. 88-9

A RESOLUTION APPROVING PROPOSED PROGRAM FOR YEAR XIV  
URBAN HENNEPIN COUNTY COMMUNITY DEVELOPMENT BLOCK  
GRANT FUNDS AND AUTHORIZING ITS SUBMITTAL

1 MARCH 1988

By roll call and voting aye: Herbes, Moravec, Rygg, Langsdorf, Aaker, Leppa, Smothers.

Motion carried, resolution declared adopted.

Moved by Councilmember Smothers and seconded by Councilmember Moravec to adopt the following resolution, the reading of which was dispensed with by unanimous consent:

RESOLUTION NO. 88-10

RESOLUTION APPROVING REPROGRAMMING OF  
\$36,003 OF YEAR XIII CDBG FUNDS INTO  
SCATTERED SITE ACQUISITION

By roll call and voting aye: Herbes, Moravec, Rygg, Langsdorf, Aaker, Leppa, Smothers.

Motion carried, resolution declared adopted.

The City Council considered the application of Martha J. Broberg-Harrison to the Northwest Hennepin Human Services Council's Advisory Board for a two-year term expiring December 31, 1989.

Moved by Councilmember Moravec and seconded by Councilmember Rygg to appoint Martha J. Broberg-Harrison to the Northwest Hennepin Human Services Council's Advisory Board for a two-year term expiring December 31, 1989.

Motion Carried.

The City Council considered playground equipment for the park area at Forest School.

Moved by Councilmember Leppa and seconded by Councilmember Langsdorf to continue this item to the March 15, 1988 meeting.

Motion Carried.

The City Council considered tree removal and tree trimming bids for 1988.

Moved by Councilmember Smothers and seconded by Councilmember Rygg to adopt the following resolution, the reading of which was dispensed with by unanimous consent:

RESOLUTION NO. 88-11

RESOLUTION AWARDING A CONTRACT  
FOR TREE TRIMMING AND TREE REMOVAL FOR 1988

By roll call and voting aye: Herbes, Moravec, Rygg, Langsdorf, Aaker, Leppa, Smothers.

Motion carried, resolution declared adopted.

1 MARCH 1988

Mayor Aaker acknowledged the receipt of donations to the City of Crystal from the Knights of Columbus in the amount of \$800 and from the Crystal Firemen's Auxiliary in the amount of \$400 for permanent seating for the Becker Park Performing Arts stage area.

The City Council considered a request from Big Brothers/Big Sisters to terminate their lease for rental space at Thorson Community Center effective March 31, 1988 and to waive the 90-day requirement notification for breaking such lease.

Moved by Councilmember Smothers and seconded by Councilmember Herbes to approve termination of Big Brothers/Big Sisters' lease at Thorson Community Center effective March 31, 1988 and to waive the 90-day requirement notification for breaking such lease.

Motion Carried.

The City Council considered designating a Director for the Joint Powers Agreement on Refuse and Recycling Collection.

Moved by Councilmember Langsdorf and seconded by Councilmember Leppa to designate the City Manager as a Director for the Joint Powers Agreement on Refuse and Recycling Collection.

Motion Carried.

William Monk, Public Works Director, presented a review of flood related issues from the July, 1987 rainstorm.

The City Council considered a resolution expressing concern regarding the proposed amendments to the Minnesota Tax Increment Financing Law.

Moved by Councilmember Rygg and seconded by Councilmember Leppa to adopt the following resolution, the reading of which was dispensed with by unanimous consent:

RESOLUTION NO. 88-12

RESOLUTION EXPRESSING CONCERN REGARDING SENATE  
TAX INCREMENT FINANCING BILL

Moved by Councilmember Leppa and seconded by Councilmember Smothers to amend the motion to eliminate the words "expressing concern" in the title of the resolution, and adding the following to the last paragraph of the resolution, after opposition: "and urging the bill be studied further and brought back to the next Legislative Session."

Councilmember Moravec asked that there be a division of the two items included in the amended motion for the vote.

Voting on the elimination of the words "expressing concern" from the title of the resolution:

Unanimous vote.

1 MARCH 1988

Voting on the addition of "and urging the bill be studied further and brought back to the next Legislative Session." to the last paragraph of the resolution:

By roll call and voting aye: Smothers, Leppa, Herbes, Langsdorf;  
voting no: Moravec, Rygg, Aaker.

Motion Carried.

The City Council considered a resolution regarding charitable gambling contributions.

Moved by Councilmember Leppa and seconded by Councilmember Langsdorf to table the motion to allow staff time to study further the options the City might have to better regulate the direction of the contributions.

Motion Carried.

Mayor Aaker reported that the Crystal Lions Club presented a check in the amount of \$3,000 to the Crystal Firemen's Relief Association at the Annual Firemen's Retirement Dinner.

The City Council considered rental of the Crystal Municipal Pool by the Marauder Aquatic Club.

Moved by Councilmember Smothers and seconded by Councilmember Rygg to approve rental of the Crystal Municipal Pool by the Marauder Aquatic Club for morning swim team practice on Monday, Wednesday, and Friday from 6 to 9 A.M., from June 13 - August 12, 1988, and further to charge the organization a rental rate of \$20 per hour.

Motion Carried.

The City Council considered temporary sign permit #000314 and waiver of fee for signs advertising the Lions Pancake breakfast to be held at the V.F.W. Post #494 on March 13, 1988.

Moved by Councilmember Rygg and seconded by Councilmember Herbes to approve temporary sign permit #000314 and waiver of fee for signs advertising the Lions Pancake breakfast for the period of March 6 through March 13, 1988 at 3600 Douglas Drive, 2756 Douglas Drive, 4920 West Broadway, 5924 West Broadway, 7200 - 56th Avenue North and 5222 - 56th Avenue North.

Motion Carried.

Mayor Aaker gave a report on the Northwest Corridor Light Rail Transit Advisory Committee.

Moved by Councilmember Langsdorf and seconded by Councilmember Moravec to adopt the following resolution, the reading of which was dispensed with by unanimous consent:

1 MARCH 1988

RESOLUTION NO. 88-13

RESOLUTION SUPPORTING ROUTE PROPOSED BY THE  
NORTHWEST CORRIDOR LIGHT RAIL TRANSIT ADVISORY COMMITTEE

By roll call and voting aye: Herbes, Moravec, Rygg, Langsdorf,  
Aaker, Leppa, Smothers.

Motion Carried.

The City Clerk gave a report on implementation of a plan to use the new Optech Scan voting equipment for the District #281 School Board Election in May of 1988.

Moved by Councilmember Moravec and seconded by Councilmember Rygg to approve the list of license applications as submitted by the City Clerk to the City Council in the preliminary agenda, a list of which is on file in the office of the City Clerk, and further, that such list be incorporated into and made a part of this motion as though set forth in full herein.

Motion Carried.

Moved by Councilmember Herbes and seconded by Councilmember Leppa to adjourn the meeting.

Motion Carried.

Meeting adjourned at 8:05 P.M.

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Mayor

ATTEST:

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City Clerk

## CRYSTAL PLANNING COMMISSION MINUTES

March 14, 1988

The meeting of the Crystal Planning Commission convened at 7:30 p.m. with the following present: Anderson, Barden, Elsen, Feyereisen, Halpaus, Kamp, Magnuson and Nystrom; the following were absent Christopher and Guertin; also present were Building Inspector Peterson, City Engineer Monk and Recording Secretary Scofield.

Moved by Commissioner Magnuson and seconded by Commissioner Elsen to approve the minutes of the February 8, 1988, meeting.  
Motion carried.

1. Chairperson Feyereisen declared this was the time and the place as advertised for a public hearing to consider Conditional Use Permit Application #88-1 for a convenience food establishment (oriental take-out) in a B-4 District at 2724 Douglas Drive as submitted by Kok Ching Cheng. The City Engineer stated this application was similar to the submarine sandwich shop proposal the Planning Commission approved about a year ago, and the parking availability is in excess of the needs of the shops in this strip.

Moved by Commissioner Barden and seconded by Commissioner Nystrom to close the public hearing.  
Motion carried.

Moved by Commissioner Barden and seconded by Commissioner Magnuson to recommend to the City Council to approve Application #88-1, as submitted by Kok Ching Cheng to allow a convenience food establishment (oriental take-out) in a B-4 District (Community Commercial) (Section 515.37, Subd. 4 i) at 2724 Douglas Drive, P.I.D.#21-118-21-33-0039.

The findings of fact are: Similar to application with same use approved year ago, no opposition and good addition to Lamplighter Square.

Motion carried.

2. Consideration of a building permit of Mikkelson-Wulff Construction for remodeling for a take-out restaurant at 2724 Douglas Drive.

Moved by Commissioner Elsen and seconded by Commissioner Kamp to recommend to the City Council to approve authorization to issue building permit #000331 to Mikkelson-Wulff Construction on behalf of Tom and Corrina Cheng for remodeling for an Oriental take-out restaurant at 2724 Douglas Drive, P.I.D. #21-118-21-33-0039, subject to standard procedure.

Motion carried.

March 14, 1988 - Continued

- 3. Thomas L. Philstrom appeared regarding a building permit for an aircraft storage hangar at Lot 3-2B, Crystal Airport.

Moved by Commissioner Barden and seconded by Commissioner Magnuson to recommend to the City Council to approve authorization to issue building permit #000289 to Thomas L. Philstrom to build a 40'x100' aircraft storage hangar at Lot 3-2B, Crystal Airport, subject to standard procedure.  
Motion carried.

- 4. Consideration of final plat approval of Opsahl Addition located at 5757 Orchard Avenue North.

Moved by Commissioner Magnuson and seconded by Commissioner Kamp to recommend to the City Council to grant final plat approval of Opsahl Addition which is a replat of Lot 1, Block 2, Twin Lake Park 2nd Addition.  
Motion carried.

- 5. Representative of Dawkins Construction Co. appeared regarding a building permit for remodeling for an office at 5926 - 56th Ave. N.

Moved by Commissioner Magnuson and seconded by Commissioner Elsen to recommend to the City Council to approve authorization to issue building permit #000330 to Dawkins Construction Co. on behalf of R. A. & D. M. Stanchfield for remodeling for an office at 5926 - 56th Ave. N., P.I.D. #04-118-21-32-0088, subject to standard procedure.  
Motion carried.

Moved by Commissioner Magnuson and seconded by Commissioner Barden to adjourn.

Motion carried.

The meeting adjourned at 8:02 p.m.

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Chairperson Feyereisen

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Secretary Elsen



Charitable Gambling Control Board  
 Rm N-475 Griggs-Midway Bldg.  
 1821 University Ave.  
 St. Paul, MN 55104-3383  
 (612) 642-0555

For Board Use Only

Paid Amt: \_\_\_\_\_

Check No. \_\_\_\_\_

Date: \_\_\_\_\_

**GAMBLING LICENSE RENEWAL APPLICATION**

LICENSE NUMBER: <b>B-00397-002</b>		/ EFF. DATE: <b>06/01/87</b>		/ AMOUNT OF FEE: <b>\$50.00</b>	
1. Applicant—Legal Name of Organization <b>CYSTIC FIBROSIS FOUNDATION MINNESOTA CHAPTER</b>			2. Street Address <b>2344 Nicollet Ave S Suite 150</b>		
3. City, State, Zip <b>Minneapolis, MN 55404</b>		4. County <b>Hennepin</b>		5. Business Phone <b>(612) 871-0462</b>	
6. Name of Chief Executive Officer <b>Robyn Sackett</b>			7. Business Phone <b>(612) 871 0462</b>		
8. Name of Treasurer or Person Who Accounts for Revenues <b>Bob Malby</b>			9. Business Phone <b>(612) 870-2861</b>		
10. Name of Gambling Manager <b>Brian Flynn</b>		11. Bond Number <b>80351275F</b>		12. Business Phone <b>(612) 871 0462</b>	
13. Name of Establishment Where Gambling Will Take Place <b>Nicklows Crystal</b>		14. County <b>Hennepin</b>		15. No. of Active Members <b>3600</b>	
16. Lessor Name <b>Nicklows</b>			17. Monthly Rent: <del>\$825</del> <b>\$900.00</b>		

18. If Bingo will be conducted with this license, please specify days and times of Bingo.

Days	Times	Days	Times	Days	Times

19. Has license ever been:  Revoked Date: \_\_\_\_\_  Suspended Date: \_\_\_\_\_  Denied Date: \_\_\_\_\_

20. Have internal controls been submitted previously?  Yes  No (If "No," attach copy)

21. Has current lease been filed with the board?  Yes  No (If "No," attach copy)

22. Has current sketch been filed with the board?  Yes  No (If "No," attach copy)

**GAMBLING SITE AUTHORIZATION**

By my signature below, local law enforcement officers or agents of the Board are hereby authorized to enter upon the site, at any time, gambling is being conducted, to observe the gambling and to enforce the law for any unauthorized game or practice.

**BANK RECORDS AUTHORIZATION**

By my signature below, the Board is hereby authorized to inspect the bank records of the General Gambling Bank Account whenever necessary to fulfill requirements of current gambling rules and law.

**OATH**

I hereby declare that:

- I have read this application and all information submitted to the Board;
- All information submitted is true, accurate and complete;
- All other required information has been fully disclosed;
- I am the chief executive officer of the organization;
- I assume full responsibility for the fair and lawful operation of all activities to be conducted;
- I will familiarize myself with the laws of the State of Minnesota respecting gambling and rules of the board and agree, if licensed, to abide by those laws and rules, including amendments thereto.

23. Official Legal Name of Organization <b>Cystic Fibrosis Foundation</b>	Signature (Chief Executive Officer) <i>Sharon Chaus</i>	Date <b>3/7</b>	Title <i>Executive Director</i>
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**ACKNOWLEDGEMENT OF NOTICE BY LOCAL GOVERNING BODY**

I hereby acknowledge receipt of a copy of this application. By acknowledging receipt, I admit having been served with notice that this application will be reviewed by the Charitable Gambling Control Board and if approved by the Board, will become effective 30 days from the date of receipt (noted below), unless a resolution of the local governing body is passed which specifically disallows such activity and a copy of that resolution is received by the Charitable Gambling Control Board within 30 days of the below noted date.

24. City/County Name (Local Governing Body) <i>City of Crystal</i>	Township: If site is located within a township, please complete items 24 and 25:
Signature of Person Receiving Application: <i>Darlene George</i>	25. Signature of Person Receiving Application
Title <i>City Clerk</i>	Title:
Date Received (this date begins 30 day period) <i>3-8-88</i>	
Name of Person Delivering Application to Local Governing Body: <i>Brian Flynn (mailed in)</i>	Township Name



CHARITABLE GAMBLING LEASE AGREEMENT  
Page 2

3. The signing of this agreement nullifies any and all previous agreements made by and between Lessor and Lessee.

Entered into this 9th day of March, 1988.

Lessor: *Chas. A. Miller* *Owner*  
Owner or Authorized Representative Position in Business

Lessee: *Sharon Chaus* *Executive Director*  
Office in organization

# APPLICATION FOR LICENSE

13373

4141 Douglas Drive, Crystal, Minnesota 55422

HONORABLE CITY COUNCIL  
CRYSTAL, MINNESOTA

COUNCIL MEMBERS:

I **Terry Blexrud**  
WE **Boy Scout Troup #365**  
  
**5224 Hampshire Avenue North**  
  
**Crystal, MN 55428**

Fee, \$ Exempt  
New Itinerant Renewal  
Telephone 533-6388

enclose the sum of EXEMPT DOLLARS  
to the City of Crystal as required by the Ordinances of said City and have complied with all the require-  
ments of said Ordinances necessary for obtaining this License :

NOW, THEREFORE, I

**Terry Blexrud, Boy Scout Troup 365** hereby make application to  
**Trade-O-See, hot dogs, chips, candy pop, 6700 46th Place No.**  
operate an Itinerant Food Establishment at **St. James Lutheran Ch.**

for the period one day only through March 12, 1988 subject to all  
conditions and provisions of said Ordinance.

City Use Only


Terry Blexrud  
Signature of Applicant

PLEASE CALL IF UNABLE TO ATTEND  
CRYSTAL PLANNING COMMISSION AGENDA

March 14, 1988

The regular meeting of the Crystal Planning Commission convened at 7:30 p.m. with the following present:

- |                                      |                                   |                                   |
|--------------------------------------|-----------------------------------|-----------------------------------|
| <input type="checkbox"/> Anderson    | <input type="checkbox"/> Guertin  | Building Inspector                |
| <input type="checkbox"/> Barden      | <input type="checkbox"/> Halpaus  | <input type="checkbox"/> Peterson |
| <input type="checkbox"/> Christopher | <input type="checkbox"/> Kamp     | City Engineer                     |
| <input type="checkbox"/> Elsen       | <input type="checkbox"/> Magnuson | <input type="checkbox"/> Monk     |
| <input type="checkbox"/> Feyereisen  | <input type="checkbox"/> Nystrom  | Recording Secretary               |
|                                      |                                   | <input type="checkbox"/> Scofield |

Moved by \_\_\_\_\_ and seconded by \_\_\_\_\_ to approve the minutes of the February 8, 1988, meeting, with the following exceptions:

\_\_\_\_\_  
Motion carried.

- Chairperson Feyereisen declared this was the time and the place as advertised for a public hearing to consider Conditional Use Permit Application #88-1 for a convenience food establishment (oriental take-out) in a B-4 District at 2724 Douglas Drive as submitted by Kok Ching Cheng. The proponents presented the following:

The following were heard:

Moved by \_\_\_\_\_ and seconded by \_\_\_\_\_ to close the public hearing.

Moved by \_\_\_\_\_ and seconded by \_\_\_\_\_ to (recommend to the City Council to approve) (recommend to the City Council to deny) (continue until \_\_\_\_\_ the discussion of) Application #88-1, as submitted by Kok Ching Cheng to allow a convenience food establishment (oriental take-out) in a B-4 District

(Community Commercial) (Section 515.37, Subd. 4 i) at 2724 Douglas Drive, P.I.D.#21-118-21-33-0039.

The findings of fact are:

Motion carried.

2. Representative of Mikkelson-Wulff Construction to appear regarding a building permit for remodeling for a take-out restaurant at 2724 Douglas Drive.

Moved by \_\_\_\_\_ and seconded by \_\_\_\_\_ to (recommend to the City Council to approve) (recommend to the City Council to deny) (table for further study) authorization to issue building permit #000331 to Mikkelson-Wulff Construction on behalf of Tom and Corrina Cheng for remodeling for an Oriental take-out restaurant at 2724 Douglas Drive, P.I.D. #21-118-21-33-0039, subject to standard procedure.

Motion carried.

3. Thomas L. Philstrom to appear regarding a building permit for an aircraft storage hangar at Lot 3-2B, Crystal Airport.

Moved by \_\_\_\_\_ and seconded by \_\_\_\_\_ to (recommend to the City Council to approve) (recommend to the City Council to deny) (table for further study) authorization to issue building permit #000289 to Thomas L. Philstrom to build a 40'x100' aircraft storage hangar at Lot 3-2B, Crystal Airport, subject to standard procedure.

Motion carried.

4. Leslie Opsahl to appear regarding final plat approval of Opsahl Addition located at 5757 Orchard Avenue North.

Moved by \_\_\_\_\_ and seconded by \_\_\_\_\_ to (recommend to the City Council to grant) (recommend to the City Council to deny) (table for further study) final plat approval of Opsahl Addition which is a replat of Lot 1, Block 2, Twin Lake Park 2nd Addition.

Motion carried.

5. Representative of Dawkins Construction Co. to appear regarding a building permit for remodeling for an office at 5926 - 56th Ave. N.

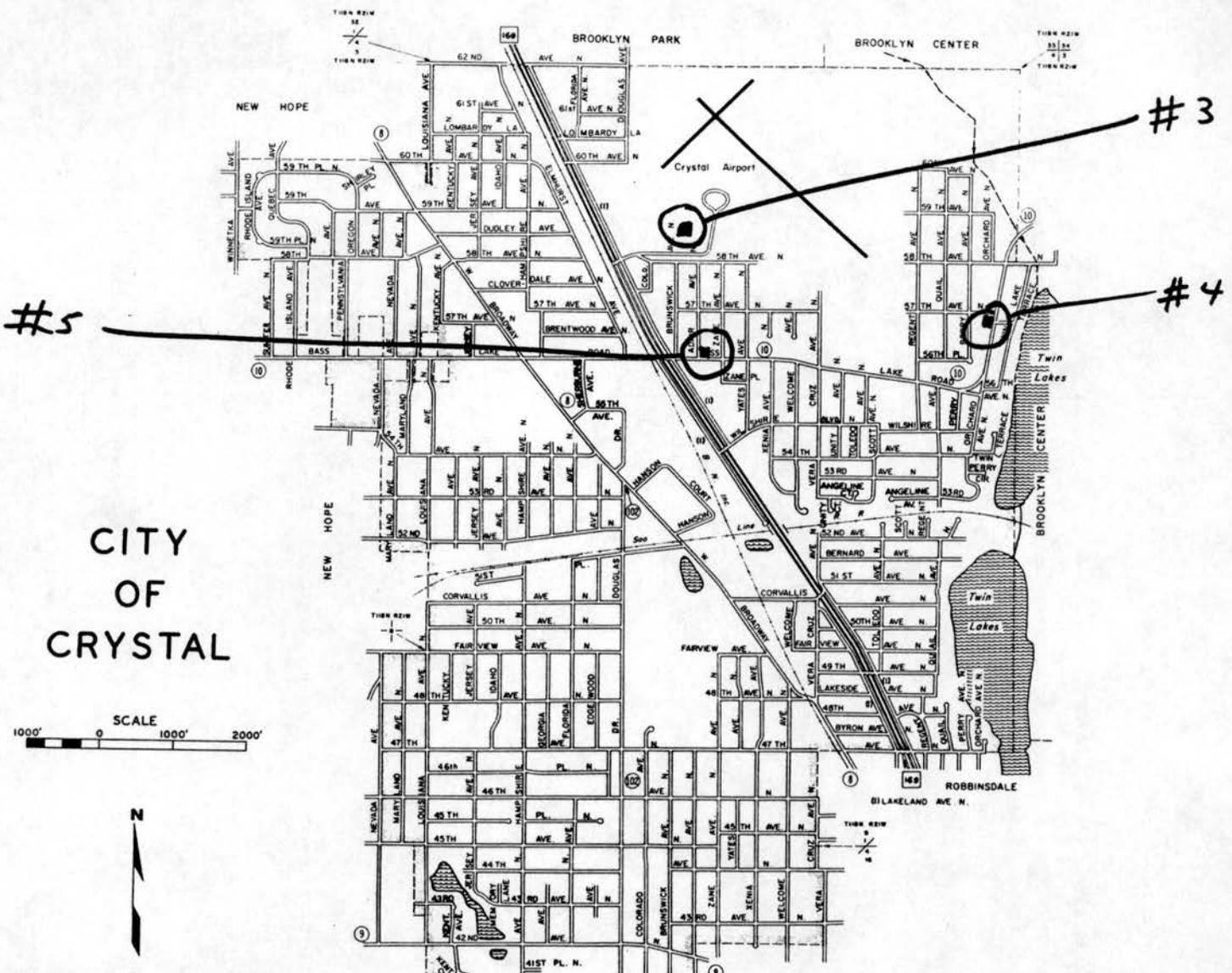
Moved by \_\_\_\_\_ and seconded by \_\_\_\_\_ to (recommend to the City Council to approve) (recommend to the City Council to deny) (table for further study) authorization to issue building permit #000330 to Dawkins Construction Co. on behalf of R. A. & D. M. Stanchfield for remodeling for an office at 5926 - 56th Ave. N., P.I.D. #04-118-21-32-0088, subject to standard procedure.

Motion carried.

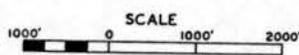
Moved by \_\_\_\_\_ and seconded by \_\_\_\_\_ to adjourn.

Motion carried.

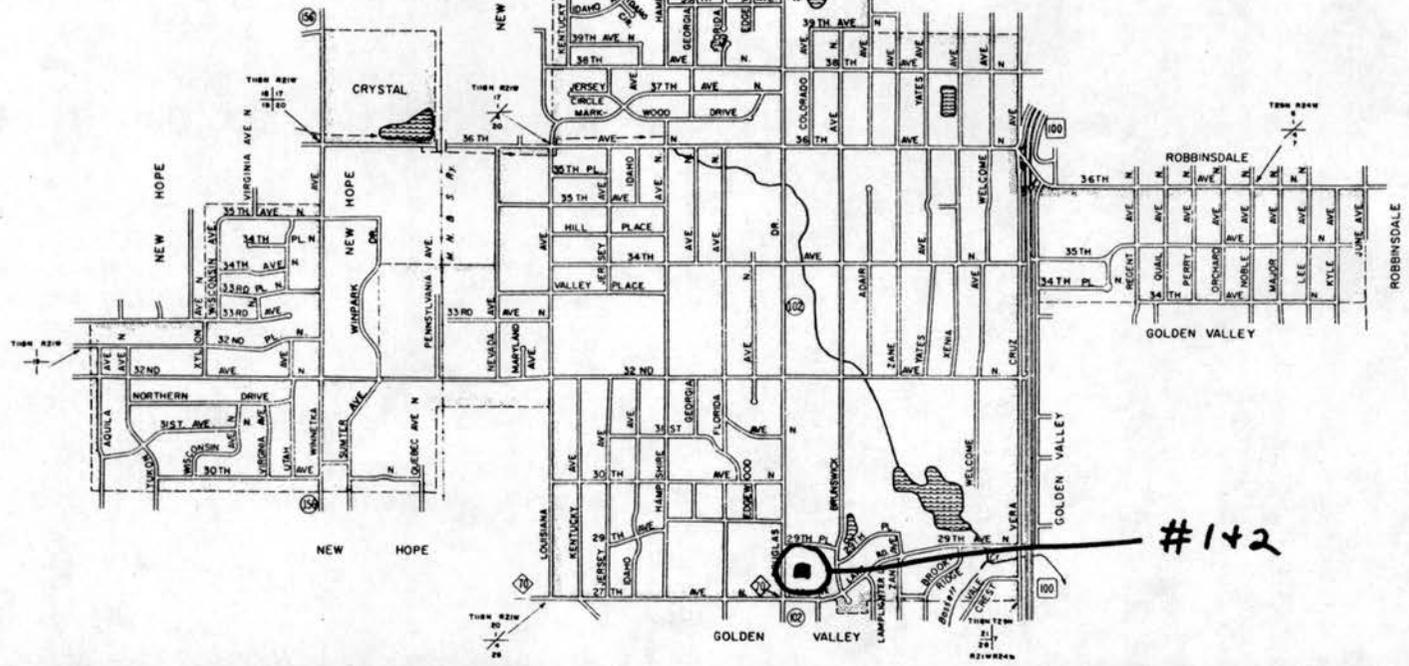
The meeting adjourned at \_\_\_\_\_.



CITY OF CRYSTAL



PLANNING COMMISSION  
3/14/88



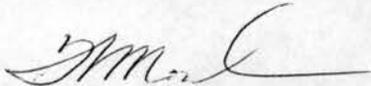
#142

TO: Planning Commission  
FROM: Bill Monk, City Engineer  
DATE: February 1, 1988  
RE: Preliminary Plat of Finley Addition

A preliminary plat has been submitted to re-subdivide Lot 10, Block 3 of Gardendale Acres into four (4) residential single family lots. Each of the lots abutting both 32nd and Florida Avenues meets the dimensional and area requirements of City Code.

As the poor soil situation is remedied by excavation or piling, the level of the property will be raised to street grade and interfere with existing drainage patterns. For this reason the owner will be required to install a 27-inch diameter storm sewer between lots 1 and 2 as shown on the attached plat map in order to maintain the flow of area drainage. Additionally, concrete curb and gutter will be required on 32nd Avenue adjacent to Lots 1 and 2 as per City standards.

Installation of the storm sewer and curb and gutter improvements noted above will be guaranteed in the form of a site improvement agreement, a copy of which is attached.



WM:jrs

Encls

2/29/88 UPDATE

On February 8 the Planning Commission recommended approval of the preliminary plat of Finley Addition. Findings were based on the satisfaction of all improvement issues included in the attached agreement and consistency with all ordinance platting provisions.



PARK

*Plat Location*

*Area drainage*

*Location Map  
Finley Addition*

*Scale:  
1" = 200'*





EXHIBIT "A"

A G R E E M E N T

THIS AGREEMENT made by and between the City of Crystal, a municipal corporation in the State of Minnesota, hereinafter called the City, the first party, and \_\_\_\_\_, hereinafter called the second party,

WHEREAS, second party desires to develop certain lands within the City of Crystal to be known as Finley Addition.

WHEREAS, second party has submitted a plat to the City Council, City of Crystal,

WHEREAS, as a prerequisite to the approval of said plat, the City Council requires the construction of certain improvements and requirements for the orderly development of property known as Finley Addition, 32nd & Florida Avenue.

NOW THEREFORE, in consideration of the approval, said second party agrees and covenants as follows:

- Prepare and record plat of property.
- Grant easements as indicated.
- Construct B618 concrete curb & gutter adjacent to site and repair street.
- Grade and restore boulevards to conform to Crystal standards.
- Construct storm sewer and appurtenances to collect and dispose of all surface water on the site.
- Prepare and submit "as built" utility plans.

That all property irons and survey monuments be in place and to grade as the above construction work is accepted by the City as complete.

That the second party warrants and guarantees all work done under the agreement against any defect in workmanship, materials, or otherwise that may occur within one year from the date of final acceptance by the City of all said work and other requirements.

That the work be completed not later than one year after approval of final plat.

To hold the City harmless from any and all claims which may arise from third parties for damages sustained resulting from pursuance of the above-described work.

That all just claims incurred in the completion of aforementioned work requirements shall be paid in full by said second party to all persons doing work or furnishing skill, tools, machinery, services, materials, equipment, supplies or insurance.

All work pursuant hereto shall be in compliance with existing laws, ordinances, pertinent regulations, standards, specifications of the City of Crystal, and subject to approval of the City Engineer.

Second party covenants and agrees to maintain all roads adjacent to said subdivision in a safe and passable condition on and after the date of approval of said plat to the date of final acceptance by the City of all said work and other requirements.

It is further agreed between both parties that in the event that such roads are not maintained in a safe and passable condition, as determined by the City Engineer, that the City shall have the right to perform such work and in that event second party shall reimburse the City for all costs incurred in the maintenance thereof.

In the event that said second party has not completed any or all of the aforementioned work and requirements on the completion date as set forth herein, then in that event said second party shall be considered in default. Should said second party be in default, then said second party authorizes said City, its officers, its employees or its authorized agents to enter upon said second party's property and to complete any or all such uncompleted or improperly performed work or other requirements in conformity with this agreement.

That surety be deposited with the City in the amount of \$15,000 to insure the faithful performance of the above construction work and requirements, said surety to be in the form and manner as prescribed by law.

IN WITNESS WHEREOF we have hereunto set our hands this \_\_\_\_\_ day of \_\_\_\_\_.

(SEAL)

CITY OF CRYSTAL

ATTEST:

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
CITY CLERK  
IN THE PRESENCE OF

\_\_\_\_\_  
CITY MANAGER

\_\_\_\_\_  
SECOND PARTY

\_\_\_\_\_  
SECOND PARTY

TO: Jerry Dulgar, City Manager  
FROM: Bill Monk, City Engineer  
DATE: February 29, 1988  
RE: Expansion of SteveO's at 4900 West Broadway

On February 8 the Planning Commission acted to recommend denial of the parking variance associated with the proposed second floor expansion of SteveO's. While the Commission noted its sympathy for the problems inherent with the site, it did not believe such heavy reliance on surrounding parking areas was appropriate or consistent with ordinance requirements. The Commission also moved to take no action on the non-conforming structure and setback variances given their action on the parking issue.



WM:jrs

Encls

TO: Planning Commission  
FROM: Bill Monk, City Engineer  
DATE: February 3, 1988  
RE: Parking Variance for Expansion of Structure at  
4900 West Broadway - SteveO's

A proposal has been submitted to expand the use of a non-conforming structure at 4900 West Broadway. The expansion of SteveO's involves the reconstruction of a second floor storage area into a dining/lounge area measuring approximately 1,000 square feet with a glass solarium facing West Broadway. Both the required non-conforming structure and front setback variances are more fully described in a memorandum from the Building Inspector.

At present 29 on-site parking spaces are available while 57 stalls are required by provisions of Section 515.09, Subd. 8 v) of City Code. While a 28-parking-stall variance was approved in 1984 as a part of a general remodeling of the building, an additional 25-parking-stall variance is needed at this time to accommodate the proposed expansion. It should be noted that last year the City Council did approve a request to allow off-peak parking on the east side of West Broadway directly adjacent to this site. This on-street parking will accommodate about six (6) vehicles but does not figure into the ordinance parking requirements which involve only on-site stalls.

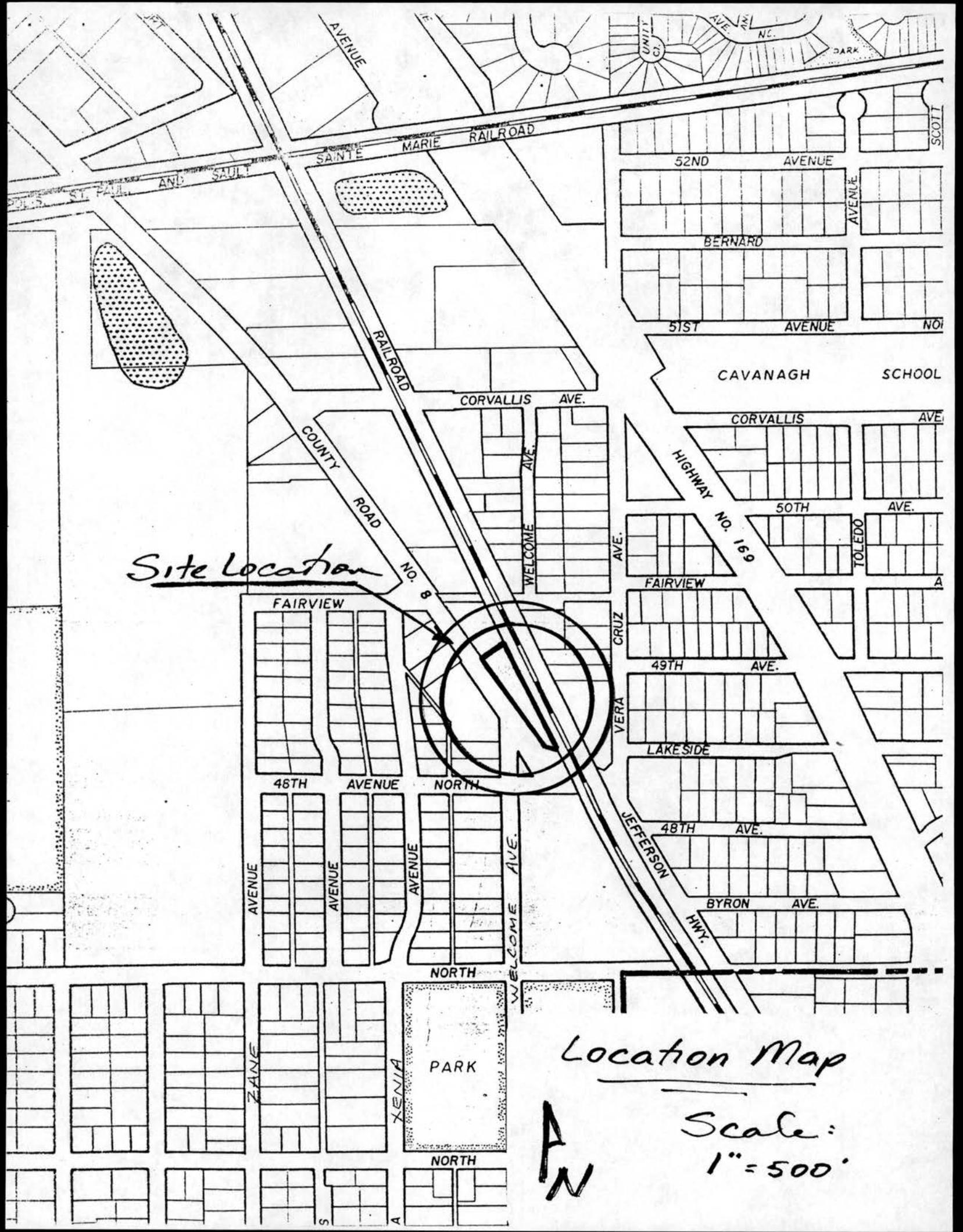
There is no question that Crystal has approved a number of parking variances in the past to assist commercial properties with reasonable development and expansion proposals. Such variances are either based on projected and documented usage criteria or represent a small percentage of the parking needs.

The issue regarding parking for this site involves that same question of reasonableness. Parking on-site has been maximized at 29 spaces. Ordinance provisions dictate 82 stalls be provided. With a 28-stall variance already in place, is it reasonable to issue another variance and promote use of surrounding streets and private lots to cover the deficiency? This office is uncomfortable with such an approach to the parking issue.



WM:jrs

Encl



*Site Location*

*Location Map*

*Scale:  
1" = 500'*



125.0 FIELD VERIFY

19-0 23-0 19-0 19-0 23-0 19-0

GREAT NORTHERN RAILROAD PROPERTY

FENCE ALONG P.L. HAS BEEN REMOVED

30 20-0 24-0 20-0

1  
2  
3  
4  
5  
6  
7

8 14  
9 15  
10 16  
11 17  
12 18  
13 19

11'-0"

20  
21  
22

CRYSTAL LOUNGE

24  
25  
26 HG

12'-0"

27  
28  
29

EXISTING BITUMINOUS W/ NEW STRIPING AS SHOWN

NEWER BITUMINOUS W/ CURB OR NEWER ROW OF 500-VERIFY W/ OWNER

Hydromat

22' (TYP)

29' (VERIFIED)

93' (VERIFIED)

NEW 5' CONCRETE SIDEWALK  
NEW CONC. CURB & GUTTER

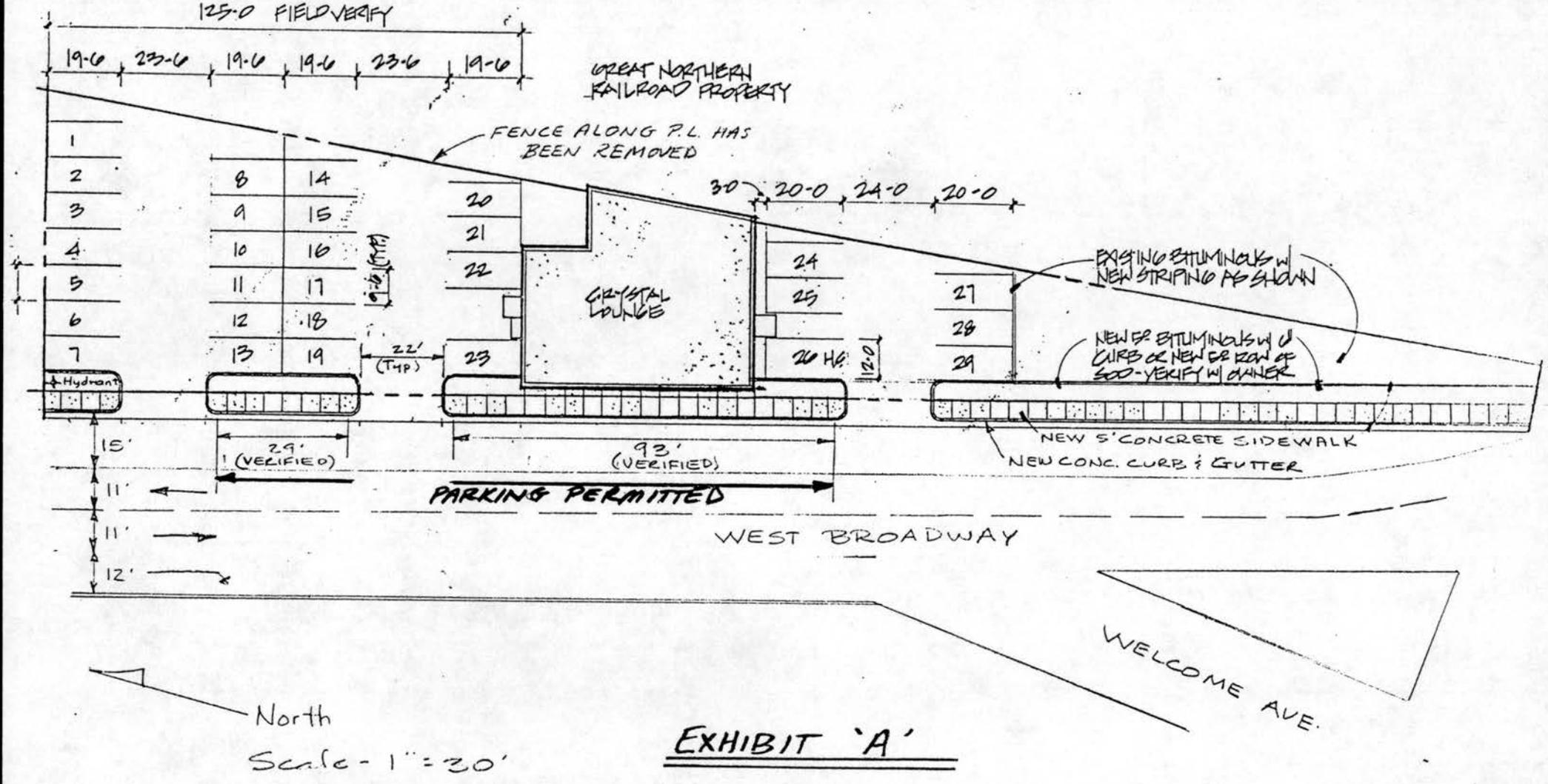
PARKING PERMITTED

WEST BROADWAY

WELCOME AVE.

North  
Scale - 1" = 30'

EXHIBIT 'A'



February 19, 1988

To: Jerry Dulgar, City Manager  
From: Don Peterson, Chief Building Inspector  
Re: Variances @ 4900 West Broadway (Steve O's)

Three variances have been applied for at 4900 West Broadway (Steve O's). One (#88-2) is to expand a non-conforming structure. The existing structure is less than 2" from the front property line (22' minimum set back required) and encroached 2'11" in the Great Northern Railroad right of way. (See attached survey)

The second variance (#88-3) is required because the proposed second floor expansion will encroach in the 22' required set back by expanding the solarium directly above the existing front wall.

The decision to recommend approval of these two variances is dependent on what your decision is on the parking variance (#88-4). Mr. Monk will address the parking variance in a memo and also at the City Council meeting Tuesday night.



Date: FEB 1, 1988

APPEAL FOR A VARIANCE TO THE ZONING ORDINANCE

Street Location of Property: 4900 WEST BROADWAY

Legal Description of Property: \_\_\_\_\_

Property Identification Number: \_\_\_\_\_

Applicant: JAN H. TSENBERG  
(Print Name)

2402 UNIVERSITY AVE. ST. PAUL, MN. (45-0584)  
(Address) (Phone No.)

Owner: STAN WEISMAN  
(Print Name)

4900 WEST BROADWAY 537-5970  
(Address) (Phone No.)

REQUEST: Applicant requests a variance on the above-described property from Section 515.05 Subd 2 of the Zoning Ordinance, as amended, which requires no expansion of a non-conforming structure

State exactly what is intended to be done on, or with the property which does not conform with the Zoning Ordinance. A plot plan drawn to scale showing the proposal must be submitted with the application.

Explain in detail wherein your case conforms to the following requirements:

- 1. That the strict application of the provisions of the Zoning Ordinance would result in practical difficulties or unnecessary hardships (other than economic) inconsistent with its general purpose and intent.

EXISTING BUILDING IS NON CONFORMING RE: SETBACKS  
SEE SITE PLAN

- 2. That there are exceptional circumstances or conditions applicable to the property involved or to the intended use or development of the property that do not apply generally to other property in the same zone or neighborhood.

SEE ABOVE & BELOW

- 3. That the granting of a variance will not be materially detrimental to the public welfare or injurious to the property or improvement in such zone or neighborhood in which the property is located.

STAYING W/IN EXISTING FOOTPRINT (PERIMETER) OF THE BUILDING

NOTE: The Planning Commission is required to make a written findings of fact from the showing applicant makes that all three of the above-enumerated conditions exist and in addition thereto must find that the granting of such variance will not be contrary to the objectives of the Comprehensive Plan.

THIS PROPERTY IS:  
TORRENS / ABSTRACT  
(Circle one)

J. Tsenberg (Applicant's Signature)  
Steven Allen Weisman (as hi) (Owner's Signature)

(Office Use Only)

FEE: \$ 75.00 DATE RECEIVED: 2/1/88 RECEIPT # 38864

(Approved) (Denied) - Planning Commission (Date)

(Approved) (Denied) - City Council (Date)

APPEAL FOR A VARIANCE TO THE ZONING ORDINANCE

Street Location of Property: 4900 WEST BROADWAY  
Legal Description of Property: \_\_\_\_\_

Property Identification Number: \_\_\_\_\_

Applicant: JAY H ISENBERG  
(Print Name)

2402 UNIVERSITY AVE. ST. PAUL, MINN 695 0584  
(Address) (Phone No.)

Owner: STEVE WEISMAN  
(Print Name)

4900 WEST BROADWAY 537 5970  
(Address) (Phone No.)

REQUEST: Applicant requests a variance on the above-described property from Section 515.13, Subd. 2 of the Zoning Ordinance, as amended, which requires a 22 foot set back in front yards.

State exactly what is intended to be done on, or with the property which does not conform with the Zoning Ordinance. A plot plan drawn to scale showing the proposal must be submitted with the application.

Explain in detail wherein your case conforms to the following requirements:

1. That the strict application of the provisions of the Zoning Ordinance would result in practical difficulties or unnecessary hardships (other than economic) inconsistent with its general purpose and intent.

EXISTING BUILDING IS NON CONFORMING RE: SETBACKS  
see site plan

2. That there are exceptional circumstances or conditions applicable to the property involved or to the intended use or development of the property that do not apply generally to other property in the same zone or neighborhood.

see above & below

3. That the granting of a variance will not be materially detrimental to the public welfare or injurious to the property or improvement in such zone or neighborhood in which the property is located.

REMODELING WILL BE AT SECOND LEVEL & WILL REMAIN WITHIN THE EXISTING BUILDING FOOTPRINT

NOTE: The Planning Commission is required to make a written findings of fact from the showing applicant makes that all three of the above-enumerated conditions exist and in addition thereto must find that the granting of such variance will not be contrary to the objectives of the Comprehensive Plan.

THIS PROPERTY IS:  
TORRENS / ABSTRACT  
(Circle one)

J. Isenberg  
(Applicant's Signature)  
Steven Allen Weisman (by Shi)  
(Owner's Signature)

(Office Use Only)  
FEE: \$ 75.00 DATE RECEIVED: 2/1/88 RECEIPT # 38864  
(Approved) (Denied) - Planning Commission \_\_\_\_\_ (Date)  
(Approved) (Denied) - City Council \_\_\_\_\_ (Date)

APPEAL FOR A VARIANCE TO THE ZONING ORDINANCE

Street Location of Property: 4100 WEST BROADWAY

Legal Description of Property:

Property Identification Number:

Applicant: JIM H ISENBERG  
(Print Name)

2402 UNIVERSITY AVE. ST PAUL, MN. 045 0584  
(Address) (Phone No.)

Owner: STEVE WEISMAN  
(Print Name)

4100 WEST BROADWAY 537 5970  
(Address) (Phone No.)

REQUEST: Applicant requests a variance on the above-described property from Section 515.09, Subd. Bv) of the Zoning Ordinance, as amended, which requires a specific number of parking stalls be provided for a restaurant use

State exactly what is intended to be done on, or with the property which does not conform with the Zoning Ordinance. A plot plan drawn to scale showing the proposal must be submitted with the application.

Explain in detail wherein your case conforms to the following requirements:

- 1. That the strict application of the provisions of the Zoning Ordinance would result in practical difficulties or unnecessary hardships (other than economic) inconsistent with its general purpose and intent.

THERE IS NO OTHER PARKING AVAILABLE ON OWNERS SITE - VARIANCE HAS ALREADY BEEN GRANTED RE: PARKING SEE SITE PLAN

- 2. That there are exceptional circumstances or conditions applicable to the property involved or to the intended use or development of the property that do not apply generally to other property in the same zone or neighborhood.

OWNER WOULD NOT BE ABLE TO EXPAND & IMPROVE RESTAURANT BUSINESS W/O OUT PARKING VARIANCE

- 3. That the granting of a variance will not be materially detrimental to the public welfare or injurious to the property or improvement in such zone or neighborhood in which the property is located.

ON THE CONTRARY - THE IMPROVEMENTS WILL BE POSITIVE TO THE AREA AND ITS RESIDENTS

NOTE: The Planning Commission is required to make a written findings of fact from the showing applicant makes that all three of the above-enumerated conditions exist and in addition thereto must find that the granting of such variance will not be contrary to the objectives of the Comprehensive Plan.

THIS PROPERTY IS:  
TORRENS / ABSTRACT  
(Circle one)

JH Isenberg  
(Applicant's Signature)

Steve Weisman (by Shi)  
(Owner's Signature)

(Office Use Only)

FEE: \$ 75.00 / DATE RECEIVED: 2/1/88 RECEIPT # 38864

(Approved) (Denied) - Planning Commission (Date)

(Approved) (Denied) - City Council (Date)

TO: Planning Commission  
FROM: Bill Monk, City Engineer  
DATE: March 1, 1988  
RE: Conditional Use Permit for Convenience Food in  
Lamplighter Square

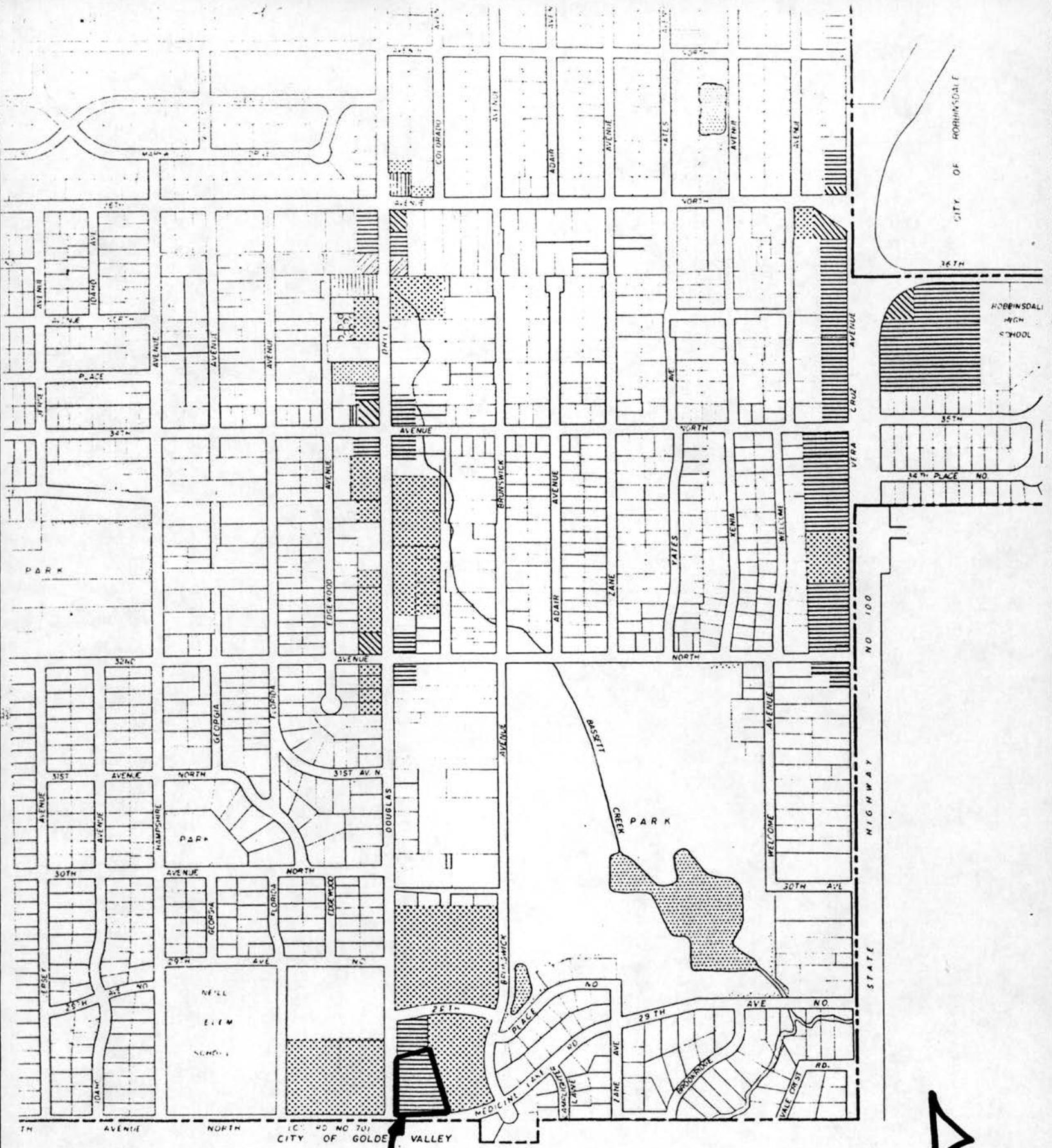
A conditional use permit application has been submitted to allow convenience food (oriental take-out) in the Lamplighter Square Shopping Center located at 2724 Douglas Drive. The parcel is zoned B-4, Community Commercial, which allows convenience food as a conditional use consistent with Section 515.37, Subd. 4 i) of City Code. A variance for the number of parking stalls would also be required as convenience food necessitates more parking than a retail use; however, the shopping center was designed with more parking than needed, so a variance for this particular use is not required.

This request is similar to the application approved about a year ago for a submarine sandwich house to locate in this same retail space. While the previous applicant decided to locate elsewhere, no conflicts were noted by the Commission at that time. This office views this application as consistent with existing uses and viable from an access and parking standpoint.

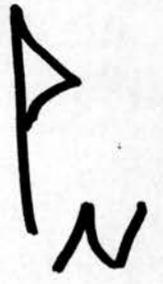


WM:jrs

Encls



Site Location  
B-4 Zone



DRIVE

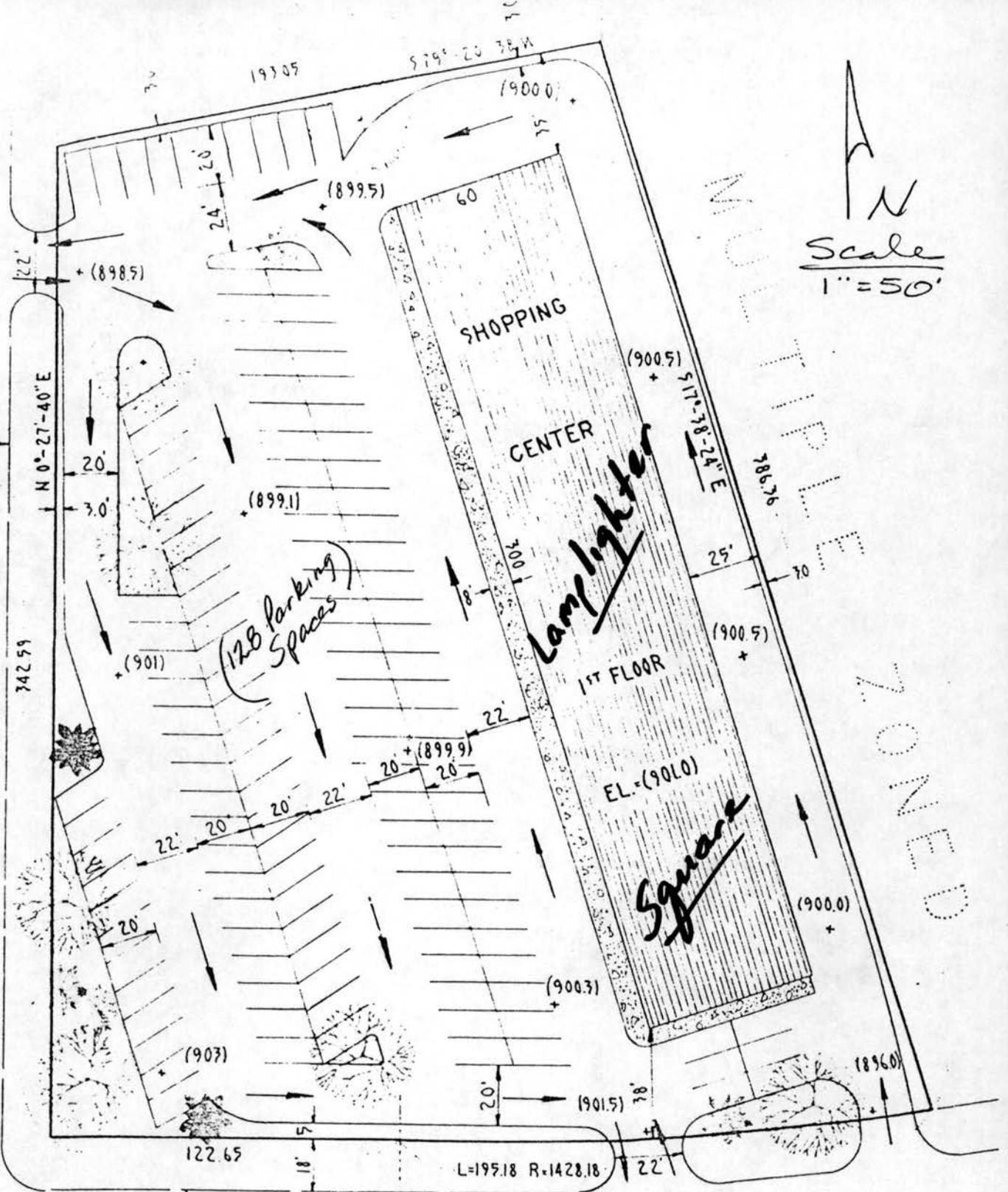
[898]

44'

[904]

DOUGLAS

[910]



Scale  
1" = 50'

MULTIPLE ZONED

MEDICINE LAKE ROAD

RESIDENTIAL ZONED

RUNSWICK

March 8, 1988

To: Jerry Dulgar, City Manager  
From: Don Peterson, Chief Building Inspector  
Re: Restaurant at 2724 Douglas Dr. N.

The application of building permit #000331 by Bruce Wulff of Mikkelson - Wulff Construction Inc., is for Kok Ching Chen at 2724 Douglas Dr. N.

Conditional use permit #88-1 requested permission to allow a convenience food establishment (oriental take-out) in a B-4 District. With your recommendation for approval I would ask you to also act on the building permit.

I will have building plans available for your reviewal at the meeting.

TO: Planning Commission  
FROM: Bill Monk, City Engineer  
DATE: March 9, 1988  
RE: Commercial Use at 5926 - 56th Avenue North

The proposal to convert the single family home at 5926 - 56th Avenue North to a commercial use is consistent with the current B-4 zoning. Such a conversion, however, will require that on-site parking be provided consistent with provisions of City Code. To comply with the parking requirements, the applicant proposes to remove the existing garage and enlarge the driveway to accommodate six parking spaces and an access lane as noted on the attached site plan. Construction of these site improvements will be guaranteed by terms of the attached agreement.

*W. Monk jr*  
WM:jrs

Encls

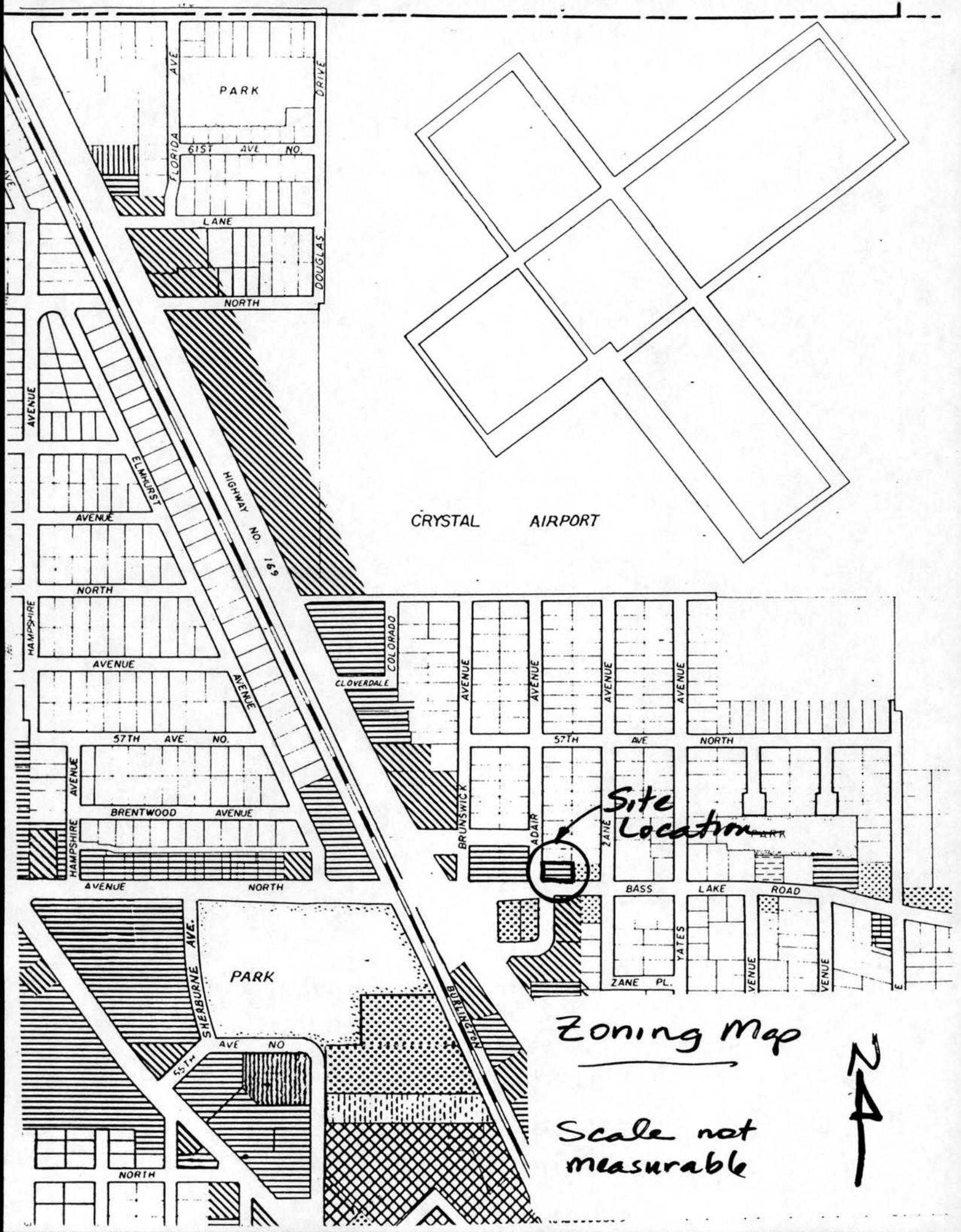
CRYSTAL AIRPORT



Location Map

Scale:  
1" = 400'





CRYSTAL AIRPORT

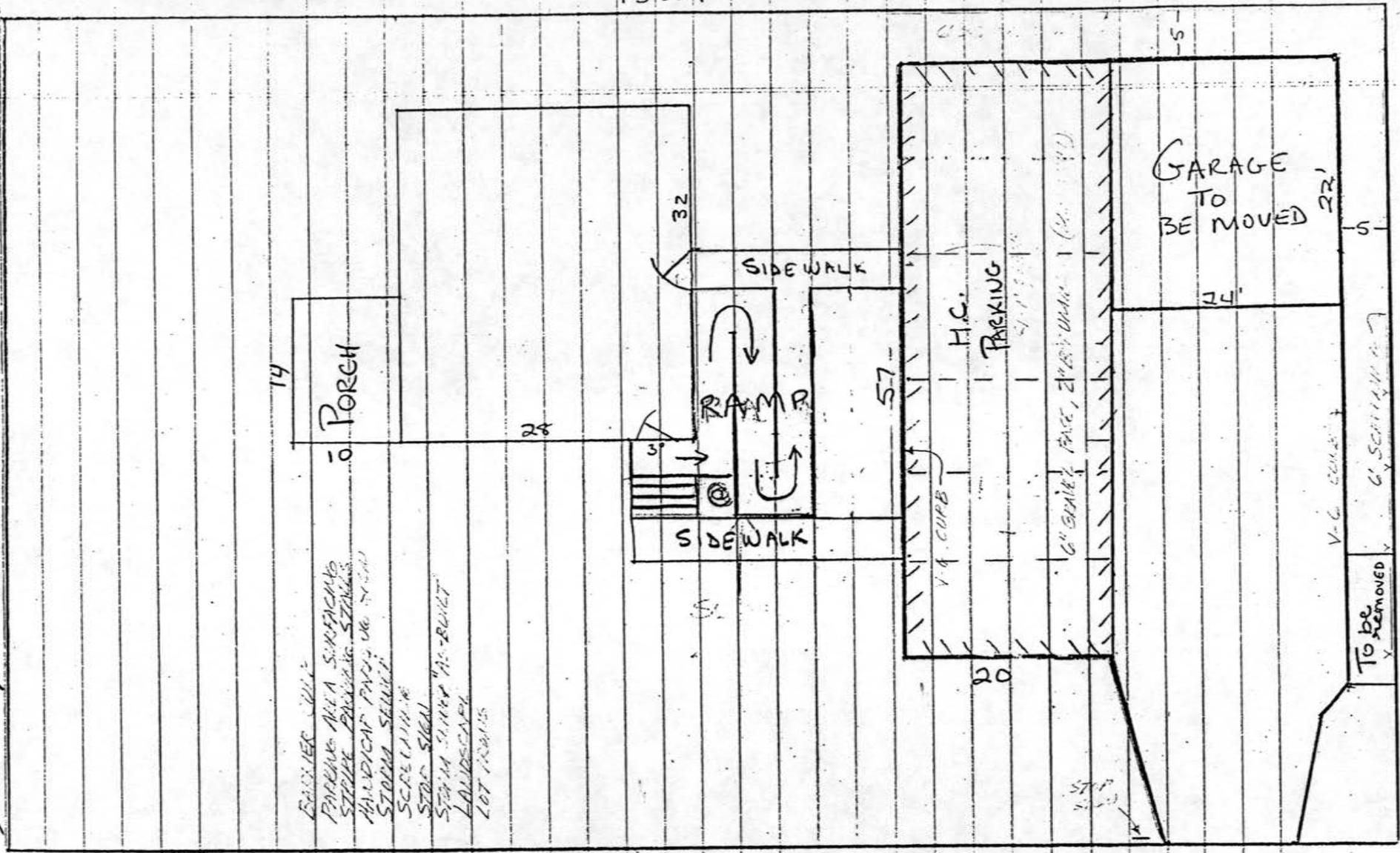
Site Location

Zoning Map

Scale not measurable



Adair Avenue 80



134.01

56th Avenue

REV - 3-1-88

EXHIBIT "A"

A G R E E M E N T

THIS AGREEMENT made by and between the City of Crystal, a municipal corporation in the State of Minnesota, hereinafter called the City, the first party, and \_\_\_\_\_, hereinafter called the second party,

WHEREAS, second party has requested that the City Council approve the issuance of a building permit.

WHEREAS, as a prerequisite to the approval of said permit, the City Council requires the construction of certain improvements for the orderly development of property known as Norcott Investments, 5926 - 56th Avenue North.

NOW THEREFORE, in consideration of the granting of said permit, said second party agrees and covenants as follows:

- Construct V6 (minimum section) cast-in-place concrete barrier curb.
- Construct parking area, access aisles and drives with a minimum of 6" Class 5 base and 2" bituminous surface.
- Stripe parking stalls with white paint.
- Erect handicap parking stall sign.
- Provide screening from adjacent property in accordance with Section 515.07, Subd. 9, of the Crystal City Code.
- Erect stop signs at exits from parking area.
- Prepare and submit "as built" utility plans.
- Note how area lighting if proposed will conform to Section 515.07, Subd. 10, of the Crystal City Code.
- Landscape all open and disturbed areas.
- Provide all lot irons in place and to grade at the time of final acceptance.

That the second party warrants and guarantees all work done under the agreement against any defect in workmanship, materials, or otherwise that may occur within one year from the date of final acceptance by the City of all said work and other requirements.

That construction work be completed prior to issuance of the occupancy permit but not later than one year from issuance of building permit.

To hold the City harmless from any and all claims which may arise from third parties for any loss or damage sustained resulting from pursuance of the above-described work.

That all just claims incurred in the completion of aforementioned work requirements shall be paid in full by said second party to all persons doing work or furnishing skill, tools, machinery, services, materials, equipment, supplies or insurance.

All work pursuant hereto shall be in compliance with existing laws, ordinances, pertinent regulations, standards, specifications of the City of Crystal, and subject to approval of the City Engineer.

In the event that said second party has not completed any or all of the aforementioned work and requirements on the completion date as set forth herein, then in that event said second party shall be considered in default. Should said second party be in default, then said second party authorizes said City, its officers, its employees or its authorized agents to enter upon said second party's property and to complete any or all such uncompleted or improperly performed work or other requirements in conformity with this agreement.

That surety be deposited with the City in the amount of \$5,800 to insure the faithful performance of the above construction work and requirements, said surety to be in the form and manner as prescribed by law.

IN WITNESS WHEREOF we have hereunto set our hands this \_\_\_\_\_ day of \_\_\_\_\_.

SEAL

CITY OF CRYSTAL

ATTEST:

\_\_\_\_\_  
MAYOR

\_\_\_\_\_  
CITY CLERK

\_\_\_\_\_  
CITY MANAGER

IN THE PRESENCE OF:

\_\_\_\_\_  
SECOND PARTY

\_\_\_\_\_  
SECOND PARTY

March 8, 1988

To: Jerry Dulgar, City Manager  
From: Don Peterson, Chief Building Inspector  
Re: Remodel at 5926 56th Ave. N.

Dawkins Construction Company has made application for a building permit (#000330) to remodel the single family house at 5926 56th Ave. N. It will be used as an office. The zoning does permit such a use, however, the State Building Code does require accessibility and facilities for the handicapped in other than residential uses.

The ramp will switch back and forth between the parking lot and the entrance in order to maintain the slope requirements of 1 to 20.

The present bathroom will be remodeled to comply with the requirements of the handicap code. This will be accomplished by the removal of the bath tub, enlarging the door opening, and installing new fixtures, grab bars and etc.

The parking, curbing, site drainage, and etc will be addressed by Bill Monk.

March 8, 1988

To: Jerry Dulgar, City Manager  
From: Don Peterson, Chief Building Inspector  
Re: Airplane Storage Hangar on Lot 3-2B

The applicant, Thomas L. Philstrom has made application for a building permit (#000289) to build a 40'x100' hangar on lot 3-2B.

Lot 3-2B is a lot which has been made available by the removal of an older hangar. It is located in the Southwest corner of the airport. I will have a transparency showing the location available for your viewing.

March 3, 1988

City Of Crystal  
Attn: Darlene George  
4141 Douglas Dr.  
Crystal, MN 55422

Dear Ms. George:

Thank you for the application for the Environmental Quality Commission position.

Here is my completed application.

I have noted my appointment with the city council on my calendar and am confirming same to you now.

Thank you for your assistance.

Sincerely,

A handwritten signature in cursive script that reads "Beth R. Jarvis". The signature is written in dark ink and is positioned above the typed name.

Beth R. Jarvis

4513 Xenia Ave. N.  
Crystal, MN 55422

CITY OF CRYSTAL

APPLICATION FOR APPOINTMENT TO THE  
ENVIRONMENTAL QUALITY COMMISSION

Name: Beth R. Jarvis Address: 4513 Xenia Ave. N., Crystal, MN 55422

Phone (home): 536-9561 (office): 425-2125

Resident of Crystal since: 1986

Occupation: Accounting Manager Employer: Sawyer Cleator Lumber Co.

Education: B. A. in Journalism, advertising sequence, University of Mn.  
Have taken some courses in business administration after graduation, also  
at U of M.

Civic and other activities: None directly related to commission work.

**National Association of Accountants-North Star Chapter (NAA):**

Served as associate director Communications-Newsletter 9/82-5/84. Was  
named Member of the Year for fiscal year 1983-84. Active on Board of  
Directors from June 1, 1984 through May 31, 1987. (Director of  
Communications-Newsletter 1984-85, Director of Member Relations 1985-86,  
Secretary 1986-87.) Was selected Director of the Year for fiscal year  
1984-85. Took this year off as board member but serve as associate  
director-membership and help in the member attendance area as a calling  
committee member.

As an NAA activity, in conjunction with the Minnesota Accounting Aid  
Society, I volunteered my time for the Taxpayer Assistance Program in  
1984, prepared tax returns for low income individuals, and am signed up to  
work at the PRISM center in this program again this year.

**Minnesota Literacy Program:**

Worked as a literacy tutor through the Duluth Project 1979-81.  
Earned senior tutor status upon completion of 1,000 hours of tutoring.  
Continued literacy tutoring through the Minneapolis Project into 1982.

**Duluth Free Clinic and Planned Parenthood-Duluth:**

Pregnancy counselor at Free Clinic 1977-78, Educator/Interviewer at  
Planned Parenthood 1978-79. Minimum of 6 mos. at each. Left field due to  
burn out.

**Nucleus Clinic-Coon Rapids:**

Educator/interviewer in teen clinic for about 6 months in 1977 Left  
because I was transferred to Duluth.

**Girl Scouts of America, Minneapolis:**

Assistant Girl Scout leader for Golden Valley area troop for about 6  
months in 1974.

Comments: I was brought up to believe that community involvement is an  
essential part of good citizenship. (My parents set a clear example  
through their involvement in youth, school and community activities.)

Now that my husband and I own a home in this community, I feel that I  
should serve this community.

I came of age during the time when the first great alarms were raised  
over how we are endangering our ecosystem. I sincerely believe in the  
preservation of the ecology and realize the importance of green space in  
our urban areas. As a gardener, I am concerned with the careless  
use/misuse of herbicides and pesticides. I am a proponent of recycling  
lawn and garden refuse into compost as well as recycling reclaimable  
materials.

I would bring to the commission not only my commitment to this  
community but my concerns for the environment coupled with over 10 years  
experience in business.

Date submitted: 3/3/88

CITY OF CRYSTAL

APPLICATION FOR APPOINTMENT TO THE  
Environmental Quality <sup>Commission</sup> COMMISSION

Name Marylou Pyne Address 3712 Fair Ave. N. Crystal, Mn 55422 Zip #

Phone (home) 537 7216 (Office) 588-2771 Ext. 5050

Resident of Crystal Since (year) 1954

Occupation Hospital Unit Secretary Employer Golden Valley Health Center

Education: (please indicate highest grade completed or highest degree and major course of study) High School plus Junior College

Civic and other activities: (please list past and present civic activities and organizational memberships, particularly those which may be relevant to the appointment you are seeking)

I don't believe there would be any activities I have been involved with that would be relevant to this Commission

Comments (please briefly describe other qualifications, experience and other information which you would like the City Council to consider or which you believe are particularly relevant to the appointment you are seeking. Use additional pages if necessary.)

As a long term resident of Crystal, I am increasingly concerned with changes & growth here. I'd like to participate in some decisions and I would like to know more about the issues facing all the residents of Crystal.

Date Submitted: Feb. 29th, 19 88.

CITY OF CRYSTAL

APPLICATION FOR APPOINTMENT TO THE

COMMISSION

Name DONALD E PEARSON Address 6618 MARKWOOD DR 55427  
Zip #

Phone (home) 535-9526 (Office) \_\_\_\_\_

Resident of Crystal Since (year) 1986

Occupation RETIRED ENGINEER Employer \_\_\_\_\_

Education: (please indicate highest grade completed or highest degree and major course of study) BA. IN CHEM. ENGR'G

Civic and other activities: (please list past and present civic activities and organizational memberships, particularly those which may be relevant to the appointment you are seeking)

MEMBER OF PLANNING COMMISSION, PLAINFIELD, IL,  
FROM 1973 TO 1985.

Comments (please briefly describe other qualifications, experience and other information which you would like the City Council to consider or which you believe are particularly relevant to the appointment you are seeking. Use additional pages if necessary.)

Registered Professional Engineer in  
state of Illinois.

Date Submitted: March 9, 19 88.

(Return to: City Manager, 4141 Douglas Drive North, Crystal, Minnesota 55422)

CITY OF CRYSTAL

APPLICATION FOR APPOINTMENT TO THE

Environmental COMMISSION

Name MELLOM, Sherwood Address 3508 Douglas Dr. N. 53422  
Zip #

Phone (home) 535-6225 (Office) \_\_\_\_\_

Resident of Crystal Since (year) June '86

Occupation Retired Employer \_\_\_\_\_

Education: (please indicate highest grade completed or highest degree and major course of study) BA - Social Science

Civic and other activities: (please list past and present civic activities and organizational memberships, particularly those which may be relevant to the appointment you are seeking) MAYOR'S COM of Urban Redevelopment - Willmar

MW. CRIME STOPPERS Com. - Willmar, MW - Past Company

Commander 311<sup>th</sup> Ord Co Army Res - Willmar, MW - Com for

Appointment of Supt of Schools - Willmar, MW - Pres. Vinje Lutheran Church

W. Ilmar, MW Member - DAV - VFW - Am Legion Retired Army Captain

Comments (please briefly describe other qualifications, experience and other information which you would like the City Council to consider or which you believe are particularly relevant to the appointment you are seeking. Use additional pages if necessary.)

Retired High School Teacher - Willmar Sr High 31 years.  
Started Chem Def Program - Willmar School Dist.

Date Submitted: 9 Mar 88, 19 \_\_\_\_.

(Return to: City Manager, 4141 Douglas Drive North, Crystal, Minnesota 55422)

March 11, 1988

TO: Jerry Dulgar, City Manager  
FROM: John A. Olson, Assistant City Manager  
Re: Funds Needed to Complete Installation of  
Playground Equipment at Forest School & Twin Oak  
Parks

You've asked me for a suggestion as to a source of funds for installation of playground equipment at Forest School & Twin Oak parks in the amount of \$12,850. My recommendation is that this money be charged to the appropriate capital outlay account in the Park Maintenance budget and then at the end of the year we can transfer from either Emergency Allowance or Salary Contingency if there are funds left available in those accounts.

I believe that we will have those funds available and can transfer from both at the appropriate time, however, to keep accounting proper it should be coded to the Capital Outlay accounts in Department 21.

JAO/js

DATE: March 3, 1988  
MEMO TO: Jerry Dulgar, City Manager  
FROM: Edward C. Brandeen, Park & Recreation Director  
RE: Playground Equipment at Forest, Twin Oak, and  
Lions Valley Place Park

As you may recall, you sent a letter to Dr. Donna Jean Carter, superintendent of schools for District #281, requesting additional financial assistance for the playground equipment at Forest School. Dr. Carter referred our request to Gary DeFrance, finance director for District #281. I visited with Mr. DeFrance on Wednesday, March 2 about this financial request for play equipment.

After much discussion, etc., he verbally gave me a commitment of \$5,000. The \$5,000 from the district coupled with \$4,000 from the PTA would give \$9,000 total from the school and district, which is half of the cost of the project.

I would recommend that we accept this offer, because although also used by the school, the equipment will be used extensively by the entire neighborhood and would be a welcome addition to the total park/school area. The total of the playground equipment is estimated now at \$18,150.

In addition to the Forest project, I would like to recommend we proceed with the playground equipment at Lions Valley Place and Twin Oak parks. Summary is as follows, including Forest:

<b>Play Equipment</b>	<b>Estimate Total Cost</b>	<b>Funding</b>	<b>Monies Need &amp; Source</b>
Forest	\$18,150	School/City	\$9,000 School \$9,150 City
Twin Oak	\$18,700	\$15,000 VFW	\$3,700 City
Lions V.P.	\$18,700	\$12,000 Lions	\$6,700 by Lions on 6/30/88.

Estimated city monies needed to complete the above three (3) projects in 1988 is \$12,850.

March 4, 1988

MEMO TO: Jerry Dulgar, City Manager  
John Olson, Assistant City Manager

FROM: Julie Jones, Community Development Coordinator *J.J.*

RE: Acquisition of Three Vacant Lot  
(5516-24-32 29th Avenue North)

Bill Kiemele, a property owner, who owns three adjacent lots on the south end of Bassett Creek Park, has phoned me several times. He wishes to sell these three lots to the City. The property is in a flood plain, making it impossible for him to get a builder to purchase it for development.

Mr. Kiemele is fervently seeking a means of avoiding payment of future taxes on this land, which he is unable to sell.

Would it be in the cities interest to acquire this property and annex is to Bassett Creek Park? We would be unable to purchase this property with CDBG funds since it would not meet the necessary criteria. Are there other funds available?

Please give your input.

kg

<u>PID</u>	<u>Amount</u>
	<u>Tax</u>
21-34-0010	\$ 46 <sup>76</sup>
0011	46 <sup>76</sup>
0012	46 <sup>76</sup>
<u>total</u>	<u>140<sup>22</sup></u>

No delinquent  
taxes

---

813

81.3

March 4, 1988

MEMO TO: Jerry Dulgar, City Manager  
John Olson, Assistant City Manager

FROM: Julie Jones, Community Development Coordinator *J.J.*

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(5516-24-32 29th Avenue North)

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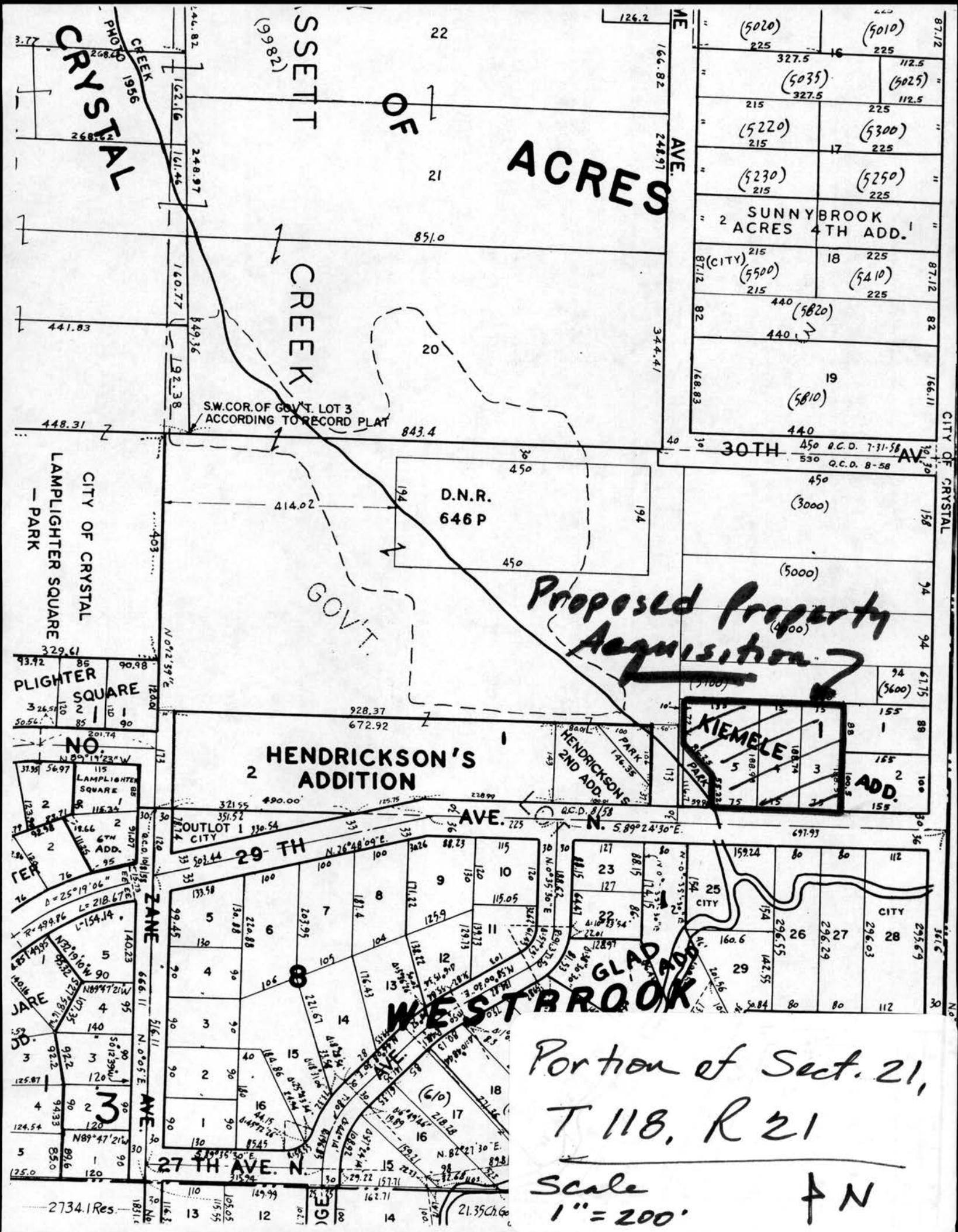
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<u>PID</u>	<u>Annual Tax</u>
21-34-0010	\$ 46 <sup>76</sup>
0011	46 <sup>76</sup>
0012	46 <sup>76</sup>
<u>Total</u>	<u>140<sup>28</sup></u>

No delinquent taxes



22

21

20

19

ACRES

CRYSTAL CREEK

CREEK

Proposed Property Acquisition

HENDRICKSON'S ADDITION

KIEMELE 1ST ADD.

WESTBROOK

Portion of Sect. 21,  
T 118, R 21

Scale  
1" = 200'

↑ N

87.12	(5020) 225	(9010) 225
"	327.5 (5035) 327.5	112.5 (5025) 112.5
"	215 (5220) 215	225 (5300) 225
"	(5230) 215	(5250) 225
"	2 SUNNYBROOK ACRES 4TH ADD.	
87.12	(CITY) (5500) 215	18 (5410) 225
82	440 (5820) 440	
166.11	19 (5810) 440	

30TH AV. CITY OF CRYSTAL

D.N.R.  
646 P

S.W. COR. OF GOV'T. LOT 3  
ACCORDING TO RECORD PLAT

CITY OF CRYSTAL  
LAMPLIGHTER SQUARE  
- PARK

LAMPLIGHTER SQUARE

LAMPLIGHTER SQUARE  
6TH ADD.

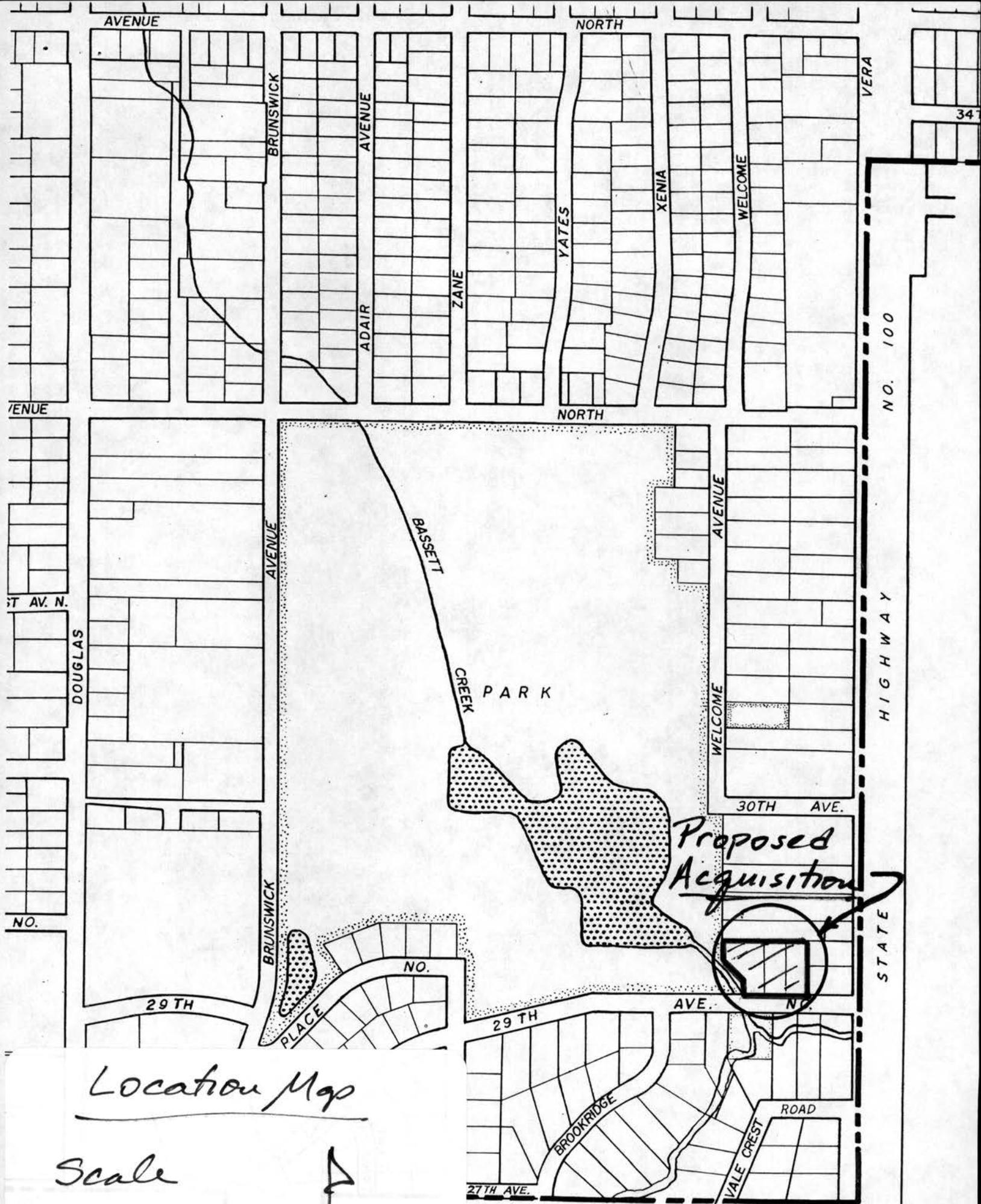
LAMPLIGHTER SQUARE  
7TH ADD.

LAMPLIGHTER SQUARE  
8TH ADD.

LAMPLIGHTER SQUARE  
9TH ADD.

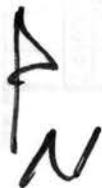
LAMPLIGHTER SQUARE  
10TH ADD.

LAMPLIGHTER SQUARE  
11TH ADD.



Location Map

Scale  
1" = 400'



DATE: January 22, 1988  
MEMO TO: Jerry Dulgar, City Manager  
FROM: Edward C. Brandeen, Park & Recreation Director  
RE: Swimming Pool Rates for 1988

I would like to recommend the following rate changes at the Crystal Municipal Pool for the 1988 season:

	<u>1987</u>	<u>Proposed 1988</u>
Resident Family	\$32.00	\$32.00
*Non-Res. Family	32.00	38.00
Resident Single	18.00	18.00
*Non-Res. Single	18.00	22.00
**Daily Rate	1.75	2.00

\*The above recommendation on non-residents swim fees is based on the fact that these people should pay more because they are not taxpayers; it provides a little more income as well as it follows the pattern of other cities. This increase will provide approximately \$1,300 in additional income. I have left the resident fees the same as last year.

\*\*The daily rate is increased to influence the sale of family and single season tickets. Many of the daily users are from outside of Crystal or are one-or-two-time users. This increase, I feel, would stimulate season ticket sales. This rate is comparable to area-wide fees. This increase should provide close to \$3,000.00 in increased revenue.

The above recommendations are based on the fact that our expenditures have been increasing yearly. For 1987, salaries increased by nearly \$3,000.00 and utilities would be \$4,000.00-\$5,000.00 higher but for the fact we had a much warmer summer. The increase in wages was influenced by a change in the minimum wage law. The budget expenditure for 1988 is \$3,000.00 higher than 1987.

Attached for your information is a survey of pool rates in neighboring cities.

The last increase in pool rates was 1986. Although the inflation rate has somewhat stabilized, increases have and will continue in chemicals, salaries and utilities.

We will continue the economy swim ticket plan, which is 10 swims for \$15.00. This has been successful the past several years. We will increase publicity in this area. Also, one half-price day will again be offered (Thursdays) to stimulate interest in the pool.

I will make the above recommendation to the Park & Recreation Advisory Commission at their February meeting.

In making the above recommendation, I have recommended, I feel, a solution for additional income that really is not financially harmful to the resident. It is an attempt to influence the daily user, by increasing the daily fee, to purchase a season ticket or an economy swim ticket.

SUMMARY OF 1988 SWIMMING POOL RATES OF ADJOINING CITIES

<u>CITY</u>	<u>RESIDENT FAMILY</u>	<u>NON RES. FAMILY</u>	<u>RESIDENT SINGLE</u>	<u>NON RES. SINGLE</u>	<u>DAILY RATE</u>
Edina	\$44.00	\$50.00	\$28.00	\$33.00	\$2.50
Richfield	\$36.00 (2 people) 6.00 ea. add'l member to max. of \$60.00	same	\$25.00	same	\$2.00
New Hope	\$32.00	\$40.00	\$20.00	\$23.00	\$2.00
Bloomington	\$13.00 (base) + 7.00/ea. swimmer	\$13.00 + 7.00/ea. swimmer	\$16.00	\$16.00	\$1.50
Crystal	\$32.00	\$32.00 (1986-87) 38.00 proposed	\$18.00	\$18.00 (1986-87) 22.00 proposed	\$2.00 proposed
St. Louis Park	\$32.00	\$35.00	\$20.00 18.00/12 & under	\$24.00 21.00/12 & under	\$1.50

## CRYSTAL MUNICIPAL POOL

<u>Financial Report</u>	
November	1987

## 1986 Totals

4130	Personnel		\$30,294.96		\$33,453.93
4210	Office Supplies			24.00	
4220	Misc. Operating Supplies			680.65	
4223	Cleaning Supplies			337.15	
4226	Chemicals & Chemical Products			2,900.39	
4230	Repair & Maint. Supplies			489.10	
4231	Equipment Repair			00.00	
4233	Building Repair			821.91	
4238	Recreation Equip. Supplies			00.00	
4239	Concession Supplies			4,926.93	
4243	Tissue & Toweling			23.45	
			\$10,225.45		10,203.58
4321	Postage			00.00	
4322	Telephone & Telegraph			632.17	
			600.45		632.17
4350	Printing			77.14	
4352	General Notices & Info.			00.00	
			182.10		77.14
4371	Electric Service			3,476.01	
4371	Gas Heat	\$13,020 in 1986		7,666.64	
4376	Rubbish Removal			105.00	
			15,317.58		11,247.65
4383	Building Repair		00.00	54.66	
					54.66
4402	Machinery & Equipment Rental		00.00	00.00	
					00.00
4414	Licenses & Taxes			139.56	
			73.77		139.56
4550	Furniture and Fixtures			612.50	
4553	Misc. Capital Outlay			2,938.34	
			2,773.16		3,550.84
			1987 Expenditures		59,359.53
			1987 Income		44,868.03
			1986 Expenditures		59,540.00
			1986 Income		34,101.75

\*\* CRYSTAL PARK & RECREATION DEPARTMENT \*\*

1987 PRELIMINARY POOL INCOME REPORT

<u>INCOME</u>	<u>1986</u>	<u>1987</u>
Season Tickets	\$20,142.00	\$23,481.55
Daily Fees	10,861.35	12,965.84
Concessions	5,489.17	8,511.87
	<u>\$36,492.52</u>	<u>\$44,959.26</u>

<u>ATTENDANCE</u>	<u>1986</u>	<u>1987</u>
	31,483	41,609

<u>SEASON TICKETS</u>	<u>1986</u>	<u>1987</u>
Family	527 (424 @ \$32.00) (103 @ \$30.00)	668 (548 @ \$32.00) 120 @ \$30.00)
Single	156 (148 @ \$18.00) (8 @ \$17.00)	160 (153 @ \$18.00) (7 @ \$17.00)
Guest	5 (\$6.00)	16 (\$6.00)
Economy Book	<u>34 (\$15.00)</u>	<u>35 (\$15.00)</u>
	722	879

February 5, 1988

The following motion is an excerpt from the February 3, 1988 meeting of the Crystal Park and Recreation Advisory Commission:

Motion: Mr. Grimes - Moved to recommend the 1988 swim pool fees as stated in Mr. Brandeen's recommendation to Mr. Dulgar.  
Second - Mr. Sochacki.  
Motion carried - Unanimous.

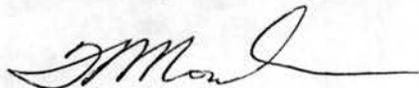
TO: Jerry Dulgar, City Manager  
FROM: Bill Monk, City Engineer  
DATE: March 9, 1988  
RE: Interim Financing for Bassett Creek Improvement  
Project 66-C

In June of 1986, Crystal entered into an agreement with the City of Minneapolis regarding construction of the final phase of storm water improvements within the Bassett Creek Watershed. By terms of this agreement Minneapolis acts as the lead agency in construction of numerous improvements being coordinated and funded by the Watershed Commission member Cities and the Corps of Engineers.

Work currently in progress involves the reconstruction of the extensive tunnel system through the downtown area. Construction of improvements in Crystal, however, as noted in the attached report are included in a later phase of the project. It should be noted that staff continues to work with the Commission and Corps concerning the elimination or downscaling of several of the Crystal improvements.

As noted in the attached report, it was always known that the cost of Crystal's benefit, estimated at \$162,000, was to be paid on a continuing schedule in order to meet the Corps' annual 5% cash requirement. The first installment of Crystal's participation, in the amount of \$9,845, is due April 1 as noted in the attached letter from Minneapolis.

At this time, it is recommended interim funding be provided for this project within Part A of the PIR Fund which functions as a revolving fund for ongoing projects. The project's costs as they are finalized can then be tabulated and assessed at a future date with the generated income reimbursing the PIR Fund.



WM:jrs

Encls

DEPARTMENT OF PUBLIC WORKS  
PERRY D. SMITH, P.E.  
CITY ENGINEER-DIRECTOR  
MINNEAPOLIS, MINNESOTA 55415

minneapolis

city of lakes

February 5, 1988

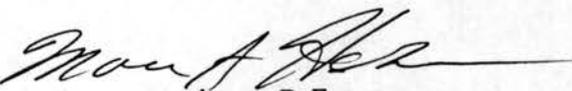
Mr. Jerry Dulgar  
City Manager  
City of Crystal  
4141 North Douglas Drive  
Crystal, MN 55422

Dear Mr. Dulgar:

In July, 1987, the Bassett Creek Water Management Commission notified all of the communities in the Watershed District regarding their share of the construction funds needed by the Corps of Engineers in 1988. The City of Minneapolis expects that \$186,000 will be required to be submitted to the Corps on April 1, 1988 and that the remaining \$49,000 will need to be submitted on September 1, 1988. Each community's share of these contributions is listed on the attached table. Payments must be submitted to the City of Minneapolis before the due date. A notice of the amount due and the date will be sent to each city 15 days prior to the submittal date.

Sincerely,

Perry D. Smith, P.E.  
City Engineer - Director of Public Works

By   
Marvin A. Hoshaw, P.E.  
Director, Engineering Design

PDS:MAH:bn

Enclosure

cc: Bill Monk



AFFIRMATIVE ACTION EMPLOYER

CORPS OF ENGINEERS

BASSETT CREEK FLOOD CONTROL PROJECT

1988 CASH CONTRIBUTION

	<u>April 1</u>	<u>Sept. 1</u>
Crystal	\$ 7,792	\$ 2,053
Golden Valley	70,571	18,591
Medicine Lake	1,467	387
Minneapolis	30,317	7,987
Minnetonka	0	0
New Hope	4,834	1,273
Plymouth	55,805	14,701
Robbinsdale	5,002	1,318
St. Louis Park	<u>10,212</u>	<u>2,690</u>
	\$186,000	\$49,000

April 10, 1986

Honorable Mayor & City Council  
City of Crystal, MN

Re: Bassett Creek Watershed  
Feasibility Report  
Improvement 66-C

Dear Councilmembers:

Bassett Creek Watershed Management Commission (BCWMC) and the U.S. Army Corps of Engineers are proposing a major flood control construction project in the Bassett Creek Watershed. The BCWMC is made up of 9 cities (Crystal, Golden Valley, Medicine Lake, Minneapolis, Minnetonka, New Hope, Plymouth, Robbinsdale and St. Louis Park).

The proposed work includes the following improvements:

Construction of flood storage in recreational and open space areas throughout the Bassett Creek Watershed; and construction of a tunnel under the City of Minneapolis. The flood storage will generally consist of increased temporary inundation on existing golf courses, parks and open space. The outlet tunnel is a cooperative venture with the Minnesota Department of Transportation and the Corps of Army Engineers. The project consists of approximately 2.2 miles of tunnel (12 to 13 feet in diameter), six flood control structures, five earth embankments, two bridge removals, one railroad bridge replacement, one railroad bridge modification, one low-head dam removal and replacement, nine culvert replacements, one culvert removal, 5000 linear feet of channel improvement and bank protection, 157,000 cubic yards of storage area excavation, and flood proofing of five private residences.

The improvements would be made over a five-year period.

The estimated cost of the project in 1985 dollars is \$31,400,000. The major part of this cost would be borne by the Federal Government. The cost to be paid by the members of the BCWMC is \$3,867,000 as is divided among the membership on a ratio of 50% area in the watershed and 50% assessed valuation in the watershed. Credits are given for wetlands and storage basins which are required as a part of the management plan. The Crystal share of the project is estimated at 4.19% resulting in a \$162,000 obligation.

It is anticipated that this construction will be the last major improvement needed for flood control in the watershed by the BCWMC.

Bassett Creek Watershed  
Feasibility Report  
Improvement 66-C  
April 10, 1986  
Page 2

The proposed improvements and the estimated construction cost in Crystal are as follows:

A. Rebuild Edgewood embankment	\$193,000
B. Enlarge storage pond at Florida	165,500
C. Rebuild control structure at Highway 100	597,000
D. Enclose Markwood "ditch"	1,161,000

It is recommended that the cost of the project be levied as a special assessment upon all lands within the Bassett Creek Watershed.

The levy on a 70' x 135' residential zoned property would be \$36.71. Multiple zoned property would pay 1.5 times and commercial-industrial would pay 2.0 times the residential rate.

The project would be feasible to construct as proposed.

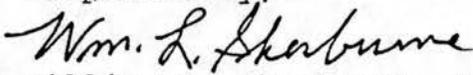
It is the writer's opinion that the items A, B, C as listed above would be unnecessary in that they have already been built to acceptable standards, the difference being the criteria of design and construction that were used by the different parties involved.

The statutes do provide that the City may use a mill levy in the watershed in lieu of special assessment. The City Attorney would be in a position to prepare the necessary ordinance to accomplish this. The payment schedule for the \$162,000 is broken down to the following:

October 1986	2.6%	\$ 4,212
October 1987	4.2%	6,804
October 1988	4.6%	7,452
October 1989	39.1%	63,342
October 1990	51.5%	83,430

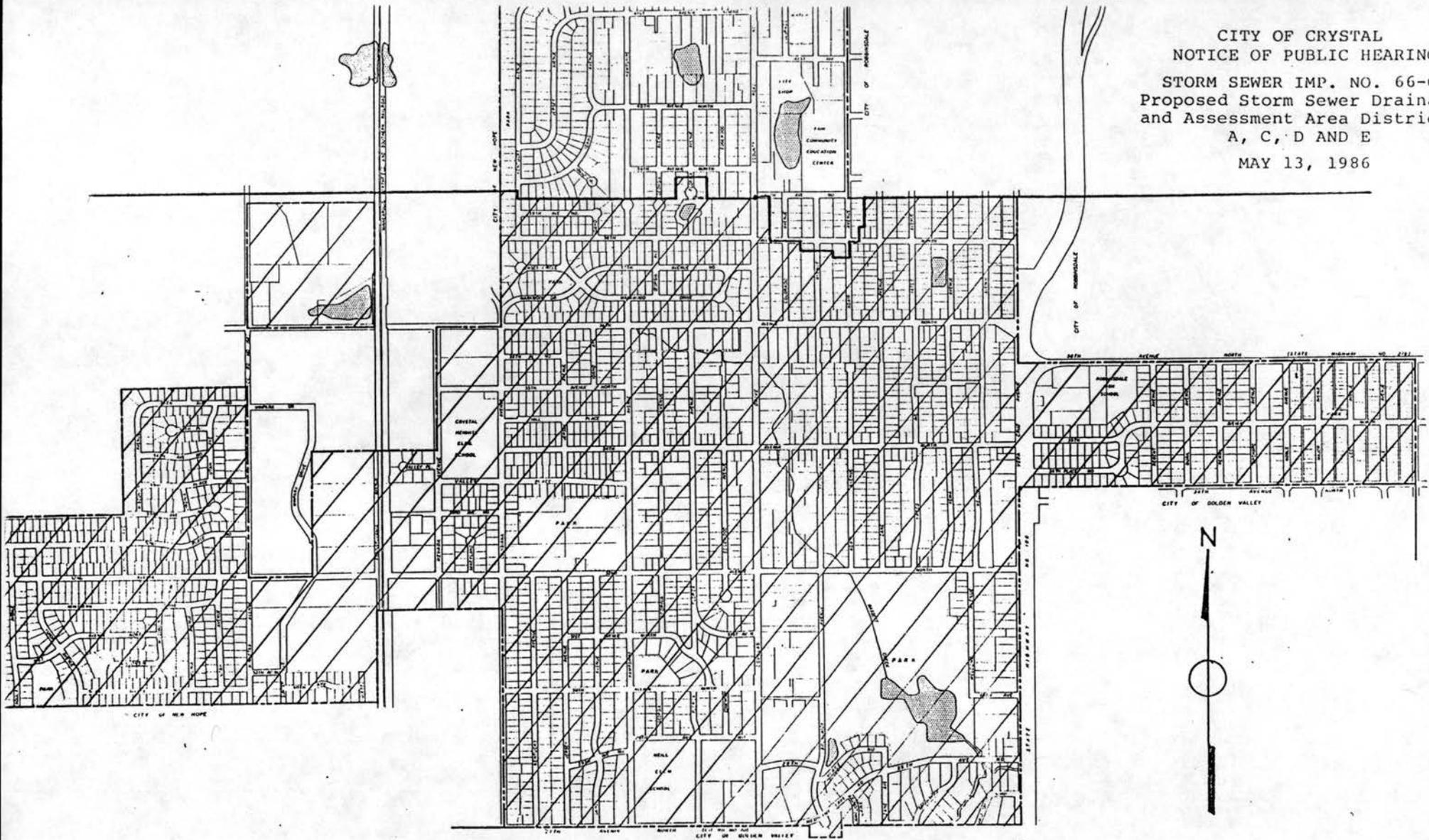
The BCWMC will hold a public hearing for review of the proposal by the City Councils within the watershed. The BCWMC then would vote to proceed or drop the proposed improvements. A 2/3 vote (6 required for passage) approving the work is required.

The City of Minneapolis would be declared the lead agency on the project because the major and earlier part of the work would take place in Minneapolis. The Corps of Engineers will enter into agreement with only one entity. The City of Minneapolis would need to enter into a joint powers agreement with all participant cities in the BCWMC before signing with the Corps of Engineers.

Respectfully,  
  
William L. Sherburne, P.E.  
City Engineer

WLS:jrs

CITY OF CRYSTAL  
NOTICE OF PUBLIC HEARING  
STORM SEWER IMP. NO. 66-C  
Proposed Storm Sewer Drainage  
and Assessment Area Districts  
A, C, D AND E  
MAY 13, 1986



RESOLUTION NO. 88-

A RESOLUTION DISBURSING \$9,845 FROM THE  
PERMANENT IMPROVEMENT REVOLVING FUND, PART A

WHEREAS, the City of Crystal entered into an agreement with the City of Minneapolis regarding construction of the final phase of storm water improvements within the Bassett Creek Watershed in June of 1986, and

WHEREAS, the cost of Crystal's benefit, estimated at \$162,000, was to be paid on a continuing schedule in order to meet the Corps of Engineers annual 5% cash requirement, and

WHEREAS, the first installment of Crystal's participation, in the amount of \$9,845, is due April 1, 1988,

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Crystal authorize the disbursement of \$9,845 to cover the first installment of Crystal's share of Bassett Creek Improvement Project 66-C, from The Public Improvement Account of the Permanent Improvement Revolving Fund.

Adopted by the Crystal City Council this 15th day of March 1988.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

RESOLUTION #88-

RESOLUTION REGARDING CHARITABLE GAMBLING  
CONTRIBUTIONS WITHIN THE CITY OF CRYSTAL

WHEREAS, Minnesota Cities are authorized to require organizations licensed to conduct charitable gambling within the City to contribute 10% of their net profits to charitable, non-profit organizations providing services within the City and;

WHEREAS, the following organizations meet the above requirement;

Crystal Little League  
Crystal Babe Ruth League  
Crystal Mickey Mantle League  
Crystal Frolics  
Crystal Police Association  
Crystal Firemen Relief Association  
New Hope/Crystal Swim Club  
Crystal Congress for Crime Prevention and  
Criminal Apprehension  
Campfire Girls  
Indian Guides  
PRISM  
NEAR  
Arts In The Park  
Boy Scouts  
Girl Scouts  
Salvation Army  
Red Cross  
United Way of Minneapolis  
Northwest Human Services Council  
Volunteers of America  
Northwest Y.M.C.A.

WHEREAS, the City would consider other similar charitable, non-profit organizations provided approval is requested prior to the actual time of donation and;

WHEREAS, the City of Crystal would accept contributions for specific capital and or equipment funds of the City budget if a charitable gambling organization chose to do so;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Crystal pursuant to the authority granted by Minnesota Statutes, Section 349, does require as a condition for granting a license that all charitable gambling organizations contribute 10% of net profits to charitable, non-profit organizations that provide services to the citizens of the City of Crystal.

FURTHER, BE IT RESOLVED that on their annual reports said gambling organizations individually list the amounts of their contributions and the totals contributed to each non-profit organization.

\_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
City Clerk

Adopted by the Crystal City Council this \_\_\_\_ day of \_\_\_\_\_, 1988.

March 4, 1988

TO: Jerry Dulgar, City Manager  
FROM: John A. Olson, Assistant City Manager  
Re: Charitable Gambling Organizations

The City Council has discussed some means of keeping track of the contributions of gambling operations to charitable non-profit organizations in the City. At the same time they discussed also not wanting to dictate to those gambling operations which charitable organizations to contribute to each year.

I would suggest that the City Council consider asking each of the gambling operations to notify us either in letter or by telephone when they contribute to a charitable organization in the City. We will keep track of those which have been contributed to and then in September can send a letter indicating to the gambling operations which organizations have and have not received funds.

A copy of a possible letter to be sent to gambling managers is attached to this memo. In addition the list of organizations that can receive funds is also attached as it appeared in the resolution considered by the Council.

I believe this may be a way which the Council can keep track of gambling contributions and see that all organizations benefit by the non-profit gambling operations in the City.

JAO/js

attachments

Dear

As you are aware, a portion of your annual gambling proceeds must be contributed to charitable non-profit organizations providing services in the City of Crystal. The City is not interested in telling your organization who to contribute to, but it is concerned that more than just a few receive funds.

Therefore, we ask that as you contribute to an organization, please send us a letter or call the City Clerk and tell us what you've done. Then, in September, we'll send out a letter stating which organizations have and have not received funds.

The choice of contribution is yours, but the City hopes that all worthy organizations benefit from your endeavors.

Thank you for assisting us in this manner and contributing to the well-being of the community.

Jerry Dulgar  
City Manager  
City of Crystal

JD/js

RESOLUTION #88-

RESOLUTION REGARDING CHARITABLE GAMBLING  
CONTRIBUTIONS WITHIN THE CITY OF CRYSTAL

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WHEREAS, the following organizations meet the above requirement;

Crystal Little League  
Crystal Babe Ruth League  
Crystal Mickey Mantle League  
Crystal Frolics  
Crystal Police Association  
Crystal Firemen Relief Association  
New Hope/Crystal Swim Club  
Crystal Congress for Crime Prevention and  
Criminal Apprehension  
Campfire Girls  
Indian Guides  
PRISM  
NEAR  
Arts In The Park  
Boy Scouts  
Girl Scouts  
Salvation Army  
Red Cross  
United Way of Minneapolis  
Northwest Human Services Council  
Volunteers of America  
Northwest Y.M.C.A.

WHEREAS, the City would consider other similar charitable, non-profit organizations provided approval is requested prior to the actual time of donation and;

WHEREAS, the City of Crystal would accept contributions for specific capital and or equipment funds of the City budget if a charitable gambling organization chose to do so;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Crystal pursuant to the authority granted by Minnesota Statutes, Section 349, does require as a condition for granting a license that all charitable gambling organizations contribute 10% of net profits to charitable, non-profit organizations that provide services to the citizens of the City of Crystal.

FURTHER, BE IT RESOLVED that on their annual reports said gambling organizations individually list the amounts of their contributions and the totals contributed to each non-profit organization.

---

Mayor

ATTEST:

---

City Clerk

Adopted by the Crystal City Council this 2nd day of February, 1988.

WHITE - CITY CLERK  
PINK - FINANCE  
CANARY - DEPARTMENT  
FLUE - MAYOR

# CITY OF SAINT PAUL Council Resolution

Council File NO. 87-993

Presented By *William Wilson*

Referred To \_\_\_\_\_ Committee: \_\_\_\_\_ Date \_\_\_\_\_

Out of Committee By \_\_\_\_\_ Date \_\_\_\_\_

## A Resolution Establishing The Youth And Athletic Sports Fund, Establishing A Board And Adopting Rules And Regulations

WHEREAS, the St. Paul City Council has adopted ordinance amendments to Chapters 404 and 409 of the Legislative Code allowing charitable gambling in private clubs and licensed on-sale liquor establishments and establishing rules and regulations therein; and

WHEREAS, the adopted ordinance establishes a special fund for the administration, and distribution of the proceeds contributed by charitable gambling in on-sale liquor establishments and private clubs; and

WHEREAS, organizations selling pulltabs and tipboards in on-sale liquor establishments and private clubs contribute 10% of the net profit to the special youth fund; and

WHEREAS, over \$10,000 has already been contributed to the special youth fund by organizations selling pulltabs and tipboards under the ordinances; now, therefore, be it

RESOLVED, that the City Council names this special fund the Youth Athletic and Sports Fund and establishes the Youth Athletic and Sports Fund Board, to be made up of one youth and one adult from each council district, and to be staffed by the Division of Parks and Recreation; and, be it

FURTHER RESOLVED, that the attached rules and regulations are adopted to provide for a fair and equitable distribution of the funds; and, be it

### COUNCILMEN

Yeas \_\_\_\_\_ Nays \_\_\_\_\_  
\_\_\_\_\_ In Favor  
\_\_\_\_\_ Against

Adopted by Council: \_\_\_\_\_ Date \_\_\_\_\_  
Certified Passed by Council Secretary  
By \_\_\_\_\_  
Approved by Mayor: \_\_\_\_\_ Date \_\_\_\_\_  
By \_\_\_\_\_

Requested by Department of: \_\_\_\_\_  
By \_\_\_\_\_

Form Approved by City Attorney  
By *Jane A. McPeak 7-6-87*

Approved by Mayor for Submission to Council  
By \_\_\_\_\_

WHITE - CITY CLERK  
PINK - FINANCE  
CANARY - DEPARTMENT  
BLUE - MAYOR

# CITY OF SAINT PAUL Council Resolution

Council File NO. 87-993

Presented By \_\_\_\_\_

Referred To \_\_\_\_\_ Committee: \_\_\_\_\_ Date \_\_\_\_\_

Out of Committee By \_\_\_\_\_ Date \_\_\_\_\_

FURTHER RESOLVED, that funding recommendations be submitted to the City Council for final approval; and, be it

FINALLY RESOLVED, that staff shall submit a report to the Council one year from the date of appointment of the Board.

### COUNCILMEN

Yeas	Drew	Nays	
	<del>Wilson</del> <b>KETMAN</b>		<u>7</u> In Favor
	Nicosia		<u>9</u> Against
	Schreibler		
	Sonnen		
	<del>Wilson</del> <b>WEIDA</b>		

Adopted by Council: \_\_\_\_\_ Date JUL - 8 1987

Certified Passed by Council Secretary  
By Albert Bohm

Approved by Mayor: \_\_\_\_\_ Date 7-9-87 JUL - 9 1987

By Richard Wehr

Requested by Department of: \_\_\_\_\_

By \_\_\_\_\_

Form Approved by City Attorney  
By Jane A. McPeak 7-6-87

Approved by Mayor for Submission to Council

By \_\_\_\_\_

DIVISION OF PARKS AND RECREATION  
YOUTH ATHLETICS AND SPORTS FUND  
(CHARITABLE GAMBLING)

POLICY

St. Paul City Council has recognized youth athletic organizations as being vital to the provision of athletic and recreation programs in the City. On March 2, 1986, the Saint Paul City Council established a special fund for administration and distribution of the proceeds contributed by charitable gambling in on-sale liquor establishments as specified in Chapter 409 of the Legislative Code. Monies in this fund may be expended only for such lawful purposes as set forth in Minnesota Statutes, Chapter 349, and shall be expended to assist youth athletic organizations which are not selling pull-tabs and tipboards in licensed establishments. The program and fund will be administered by the Division of Parks and Recreation.

The fund will be known as the Youth Athletic and Sports Fund.

The Director of the Department of Community Services, upon the recommendation of the City Council shall appoint a city-wide charitable organization and youth and adult representatives from each ward will advise the City on the disbursement of these funds.

PURPOSE

The St. Paul City Council-in a Resolution dated . . . has established a fund to provide fund for grants to non-profit athletic and sports groups or organizations desiring to provide youth athletics and sports programs in St. Paul neighborhoods.

CONDITIONS FOR ELIGIBILITY

1. Funds will be awarded and contracts will be made only with community based, incorporated, non-profit organizations with the principal purpose of providing youth athletic and sports programs. Schools are not eligible.
2. Use of funds must have a public benefit and fit within City priorities for recreation programs.
3. The submitting organization must provide, at the time of application:

Verification of non-profit status and copy of organization by-laws  
Officers or Directors List  
Letter verifying organization's approval of the proposal  
The previous year's budget and financial statement  
A current balance sheet and income statement, if applicable  
A proposed budget (expenses and income) for the activity  
Evidence that insurance can be obtained by the organization  
Area Served, number of participants served, and reasons why funds are needed.

2. The Division of Parks and Recreation will assign one staff member to chair the committee.
3. The Department of Community Services will be authorized to modify deadlines, guidelines and implement changes to the program as needed after initial adoption by the City Council. The Advisory Committee will make recommendations about the program to the Department as needed. Major changes in the program will be brought to the City Council for action. (Changes requiring Council action include: Changes in the eligible organizations, purposes of grants or loans, etc.)

#### GENERAL PROCEDURES

1. The fund will be established in May, 1987, upon adoption by the Saint Paul City Council.
2. Proposals may be submitted at any time and must be accompanied by all required materials. Quarterly review will occur and the advisory board will determine meeting dates for consideration of proposals.
3. Proposals should (if feasible) be submitted two months in advance of need to permit time for review and development of a contract.
4. Application forms can be obtained by writing to the following address or calling 292-7400.

Youth Athletic and Sports Fund  
Division of Parks and Recreation  
300 City Hall Annex  
25 W. 4th Street  
St. Paul, MN 55102

5. Applicants for funding will be considered on a first come, first served basis.
6. This is primarily a grant program but both grants and loans will be awarded to eligible organizations according to the following guidelines:
  - a. Will be awarded up to a limit of \$1,000 per sport per year.
  - b. Only one proposal per quarter will be considered from an organization
  - c. Will be awarded based on need and cannot be used as a substitute for another available revenue source.
  - d. Will not be considered for teams representing public, private or parochial schools.
  - e. Will be considered for both new and established organizations.

AWARDS

1. Organizations will be notified if their proposal is accepted or turned down.
2. Contracts will be written between the City and the organization receiving and award of a grant or loan.
3. A final report will be required with sixty (60) days after the activity is complete.

FOR MORE INFORMATION CONTACT: 292-7400 or

Youth Athletic and Sports Fund  
Division of Parks and Recreation  
300 City Hall Annex  
25 W. 4th Street  
St. Paul, MN 55102

JBYASF.487  
3/26/87

WHITE - CITY CLERK  
PINK - FINANCE  
CANARY - DEPARTMENT  
BLUE - MAYOR

# CITY OF SAINT PAUL Council Resolution

Council File NO. \_\_\_\_\_

Presented By James Scheibel (17)

Referred To \_\_\_\_\_ Committee: \_\_\_\_\_ Date \_\_\_\_\_

Out of Committee By \_\_\_\_\_ Date \_\_\_\_\_

RESOLVED, that the Saint Paul City Council does hereby consent to and approve of the appointments, made by the Mayor, of the following-named persons to serve on the newly-established Youth Athletic and Sports Fund Board. These members to each serve a one-year term which will expire December 31, 1988.

YOUTH REPRESENTATIVES

ADULT REPRESENTATIVES

Ward 1 - Roger New

Ward 1 - Carol Perry

Ward 2 - Jeffrey Peltier

Ward 2 - Steven Elizondo

Ward 3 - Bridget Murphy

✓ Ward 3 - Richard John Weber

Ward 4 - Erik Woodbury

✓ Ward 4 - Samuel H. Walker

Ward 5 - Kay E. Schneider

Ward 5 - Kathy Crea

Ward 6 - Richard Navarro

✓ Ward 6 - Terrance E. Truhler

✓ Ward 7 - Nicole Marisa Van Ness

Ward 7 - Mary M. Westlock

COUNCILMEN

Yeas \_\_\_\_\_ Nays \_\_\_\_\_

\_\_\_\_\_ In Favor

\_\_\_\_\_ Against

Adopted by Council: \_\_\_\_\_ Date \_\_\_\_\_

Certified Passed by Council Secretary

By \_\_\_\_\_

Approved by Mayor: \_\_\_\_\_ Date \_\_\_\_\_

By \_\_\_\_\_

Requested by Department of: \_\_\_\_\_

By \_\_\_\_\_

Form Approved by City Attorney

By Paul M. Hickey

Approved by Mayor for Submission to Council

By James Scheibel

WHITE - CITY CLERK  
PINK - FINANCE  
CANARY - DEPARTMENT  
BLUE - MAYOR

FILE COPY

# CITY OF SAINT PAUL Council Resolution

Council File NO. \_\_\_\_\_

Presented By \_\_\_\_\_

Referred To \_\_\_\_\_ Committee: \_\_\_\_\_ Date \_\_\_\_\_

Out of Committee By \_\_\_\_\_ Date \_\_\_\_\_

A resolution amending the structure of the Youth Athletic and Sports Fund Board.

WHEREAS, the Saint Paul City Council established an Athletic Sports Fund and a Youth Athletic and Sports Fund Board by Council Resolution No. 87-993 on July 8, 1987; and

WHEREAS, the Council in this resolution provided that said Board would be made up of one youth and one adult from each Council District; and

WHEREAS, the Council now wishes to expand the structure of this Board to include not only one youth and one adult from each Council District, but to include four adult at-large members; now, therefore, be it

RESOLVED, that the City Council hereby amends the structure of the Youth Athletic and Sports Fund Board to be made up of one youth and one adult from each Council District and four adults to be appointed at-large.

## COUNCILMEN

Yeas \_\_\_\_\_ Nays \_\_\_\_\_

\_\_\_\_\_ In Favor

\_\_\_\_\_ Against

Adopted by Council: \_\_\_\_\_ Date \_\_\_\_\_

Certified Passed by Council Secretary

By \_\_\_\_\_

Approved by Mayor: \_\_\_\_\_ Date \_\_\_\_\_

By \_\_\_\_\_

Requested by Department of: \_\_\_\_\_

By \_\_\_\_\_

Form Approved by City Attorney

By \_\_\_\_\_

Approved by Mayor for Submission to Council

By \_\_\_\_\_

# Did you know?

Stan Peskar

## What fees and local expenditures may a city require of organizations conducting charitable gambling within the city?

Cities have the authority, as with the alternative three percent tax on gross earnings, to charge an investigation fee of state licensed organizations. In addition, they can require that the organization make a donation of up to ten percent to a specific organization (not the city).

The ability to "charge" organizations has become increasingly complicated by the various forms such a charge may take.

*Minnesota Statutes* Section 349.16 authorizes a city to assess an investigation fee "on organizations applying for, or renewing a license to conduct lawful gambling." This fee would seem to apply to organizations that hold state licenses. (When a type of gambling is exempt from state licensing, a city has the authority, under M.S. Section 349.213, to require a permit.)

As mentioned above, *Minnesota Statutes* Section 349.213 authorizes a city to require a permit not to exceed \$100, of those organizations which are exempt from state licensing. Because of circular references in the statutes, however, some organizations exempt from state licensing may also be exempt from this type of local regulation. If you are interested, you may

request the League's "Local Regulation of Charitable Gambling," 255.5.

A city now may also assess a three percent tax on the gross receipts of an organization conducting gambling (M.S. 349.212). The statute says, however, that "a tax imposed under this subdivision is in lieu of all other local taxes and local investigation fees on lawful gambling. . . ." This tax, according to the statute, may be imposed on a licensed organization.

If the city chooses to implement the new three percent tax on licensed organizations, it would not be able to charge an investigation fee. The city would, however, seem to have the ability to require specific expenditures from certain organizations (up to ten percent). It would also, according to the language of the three percent tax, retain the ability to require a permit of those organizations that are exempt from state licensing.

Finally, a city may still require, as a condition to the issuance of a license, that an organization donate up to ten percent of its net profits to a particular organization. This might be an organization conducting activities such as youth hockey or softball, which the city would otherwise support with city

funds. A city may not, however, require an organization to make a specific expenditure to the city (except investigation fees and the three percent tax) as a condition to conduct gambling.

### What about local approval of a state license and more stringent local regulation after the 1987 amendments?

Under M.S. 349.213, cities still have authority to adopt more stringent regulation of any form of lawful gambling within their jurisdiction, including the prohibition of any form of lawful gambling. The authority granted by this section does not include the power to require a license or permit to conduct gambling by organizations, or sales by distributors licensed by the board.

Before issuing or renewing an organization license, the board must notify the council of the city in which the organization's premises are located. If the city council adopts a resolution disapproving the license and informs the board within 30 days of receiving notice of the license, the license may not be issued or renewed. ■

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Anderson Dale Architects, Inc.

2675 University Avenue  
St. Paul, Minnesota 55114  
612-642-9000

4 March 1988

Mr. Jerry Dulgar, City Manager  
City of Crystal  
4141 Douglas Drive  
Crystal, Minnesota 55422-1696

Dear Jerry,

In response to our discussions during the past few days, we have compiled a series of tasks that lead toward a selection of an alternative for the Crystal Public Safety and the Crystal Community Center projects.

**I. Statement of the Problem:**

Additional possibilities should be looked at for accomodating the space needs of the Crystal Public Safety Department and providing for a new Community Center.

**II. Review and Comment:**

In our initial study, we developed the space needs program for the Public Safety Department and the Community Center including indications of how they could be accomodated by adding to the City Hall building, for the Police, and by constructing a new Community Center adjacent to the Municipal Pool.

Subsequently, we were asked to look at utilizing the Fair Elementary School, located at 39th and Adair, in response to an interest shown by the City of Robbinsdale, to combine the facilities of the Police Departments, and in developing a combined Community Center. We prepared some preliminary space allocation diagrams, indicating that this building could house both the police departments and the community center.

**III. Additional Possibilities**

Further discussions indicated that another possibility may exist. The City of Crystal presently has two fire stations. One located in the northern part of the city and the other, adjacent to the City Hall, in the central part. Ideally, the fire stations should be located with a station in the more southerly neighborhoods.

Someone mentioned that it may be possible to convert the present fire station, adjacent to City Hall, into the police department, and to construct a new, smaller, fire station in a more southerly location.

Possibilities then exist to interconnect the two buildings by means of a tunnel (provisions were made for this interconnection), and to replan the City Hall to allow the space required for the various city departments, community room, council chamber, television rooms, offices etc..

#### **IV. Proposal of Tasks**

In order to properly evaluate each of these latter alternatives, it is necessary to gather information, on each, that can be equally evaluated.

In dealing with either of the existing buildings, we will investigate the following:

- Age/condition of structure to be remodeled.
- Building infrastructure; heating/cooling, plumbing, electrical
- Cost of acquisition
- Exterior envelope: Energy considerations, physical condition
- Preparation of space utilization diagrams
- Site location/configuration in relation to proposed usage
- Vehicular flow/parking
- Estimated cost of renovation

For the proposed fire station, we will prepare a preliminary estimate of probably construction cost based on similar building types.

For each of the alternatives, we will develop a general timeline, indicating how each alternative affects the Administration, Police Department and Community Center activities.

#### **V. Review of findings / Initial evaluation of results**

Meeting with the City Manager and Staff, conduct review of the findings and prepare comments

#### **VI. Workshop with City Council members**

Conduct a workshop with members of the City Council to review the alternatives, and to solicit comments

**VII. Preparation of report of findings**

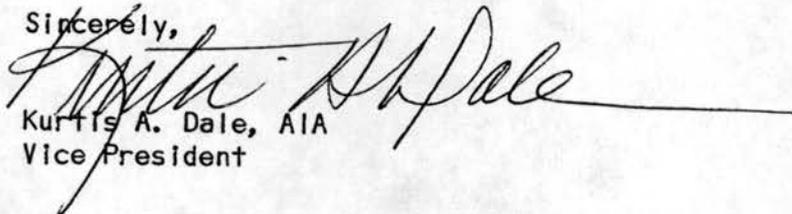
Prepare a report indicating the findings and comments on the various alternatives, along with diagrams and sketches that will assist in making a decision.

**VIII. Presentation to the City Council for review and selection.**

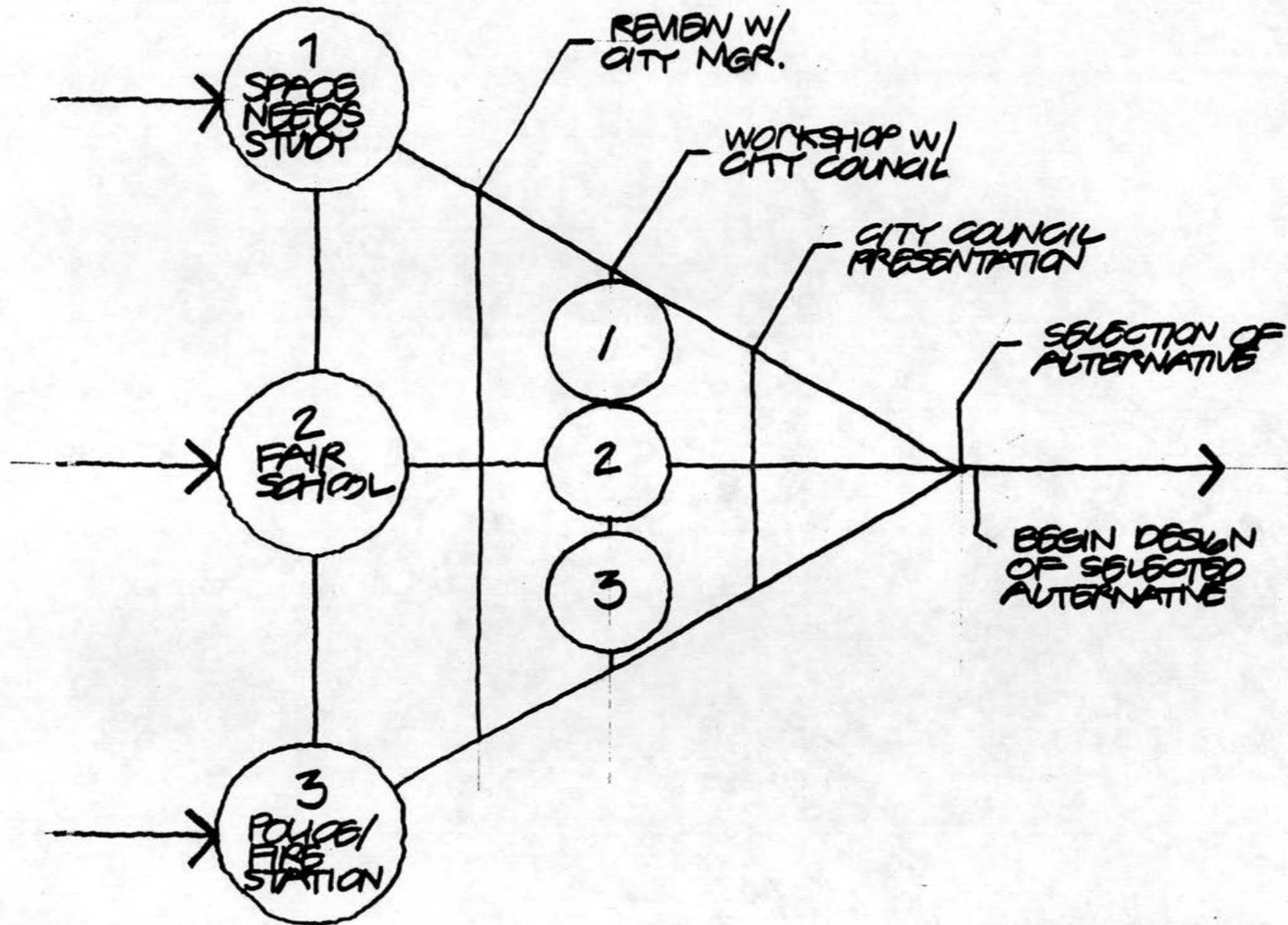
**IX. Begin the design process on the selected alternative.**

I would like to meet with you and discuss some direction on these tasks before we proceed, and we will be pleased to submit a fee estimate fee for this work.

Sincerely,

A handwritten signature in cursive script, appearing to read "Kurtis A. Dale", written in dark ink. The signature is fluid and extends across the width of the typed name below it.

Kurtis A. Dale, AIA  
Vice President



CITY OF CRYSTAL  
 PUBLIC SAFETY / COMMUNITY CENTER



Anderson Dale Architects, Inc.  
 2675 University Avenue  
 St. Paul, Minnesota 55114  
 612-642-4650



Anderson Dale Architects, Inc.

2675 University Avenue  
St. Paul, Minnesota 55114  
612-642-9000

10 March 1988

Mr. Jerry Dulgar, City Manager  
City of Crystal  
4141 Douglas Drive  
Crystal, Minnesota 55422-1696

Dear Jerry,

In response to our discussions regarding my letter of 4 March outlining a series of tasks that lead toward a selection of an alternative for the Crystal Public Safety and Community Center, I offer the following outline of specific tasks for each alternative together with fees.

- I. Remodeling and additions to Fair Elementary School to accommodate a combined Crystal/Robbinsdale Public Safety Department and combined Crystal/Robbinsdale Community Center.
  - Conduct mechanical and electrical systems inspections, making recommendations for repair or replacement and addition
  - Investigation with recommendations regarding general building upgrading to meet current energy use standards
  - Locating a set of prints of the architectural, structural, mechanical and electrical drawings for use in estimating potential remodeling costs
  - Identify possible locations of asbestos and estimate the cost of removal
  - Review the building for conformance with current Minnesota State Building Code, and especially designing for the Handicapped.
  - Refine preliminary sketches for presentation to the City Council
  - Prepare a preliminary cost estimate including the above items
  - Attend review meetings

We estimate the fees for this alternative to be \$5,000

- II. Relocate the Police Department into the existing Fire Station and remodel the former police space into City Administration area. Community Center and Fire Station will be new buildings on other sites.
- Conduct mechanical and electrical systems inspections, making recommendations for repair or replacement and additions.
  - Review the building for conformance with current Minnesota State Building Code, and especially designing for the Handicapped.
  - Investigation with recommendations regarding general building upgrading to meet current energy use standards
  - Prepare preliminary sketches of alternate space use within the Fire Station building, including the addition of an elevator.
  - Prepare preliminary sketches of the proposed building additions.
  - Prepare a preliminary cost estimate including the above items
  - Attend review meetings
  - Prepare a preliminary cost estimate, based on square foot costs for a new Fire Station

We estimate the fees for this alternative to be \$4,000

- III. Replan the existing City Hall to accommodate the Police Department on both levels and expand the Administrative wing of the building to accommodate additional required space for current activities and to house the functions displaced by the Police Department. The Community Center will be a new building on another site.
- Review the building for conformance with current Minnesota State Building Code, and especially designing for the Handicapped.
  - Prepare preliminary sketches of alternate space use within the City Hall building, including the addition of an elevator.
  - Prepare preliminary sketches of the proposed building additions.
  - Prepare a preliminary cost estimate including the above items, together with cost figures previously obtained for upgrading of the mechanical system.
  - Attend review meetings

We estimate the fees for this alternative to be \$3,000

IV. Prepare schematic design sketches of the Community Center building, utilizing the previous programming information, but reflecting the reductions and eliminations that have taken place since the initial work.

- Prepare preliminary design sketches
- Prepare a preliminary cost estimate
- Attend review meetings

We estimate the fees for this alternative to be \$3,500

For the review of all alternatives, we have included two (2) review/presentation meetings and one (1) City Council Meeting in our fees.

Jerry, if you have questions or need additional information please feel free to call me.

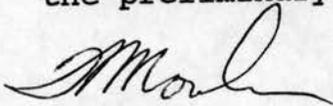
Sincerely,



Kurtis A. Dale, AIA  
Vice President

TO: Planning Commission  
FROM: Bill Monk, City Engineer  
DATE: February 29, 1988  
RE: Final Plat of Opsahl Addition

The final plat for the Opsahl Addition has been submitted for approval. The Planning Commission recommended approval of the preliminary plat on September 14, 1988 in conjunction with a rear yard setback variance required due to a deficient yard depth. The final plat document is identical to the preliminary and approval is recommended.



WM:jrs

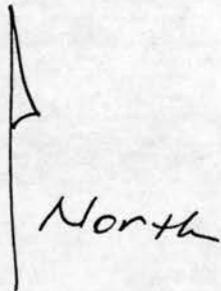
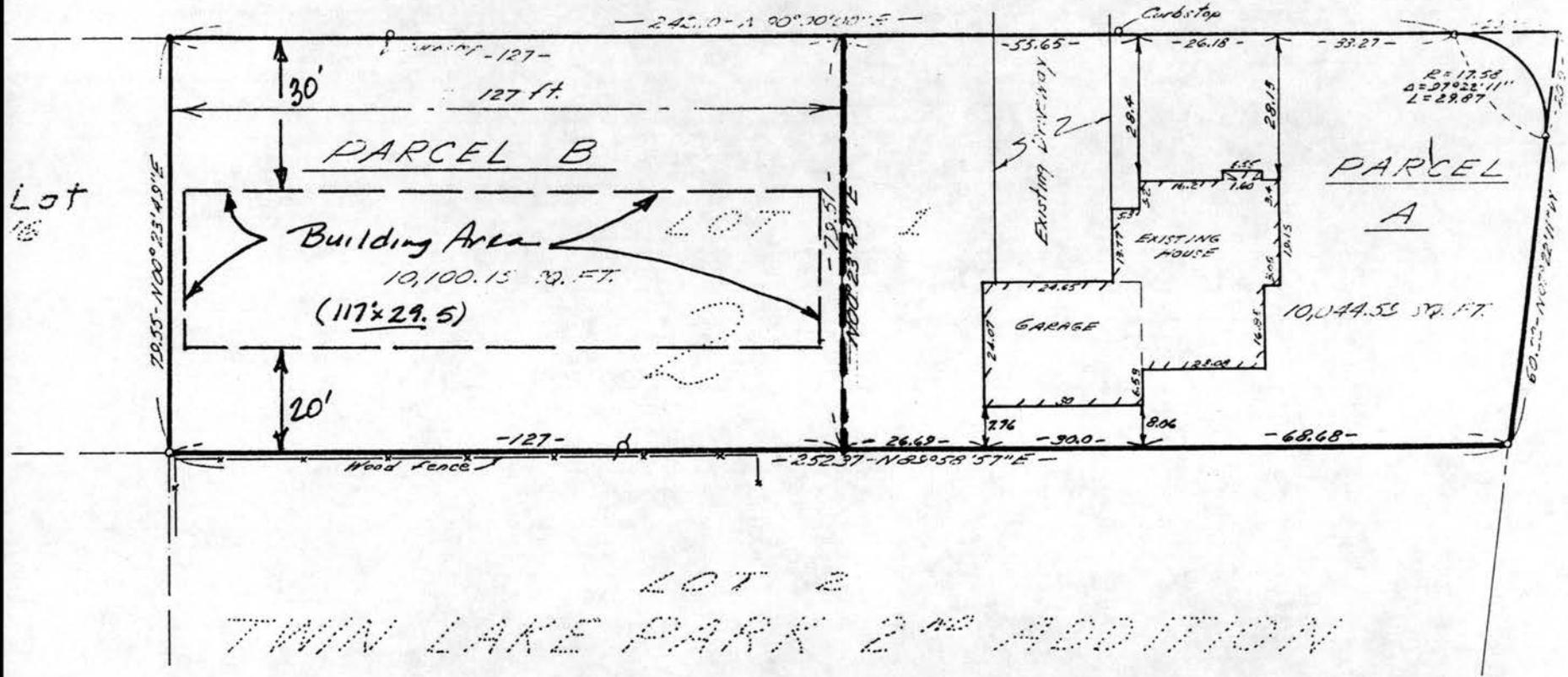
Encls



66

JUN 28 1911 M.M.

# 58TH AVE. NO.



Reduction of Opsahl Addition  
Preliminary Plat

TO: Jerry Dulgar, City Manager  
FROM: Bill Monk, City Engineer  
DATE: March 9, 1988  
RE: Sales Tax Refunds on Construction Contracts

As described in the attached LMC notice, Crystal may be eligible for a sales tax refund for taxes erroneously charged for materials on construction projects between 1981 and 1985. Contractors Crystal worked with during that period have already filed claims which the City may join in seeking reimbursement.

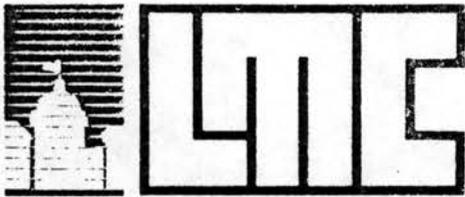
An attorney representing the contractors, Mr. Jon Sarff, has offered an agreement to the City under which 50% of any sales tax reimbursement recovered would be turned over to Crystal. Legal fees would be covered by the contractors' share. It should be noted that the City is not in a position to proceed with a claim on its own as Crystal did not file a claim within the two-year time period.

In staff's view the City has nothing to lose by entering into the attached agreement as long as the indemnity amendment recommended by the City Attorney is included. Approval of the agreement and amendment with Mr. Sarff is recommended.



WM:jrs

Encls



League of Minnesota Cities

183 University Ave. East  
St. Paul, MN 55101-2526  
(612) 227-5600 (FAX: 221-0986)

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February 3, 1988

To: City Clerks. Please direct this communication to the City Manager or Administrator if your city has one. Also please provide a copy of this memo to your city attorney and engineer if your city appears on this list.

From: Stan Peskar, General Counsel

RE: Sales tax refunds - construction contracts 1981-85

A large number of cities have received letters from one or two attorneys offering to handle processing of city claims for improperly collected sales taxes. These taxes were erroneously collected from contractors when cities made purchases from the contractors as part of construction contracts. Sewer and water pipe as well as other personal property items like meters and computers were purchased by cities as part of construction contracts before M.S. 297A.01 was amended to end exemption, effective May, 9, 1985, except for written contracts and written bids submitted before July 1, 1985. The issues and citation of relevant cases are set out in Acton Construction Co. v. Commissioner of Revenue, 391 N.W.2d 828 (Minn 1986)

Those cities which filed their own claims with the revenue department back in 1985 or 1986 and can document the sales tax amount, will probably want to have their own personnel pursue the refund. Your city engineer may have project records useful in proving your claim. If not and if the city does not have receipts showing the sales tax on personal property incorporated in the project your engineer may be able to get your contractors to cooperate by searching project records and furnishing documents. On the enclosed list, cities that filed their own claims, are marked with an E under the CVE column. This list may not be complete, but it is the revenue department list. M.S. 297A.35 permits refunds if the claim was filed within the longer of the two following periods:

1. two years after the tax was paid
2. three years from the filing of the return

Letters of request for refund along with documentation (receipts or sales tax returns etc.) should be directed to William P. Bergeson, Minnesota Department of Revenue, audit division, Mail station 6522, St. Paul, MN 55146-6522.

If the city has filed a valid claim but wishes to use outside counsel to process and prove its claim, Attorney Jack Elmquist (612)371-9472 has offered to do so for one third of the refund or one fifth if no contractor assistance is necessary. For claims over \$20,000, he

wants one fourth or 15 % if no contractor assistance is necessary.

Those cities which did not file a claim in time to stop the statute of limitations from running may rely on a claim filed by the contractor if the contractor filed a claim within the statutory period. As in the case of cities which filed their own claim, M.S. 297A.35 permits refunds if the claim was filed within the longer of the following two periods:

1. two years after the tax was paid
2. three years from the filing of the return

On the list furnished by the department of revenue cities for which claims have been filed by the contractor are identified by a C in in CVE column. This list also may or may not be complete. In cases where the city's claim was preserved by the contractor's filing for the refund, the city may well want to negotiate with either of the two attorneys to have them process the claim and share the refund with the contractors who were enterprising enough to file the claim. It is not clear that the fact that the contractor filed the claim in a timely manner gives it any greater legal rights in the refund than if the city had filed its own claim. However, it does seem fair to compensate the contractor more for having preserved the claim. More importantly, gaining contractor cooperation documenting the claim without giving them a piece of the action could be difficult in cases where the claim was preserved by their action. wh

Mr Elmquist has offered to process contractor initiated claims for one half of the claim. For claims over \$10,000, one third. In each case attorney costs would be paid out of the contractor Share so the city would receive either one half or two thirds.

These terms may or may not be reasonable depending on the effort required to research, document and otherwise prove each claim for refund. However there may be some efficiencies to be gained by using a single firm to process those claims which the city does not choose to handle itself.

The other attorney who has been contacting cities offering to represent them is a Jon Sarff. He has not contacted me and I do not have his phone number.

Jon G Sarff

ATTORNEY AT LAW  
523 SOUTH EIGHTH STREET  
MINNEAPOLIS, MINNESOTA 55404  
(612) 332-1241

February 2, 1988

J. T. Irving  
City of Crystal  
4141 Douglas Drive N.  
Crystal, Mn. 55422

Re: Sales and Use Tax Letter Agreement

Dear Mr. Irving:

I represent a number of contractors who wish to assist you in recovering refunds of sales and use tax for the period prior to May 9, 1985. If you have not filed a claim for refund, you are foreclosed from doing so at this time because of the applicable statute of limitation. However, a claim for refund can still be obtained through my clients who are willing to assist you in consideration of your agreement to permit fee participation on the terms and conditions more fully described in this Letter Agreement.

My clients will make their claims for refund of sales and use tax available for your claim. I will provide you with legal advice in regard to the submittal of the claim and I have retained an independent public accounting firm (CPA) to assist us in the submittal and audit of such claims with the Department of Revenue. I will be responsible for the payment of fees to the referenced public accounting firm. In consideration of the services provided, you will pay the undersigned attorney 17.5% of all amounts of tax and accrued interest thereon recovered by you. In consideration of the services provided by my contractor clients, you will pay my contractor clients an additional fee of 32.5% of all amounts of tax and accrued interest thereon recovered by you. Thus, the aggregate fee paid to the undersigned and my contractor clients shall be fifty percent (50%) of all amounts recovered by you. You will keep and retain fifty percent (50%) of all amounts recovered by you.

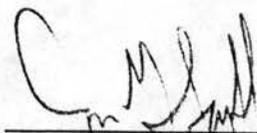
It is essential that you execute and return this Letter Agreement to the undersigned as soon as possible in order to avoid any prejudice to your claim under the applicable statute of limitations. If you have any questions, please contact the undersigned.

Once this Letter Agreement is executed by you and returned to my attention, I will contact you to arrange a time when your claim for refund can be reviewed by you prior to its submittal on your behalf. We are prepared to commence the preparation of your claim within approximately 30 days of your acceptance of this Letter Agreement.



CITIES THAT HAVE COMMITTED TO 50% PARTICIPATION AGREEMENTS

Eden Prairie  
Blue Earth  
Buffalo  
New Prague  
Mankato  
St. Anthony  
Hoyt Lakes  
Red Wing  
Oakdale  
Richfield  
Shoreview  
Fergus Falls  
Osseo  
New Brighton  
Prior Lake  
Champlin  
Oak Park Heights  
Alexandria  
Lakeville  
Hanska  
International Falls  
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Cottage Grove  
Anoka  
Falcon Heights  
White Bear Lake  
Northfield  
St. Joseph  
Pine City  
Wadena  
Sartell  
Byron  
North Koochiching Sewer Board

  
\_\_\_\_\_  
Jon G Sarff

LeFevere  
Lefler  
Kennedy  
O'Brien &  
Drawz

A Professional  
Association

March 4, 1988

2000 First Bank Place West  
Minneapolis  
Minnesota 55402

Telephone (612) 333-0543  
Telecopier (612) 333-0540

Clayton L. LeFevere  
Herbert P. Lefler  
J. Dennis O'Brien  
John E. Drawz  
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Glenn E. Purdue  
Richard J. Schieffer  
Charles L. LeFevere  
Herbert P. Lefler III  
James J. Thomson, Jr.  
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Steven M. Tallen  
Mary Frances Skala  
Christopher J. Harristhal  
Timothy J. Pawlenty  
Rolf A. Sponheim  
Julie A. Bergh  
Darcy L. Hitesman  
David C. Roland  
Karen A. Chamerlik  
Paul D. Baertschi

Mr. Bill Monk  
City Engineer  
4141 Douglas Drive North  
Crystal, Minnesota 55422

Re: Sales and Use Tax Letter Agreement

Dear Bill:

Enclosed is a copy of the Sales and Use Tax Letter Agreement signed by Mr. Jon G. Sarff which you forwarded to me for review. Mr. Sarff's proposal refers to refunds of sales and use tax which may be due to the City from the Minnesota Department of Revenue for a period prior to May 9, 1985, based upon a 1983 Minnesota Supreme Court decision.

Since the City is barred from seeking its own refunds by the statute of limitations governing tax refund claims, Mr. Sarff's proposal appears to be the only feasible means by which the City can recover its refund. Since Mr. Sarff's fees would be based upon a percentage of the refunds which he recovers and he will do the necessary legal work, entering into a contract with Mr. Sarff will not involve any financial commitment by the City. The City would be required only to provide access to its construction contract records for the period from 1981 through May 9, 1985. We would recommend that Mr. Sarff's proposal be submitted to the Council for consideration. I believe that all that would be required would be a simple motion to authorize the execution of the letter agreement by the City Manager and the designation of Mr. Sarff as attorney to represent the City with respect to the matter described in the letter agreement.

I am also enclosed a proposed amendment to the agreement which I would recommend that the City make a condition to the execution of the agreement. The purpose of this amendment is to ensure that Mr. Sarff agrees to indemnify the City in case it is determined that the claim is frivolous or brought in bad faith and

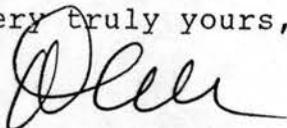
Mr. Bill Monk  
March 4, 1988  
Page 2

attorney's fees and costs are assessed against the City. We believe that this possibility is probably remote since there appears to be a sound legal basis for claiming these refunds. According to Mr. Sarff, over 30 other municipalities have already authorized the execution of this agreement. I believe that Mr. Sarff will agree to the execution of the amendment since he has already agreed to a similar amendment to the agreement with the City of Richfield.

At this point, we do not know how much money the City may be entitled to or even whether the City is due any refunds at all. Since Mr. Sarff's proposal involves no financial commitment and no expenditures of staff time on the part of the City, we would recommend that the City accept Mr. Sarff's proposal.

If you have any questions concerning this matter, please give me a call.

Very truly yours,



David J. Kennedy

DJK:caw  
Enclosure

cc: Jerry Dulgar

AMENDMENT TO SALES AND USE TAX LETTER AGREEMENT

Jon G. Sarff and the City of Crystal hereby agree to amend the Sales and Use Tax Letter Agreement between Jon G. Sarff and the City of Crystal, dated \_\_\_\_\_, 1988, ("Letter Agreement") to include the following clause:

Jon G. Sarff agrees to indemnify the City of Crystal for any costs or attorney's fees which may be assessed against the City as a result of his efforts to obtain refunds of sales and use tax on behalf of the City of Crystal from the Minnesota Department of Revenue pursuant to the terms of the Letter Agreement.

CITY OF CRYSTAL

By \_\_\_\_\_  
Its Mayor

By \_\_\_\_\_  
Its City Manager

JON G. SARFF

\_\_\_\_\_  
Jon G. Sarff

CERTIFICATION OF MINUTES RELATING TO  
MULTIFAMILY HOUSING DEVELOPMENT REVENUE BONDS, SERIES 1988

Issuer: City of Crystal, Minnesota

Governing Body: City Council

Kind, date, time and place of meeting: A regular meeting,  
held on March 15, 1988, at \_\_\_\_ o'clock p.m. at the City Hall.

Members present:

Members absent:

Documents Attached:

RESOLUTION NO. 88- \_\_\_\_

RESOLUTION AUTHORIZING THE SALE AND ISSUANCE OF  
MULTIFAMILY HOUSING DEVELOPMENT REVENUE BONDS  
(CRYSTAL SENIOR HOUSING PROJECT), SERIES 1988,  
OF THE CITY, FOR THE PURPOSE OF FINANCING A  
MULTIFAMILY RENTAL HOUSING DEVELOPMENT, AND  
AUTHORIZING THE EXECUTION OF NECESSARY DOCUMENTS

I, the undersigned, being duly qualified and acting recording officer of the public corporation issuing the obligations referred to in the title of this certificate, certify that the documents attached hereto, as described above, have been carefully compared with the original records of said corporation in my legal custody, from which they have been transcribed; that said documents are a correct and complete transcript of the minutes of a meeting of the governing body of said corporation, and correct and complete copies of all resolutions and other actions taken and of all documents approved by the governing body at said meeting, so far as they relate to said obligations; and that said meeting was duly held by the governing body at the time and place and was attended throughout by the members indicated above, pursuant to call and notice of such meeting given as required by law.

WITNESS my hand officially as such recording officer  
this \_\_\_\_ day of March, 1988.

(SEAL)

\_\_\_\_\_  
City Clerk

Councilmember \_\_\_\_\_ introduced the following resolution and moved its adoption:

RESOLUTION NO. 88-\_\_\_\_\_

RESOLUTION AUTHORIZING THE SALE AND ISSUANCE OF MULTIFAMILY HOUSING DEVELOPMENT REVENUE BONDS (CRYSTAL SENIOR HOUSING PROJECT), SERIES 1988, OF THE CITY, FOR THE PURPOSE OF FINANCING A MULTIFAMILY RENTAL HOUSING DEVELOPMENT, AND AUTHORIZING THE EXECUTION OF NECESSARY DOCUMENTS

BE IT RESOLVED by the City Council of the City of Crystal, Minnesota (the "City"), as follows:

Section 1. Authorization and Recitals.

1.01. General Authority. By the provisions of Minnesota Statutes, Chapter 462C, as amended (the "Act"), the City is authorized to plan, administer, issue and sell revenue bonds or obligations and to make or purchase loans to finance one or more multifamily housing developments within its corporate limits, which revenue bonds or obligations shall be payable solely from the revenues of the development. Pursuant to the Act this Council has approved a Housing Plan for the City (the "Housing Plan") after a public hearing was held thereon, which Housing Plan was reviewed and commented upon by the Metropolitan Council pursuant to paragraph (c) of Section 462C.01 of the Act. This Council has approved a multifamily housing program under the Housing Plan (the "Program"), by a resolution adopted on May 19, 1987. The program provides for the financing of a project under the Act consisting of the acquisition, construction and equipping by a Minnesota partnership with Brutger Companies, Inc., as its general partner, of an approximately 79-unit residential multifamily housing project intended primarily for the elderly to be located in the City (the "Project"). The Program has been reviewed and approved by the Minnesota Housing Finance Agency, as required by Minnesota Statutes, Section 462C.04, Subdivision 2.

1.02. Proposed Bonds and Mortgage Loan. Representatives of Crystal Senior Housing Limited Partnership (the "Developer"), have proposed that the City, acting under and pursuant to the Act, issue and sell its Multifamily Housing Development Revenue Bonds (Crystal Senior Housing Project), Series 1988, in an aggregate principal amount not to exceed \$3,800,000 (the "Bonds"). The Bonds will be issued and sold pursuant to the Act and upon the terms and conditions set forth in an Indenture of Trust, dated as of March 1, 1988 (the "Indenture"), to be

entered into between the City and First Trust National Association (the "Trustee"). The proceeds of the Bonds will be disbursed to the Developer for the construction of the Project in the manner provided in the Indenture and a Loan Agreement, dated as of March 1, 1988 (the "Loan Agreement"), to be entered into between the City and the Developer. Pursuant to the Loan Agreement the City will lend the proceeds of the Bonds to the Developer. Under the Indenture, the City will grant a security interest in the City's interest in the Loan Agreement and payments to be made thereunder (except the City's right to payment of expenses and indemnification), including the security therefor, as security for the payment of the principal of, premium, if any, and interest on the Bonds. To secure the Developer's obligations under the Loan Agreement, the Developer will deliver to the Trustee, as mortgagee, a Combination Mortgage, Security Agreement and Fixture Financing Statement, dated as of March 1, 1988 (the "Mortgage"), relating to certain real and personal property comprising the Project. The Project will be subject to the terms and restrictions contained in the Deed and Covenants Running with the Land, dated as of March 1, 1988 (the "Deed"), executed by the Housing and Redevelopment Authority in and for the City of Crystal, Minnesota (the "HRA"), as grantor, and accepted by the Developer, and in the Contract for Private Development, dated as of July 16, 1987, as amended by a First Amendment to Contract for Private Development (and Related Documents), dated as of November 19, 1987, and a Second Amendment to Contract for Private Development, dated as of January 19, 1988, between the City, the HRA and the Developer (as so amended, the "Contract for Private Development").

1.03. Documentation. The following documents (collectively, the "Documents"; documents (a) through (e) are herein referred to as the "City Documents") relating to the financing of the Project and the issuance of the Bonds have been submitted to the City and are on file in the office of the City Clerk:

- (a) the Indenture;
- (b) the Loan Agreement;
- (c) the form of Bond Purchase Agreement (the "Bond Purchase Agreement") between the City, the Developer, Brutger Companies, Inc., Brutger Equities, Inc. and Miller & Schroeder Financial, Inc. (the "Purchaser");
- (d) the Contract for Private Development;

- (e) the Agreement Limiting Repayment Obligation (the "Repayment Agreement") between the City, the HRA, the Developer and the County of Hennepin, Minnesota;
- (f) the Deed;
- (g) the Mortgage; and
- (h) the Preliminary Official Statement (the "Preliminary Official Statement"), dated March 14, 1988.

2. Approval of Documents.

It is hereby found and determined that the financing of the Project by the issuance of the Bonds would be in the best interests of the City and its inhabitants, and would further the housing policies and goals set forth in the Housing Plan and the Program. The forms of the Documents referred to in Section 1.03 are approved subject to such modifications, deletions and additions as are deemed necessary and appropriate and approved by the Mayor and City Attorney, which approval shall be conclusively evidenced by execution of the City Documents by the Mayor and the City Manager. The Mayor and City Manager are directed to execute the City Documents on behalf of the City. Copies of all of the Documents shall be delivered, filed and recorded as provided therein. The Mayor, the City Manager and the City Clerk are also authorized and directed to execute such other instruments and certificates as may be required to give effect to the transactions herein contemplated. It is hereby found and determined that it is necessary and desirable to extend the date of Closing, as defined in Article III of the Contract for Private Development, until June 1, 1988, and such extension of the time for Closing is hereby ratified and approved.

3. Official Statement.

The Bonds will be offered for sale by the Purchaser to the public by means of the Preliminary Official Statement and a final Official Statement substantially in the form of the Preliminary Official Statement, to be dated on or about March \_\_, 1988. The City hereby consents to the distribution of the Preliminary Official Statement or the Official Statement to prospective purchasers of the Bonds. The City has not participated in the preparation of the Preliminary Official Statement or the Official Statement, has made no independent investigation with respect to the information contained therein and assumes no responsibility for the accuracy or completeness of such information.

#### 4. The Bonds; Terms, Sale and Execution.

4.01. Authorization. The City hereby authorizes the issuance of the Bonds in an aggregate principal amount not to exceed \$3,800,000, bearing interest at a rate or rates per annum not to exceed 10.00%, in the form, upon the terms and subject to the limitations set forth in the Indenture and this resolution. The Bonds are hereby sold to the Purchaser at the price and upon the terms contained in the Bond Purchase Agreement.

4.02. Execution. The Mayor and the City Manager are hereby authorized and directed to execute the Bonds as prescribed herein and in the Indenture and to deliver them to the Trustee, together with a certified copy of this resolution, the other documents required in the Indenture, and such other certificates, documents and instruments as may be appropriate to effect the transactions herein contemplated. The Trustee is hereby appointed authenticating agent for the Bonds pursuant to Minnesota Statutes, Section 475.55, Subdivision 1.

4.03. Modifications, Absence of Officers. The approval hereby given to the various Documents referred to above includes an approval of such modifications thereto, deletions therefrom and additions thereto as may be necessary and appropriate and approved by the City Attorney and the Mayor prior to the execution of the documents. The execution of any instrument by the appropriate officer or officers of the City herein authorized shall be conclusive evidence of the approval of such documents in accordance with the terms hereof. In the absence or disability of the Mayor, any of the documents authorized by this resolution to be executed may be executed by the acting Mayor, and in the absence or disability of the City Manager by such officer of the City who, in the opinion of the City Attorney, may execute such documents.

#### Section 5. Authentication of Proceedings.

The Mayor, City Manager, City Clerk and other officers of the City are authorized and directed to furnish to the Purchaser and bond counsel certified copies of all proceedings and records of the City relating to the Bonds, and such other affidavits and certificates as may be required to show the facts relating to the legality and marketability of the Bonds as such facts appear from the books and records in the officer's custody and control or as otherwise known to them; and all such certified copies, certificates and affidavits, including any heretofore furnished, shall constitute representations of the City as to the truth of all statements contained therein.

Section 6. Prior Resolution.

This Resolution replaces and supersedes Resolution No. 87-81, heretofore adopted by the City Council on November 17, 1987.

Section 7. Limitations of the City's Obligations.

Notwithstanding anything contained in the Bonds, the Loan Agreement, the Indenture, the Deed, the Contract for Private Development or the Bond Purchase Agreement or any other Documents referred to in Section 1.03, the Bonds shall not constitute a debt of the City within the meaning of any constitutional, statutory or charter limitation, and shall not be payable from nor charged upon any funds other than the revenues pledged to the payment thereof, and no Bondholder shall ever have the right to compel any exercise of the taxing power of the City to pay the Bonds or the premium, if any, or interest thereon, or to enforce payment thereof against any property of the City other than those rights and interests of the City which have been pledged to the payment thereof under the Indenture, and the Bonds shall not constitute a charge, lien or encumbrance, legal or equitable, upon any property of the City other than those rights and interests of the City which have been pledged to the payment thereof under the Indenture. The agreement of the City to perform the covenants and other provisions contained in this resolution or the Bonds, the Loan Agreement, the Indenture, the Deed, the Contract for Private Development or the Bond Purchase Agreement and the other Documents listed in Section 1.03 shall be subject at all times to the availability of the revenues furnished by the Developer sufficient to pay all costs of such performance or the enforcement thereof, and the City shall not be subject to any personal or pecuniary liability thereon.

Adopted: March 15, 1988.

\_\_\_\_\_  
Mayor

Attest: \_\_\_\_\_  
City Clerk

The motion for the adoption of the foregoing resolution was duly seconded by Councilmember \_\_\_\_\_, and, upon vote being taken thereon, the following voted in favor thereof:

and the following voted against or abstained:

whereupon said resolution was declared duly passed and adopted.

15-Mar-88

CITY OF CRYSTAL  
 1988 EXPENDITURE REPORT February 1988  
 C.ROBBE

NORMAL %= 16.67%

DEPARTMENT	#	BUDGET AMOUNT	PRIOR MONTH YTD EXPENSES	ENCUMBERANCES	CURRENT EXPENDITURES	TOTAL EXPENSES	RATIO	UNENCUMBERED BALANCE
Mayor & Council	10	\$97,800.00	\$19,508.46		\$3,563.82	\$23,072.28	23.6%	\$74,727.72
Administration	11	\$320,671.00	\$19,901.43	\$13,907.66	\$22,331.52	\$42,232.95	17.5%	\$264,530.39
Assessing	12	\$110,201.00	\$3,684.09	\$321.00	\$8,807.69	\$12,491.78	11.6%	\$97,388.22
Finance	13	\$119,526.00	\$4,301.43	\$474.13	\$8,774.66	\$13,076.09	11.3%	\$105,975.78
City Buildings	14	\$157,226.00	\$17,196.43	\$34.70	\$18,284.09	\$35,480.52	22.6%	\$121,710.78
Police	15	\$1,507,042.00	\$57,330.48	\$44,467.02	\$108,620.46	\$165,950.94	14.0%	\$1,296,624.04
Fire	16	\$235,055.00	\$11,476.08	\$11,680.00	\$5,100.76	\$16,576.84	12.0%	\$206,798.16
Planning & Inspection	17	\$95,869.00	\$4,320.07		\$7,584.69	\$11,904.76	12.4%	\$83,964.24
Civil Defense	18	\$55,183.00	\$1,392.34	\$11,938.00	\$2,710.78	\$4,103.12	29.1%	\$39,141.88
Engineering	19	\$207,276.00	\$7,804.16	\$870.18	\$15,154.40	\$22,958.56	11.5%	\$183,447.26
Street	20	\$441,105.00	\$15,813.00	\$3,743.85	\$41,301.35	\$57,114.35	13.8%	\$380,246.80
Park Maintenance	21	\$376,546.00	\$14,287.65	\$25,132.49	\$25,085.71	\$39,373.36	17.1%	\$312,040.15
Weed Control	22	\$0.00	\$0.00			\$0.00	ERR	\$0.00
Recreation	25	\$383,814.00	\$15,466.17	\$1,400.30	\$29,531.42	\$44,997.59	12.1%	\$337,416.11
Health	26	\$142,634.00	\$4,698.16	\$63.86	\$9,864.86	\$14,563.02	10.3%	\$128,007.12
Civil Service	27	\$18,950.00	\$1,100.00		\$600.00	\$1,700.00	9.0%	\$17,250.00
Legal	28	\$95,000.00	\$1,000.00		\$13,978.90	\$14,978.90	15.8%	\$80,021.10
Elections	29	\$19,000.00	\$0.00		299.4	\$299.40	1.6%	\$18,700.60
Misc Commissions	30	\$6,175.00	\$354.20		\$25.00	\$379.20	6.1%	\$5,795.80
Swimming Pool	31	\$74,122.00	\$0.00	\$2,456.08	\$228.00	\$228.00	3.6%	\$71,437.92
Non-Departmental	32	\$1,104,750.00	\$40,400.76	\$3,379.77	\$40,585.23	\$80,985.99	7.6%	\$1,020,384.24
Tree Disease	34	\$48,142.00	\$0.00		\$30.28	\$30.28	0.1%	\$48,111.72
<b>TOTALS</b>		<b>\$5,616,087.00</b>		<b>\$119,869.04</b>	<b>\$362,463.02</b>	<b>\$602,497.93</b>	<b>12.9%</b>	<b>\$4,893,720.03</b>
<b>Thorson-Fund #83</b>		<b>\$97,495.00</b>	<b>\$6,261.75</b>	<b>\$571.00</b>	<b>\$8,970.02</b>	<b>\$15,231.77</b>	<b>16.2%</b>	<b>\$81,692.23</b>
<b>Utility Fund-#81</b>								
Water	23	\$755,167.00	\$10,969.65	\$8,871.38	\$99,288.28	\$110,257.93	15.8%	\$636,037.69
Sewer	24	\$991,667.00	\$132,082.33	\$5,212.50	\$77,432.41	\$209,514.74	21.7%	\$776,939.76
<b>TOTALS</b>		<b>\$1,746,834.00</b>	<b>\$573,573.22</b>	<b>\$14,083.88</b>	<b>\$176,720.69</b>	<b>\$319,772.67</b>	<b>19.1%</b>	<b>\$1,412,977.45</b>

15-Mar-88

CITY OF CRYSTAL  
C.ROBBESUMMARY OF REVENUES AS OF FEBRUARY 1988  
NORMAL PERCENT=

16.67%

GENERAL FUND 01	ESTIMATED REVENUE	PRIOR MONTH YEAR TO DATE	RECEIPTS CURRENT MO	RECEIPTS YEAR TO DATE	PERCENTAGE RECEIVED
<hr/>					
ACCT #	TAXES				
3011	Current Ad Valorem Taxes	\$2,046,343.00	\$0.00	\$0.00	0.0%
3012	Delinq Ad Valorem Taxes	\$0.00	\$0.00	\$0.00	
3013	Penalties & Interest	\$9,000.00	\$0.00	\$0.00	0.0%
3014	Forfeited Tax Sale	\$0.00	\$0.00	\$0.00	
3015	Prepaid Special Assessments	\$0.00	\$0.00	\$0.00	
	Sub Total	\$2,055,343.00	\$0.00	\$0.00	0.0%
LICENSES & PERMITS					
3111	Liquor License On Sale 06/30	\$49,500.00	\$0.00	\$0.00	0.0%
3112	Liquor Licenses Off Sale 06/30	\$1,600.00	\$0.00	\$0.00	0.0%
3113	Beer & Tavern Licenses 06/30	\$6,500.00	\$0.00	\$42.00	0.6%
3114	Club Licenses 06/30	\$2,600.00	\$0.00	\$0.00	0.0%
3115	Garbage & Refuse License 06/30	\$1,700.00	(\$75.00)	\$44.00	-1.8%
3116	Taxi Cab Licenses	\$150.00	\$0.00	\$0.00	0.0%
3117	Music Box-Misc Amusements	\$9,500.00	\$333.50	\$156.75	5.2%
3118	Food Handling Licenses	\$12,500.00	\$825.00	\$324.50	9.2%
3119	Gas Pump & Station Licenses	\$1,700.00	\$159.50	\$0.00	9.4%
3121	Bowling Alley Licenses	\$600.00	\$0.00	\$0.00	0.0%
3123	Cigarette Licenses	\$900.00	\$57.00	\$10.00	7.4%
3124	Misc Licenses	\$1,200.00	\$81.06	\$0.00	6.8%
3125	Billboard-Sign Hangers License	\$1,000.00	\$0.00	\$55.00	5.5%
3126	Plumbing-Gas Licenses & Cards	\$4,800.00	\$977.75	\$734.75	35.7%
3127	Sign Licenses 05/15	\$9,500.00	\$6,809.63	\$2,826.45	101.4%
3128	Tree Trim Licenses	\$600.00	\$123.75	\$110.00	39.0%
3150	Dog Licenses & Impound Fees	\$6,500.00	\$202.50	\$107.00	4.8%
3151	Building Permits	\$78,000.00	\$1,082.10	\$2,403.30	4.5%
3153	Plumbing Permits	\$13,000.00	\$200.50	\$716.50	7.1%
3154	Sewer Permits	\$800.00	\$35.00	\$17.50	6.6%
3155	Water Permits	\$900.00	\$0.00	\$0.00	0.0%
3157	Driveway Permits	\$700.00	\$0.00	\$0.00	0.0%
3158	Street Excavation Permits	\$1,000.00	\$50.00	\$0.00	5.0%
3159	Misc Permits	\$0.00	\$0.00	\$0.00	
3161	Gas Permits	\$7,000.00	\$196.50	\$431.75	9.0%
3162	Burglar Alarm Permits 05/15	\$1,200.00	\$150.00	\$0.00	12.5%
3163	Mechanical Permits	\$11,000.00	\$338.34	\$712.00	9.5%
3164	Sign Permits	\$2,800.00	\$173.50	\$370.00	19.4%
3165	Parking Permits	\$0.00	\$0.00	\$0.00	
3166	Restaurant Hoods	\$1,000.00	\$150.00	\$75.00	22.5%
	Sub Total	\$228,250.00	\$11,870.63	\$9,136.50	9.2%

15-Mar-88

	ESTIMATED REVENUE	PRIOR MONTH YEAR TO DATE	RECEIPTS CURRENT MO	RECEIPTS YEAR TO DATE	PERCENTAGE RECEIVED
STATE SHARED TAXES					
3350 Local Government Aid	\$1,630,961.00	\$0.00	\$0.00	\$0.00	0.0%
3351 State Aid Streets	\$26,325.00	\$4,603.00	\$0.00	\$4,603.00	17.5%
3352 Machinery Tax Replacements	\$0.00	\$0.00	\$0.00	\$0.00	
Sub Total	\$1,657,286.00	\$4,603.00	\$0.00	\$4,603.00	0.3%
OTHER SERVICES					
3500 Misc Receipts	\$3,000.00	\$27.02	\$137.30	\$164.32	5.5%
3501 NWSCC and CAC	\$2,000.00	\$13,570.49	(\$30.11)	\$13,540.38	677.0%
3503 Bicycle License	0	\$6.00	\$1.00	\$7.00	
3511 Spec Rezoning App Charge	\$3,500.00	\$150.00	\$225.00	\$375.00	10.7%
3512 Sale of Maps-Documents etc	\$200.00	\$9.00	\$13.00	\$22.00	11.0%
3513 Engineering & Clerical Fees	\$50,000.00	\$0.00	\$0.00	\$0.00	0.0%
3514 Weed Cutting Charges	\$1,500.00	\$0.00	\$0.00	\$0.00	0.0%
3515 Filing Fees	\$0.00	\$0.00	\$0.00	\$0.00	
3516 License Investigations	\$500.00	\$0.00	\$0.00	\$0.00	0.0%
3517 Jail & Breathalyzer Tests	\$1,200.00	\$0.00	\$0.00	\$0.00	0.0%
3568 Accident Reports	\$1,000.00	\$66.50	\$80.50	\$147.00	14.7%
3569 Special Assessment Searches	\$5,000.00	\$190.00	\$382.50	\$572.50	11.5%
3570 Sanitarian Costs & Reimburse	\$131,653.00	\$0.00	\$15,052.47	\$15,052.47	11.4%
3580 Recreation Program Receipts	\$105,765.00	\$5,678.96	\$2,712.92	\$8,391.88	7.9%
3581 Crystal Facilities Used	\$200.00	(\$207.50)	\$0.00	(\$207.50)	-103.8%
3582 Non-Budget Account	\$0.00	(\$109.43)	(\$222.62)	(\$332.05)	
3586 Water Tests	\$500.00	\$20.00	\$20.00	\$40.00	
3587 Swimming Pool Receipts	\$36,490.00	\$0.00	\$0.00	\$0.00	0.0%
3590 Refunds & Reimbursements	\$71,500.00	(\$217.58)	\$217.58	\$0.00	0.0%
3591 Insurance Refunds	\$0.00	\$0.00	\$0.00	\$0.00	
3592 Misc Land & Equip Sales	\$25,000.00	\$0.00	\$0.00	\$0.00	0.0%
3593 Misc Transfers	\$0.00	\$0.00	\$0.00	\$0.00	
3594 Building Sub-Rental	\$400.00	\$30.00	\$60.00	\$90.00	22.5%
3595 Waste Oil Revenues	\$800.00	(\$52.40)	(\$172.65)	(\$225.05)	-28.1%
3599 Interest Earned	\$160,000.00	\$0.00	\$0.00	\$0.00	0.0%
3610 Court Fines	\$225,000.00	\$0.00	\$13,345.29	\$13,345.29	5.9%
3611 Alarm Charges	\$0.00	\$0.00	\$50.00	\$50.00	
3630 Forfeited Bail	\$0.00	\$0.00	\$200.00	\$200.00	
Previous Yr Fund Balance	\$850,000.00	\$850,000.00		\$850,000.00	
Sub Total	\$1,675,208.00	\$869,161.06	\$32,072.18	\$901,233.24	53.8%
TOTAL	\$5,616,087.00	\$1,929,693.14	\$41,208.68	\$926,843.37	16.5%

15-Mar-88

FUND #83 THORSON SCHOOL		ESTIMATED REVENUE	PRIOR MONTH YEAR TO DATE	RECEIPTS CURRENT MO	RECEIPTS YEAR TO DATE	PERCENTAGE RECEIVED
3500	Miscellaneous Receipts	\$0.00	\$0.00	\$0.00	\$0.00	
3580	Recreation Program Receipts	\$23,060.00	\$2,310.35	\$3,136.65	\$5,447.00	23.6%
3582	Non-Budget Activities	\$0.00	\$0.00	\$0.00	\$0.00	
3590	Refunds & Reimbursements	\$0.00	\$0.00	\$0.00	\$0.00	
3770	Office Rental	\$46,149.30	\$1,438.21	\$5,982.23	\$7,420.44	16.1%
3771	Gym Rental	\$763.50	\$170.00	\$105.00	\$275.00	36.0%
3772	Donations		\$0.00	\$0.00	\$0.00	
TOTAL		\$69,972.80	\$3,918.56	\$9,223.88	\$13,142.44	18.8%
FUND #81 UTILITY FUND						
3500	Miscellaneous Receipts			\$0.00		
3599	Interest Earned	\$0.00		\$0.00		
3739	Misc Income-Water	\$0.00	(\$518.36)	\$0.00	(\$518.36)	ERR
3740	Water Sales	\$0.00	\$41,358.28	\$16,541.14	\$57,899.42	ERR
3741	Penalties Earned-Water	\$0.00	\$1,486.31	\$887.64	\$2,373.95	ERR
3742	Sales of Meters-Horns	\$0.00	\$3.36	\$0.00	\$3.36	ERR
3743	Joint Water Comm Reimb	\$0.00	\$0.00	\$11,128.67	\$11,128.67	ERR
3744	Metro Waste Reimburse	\$0.00	\$0.00	\$0.00	\$0.00	ERR
3759	Misc Income-Sewer	\$0.00	\$0.00	\$0.00	\$0.00	ERR
3760	Sewer Service Revenue	\$0.00	\$59,996.48	\$26,285.22	\$86,281.70	ERR
3761	Penalties Earned-Sewer	\$0.00	\$2,183.03	\$1,286.04	\$3,469.07	ERR
TOTAL		\$0.00	\$104,509.10	\$56,128.71	\$160,637.81	ERR
FUND #82 STREET LIGHTING						
3764	Street Lighting Revenue		\$7,233.08		\$7,233.08	ERR
3765	Penalties Earned		\$201.27		\$201.27	ERR
TOTAL		\$0.00	\$7,434.35	\$0.00	\$7,434.35	ERR



4141 Douglas Drive North • Crystal, MN 55422-1696 • 537-8421

ADMINISTRATIVE OFFICE

MEMO TO: ALL HOLDERS OF CRYSTAL CITY CODE BOOKS

FROM: DARLENE GEORGE, CITY CLERK *D. G.*

Attached you will find a copy of a new ordinance, or ordinances, as the case may be, which were recently passed by the City Council and are in effect.

Please remove the old page or pages from your Crystal Code Book and replace them with the new, as this is the only way you will keep your book up-to-date.

Thank you for your cooperation.

enclosure

to be provided for payment and security of prior lien obligations have been credited to the account or accounts from which such prior obligations are payable, but no monies properly credited to an account for payment and security of obligations constituting a subordinate lien as herein provided shall thereafter be required to be transferred to an account for any prior lien obligations.

Subd. 4. Replacement Accounts. All net revenues in excess of the current requirements of the accounts hereinabove described shall be credited upon each periodic apportionment of revenues into Replacement Accounts. In each such account there shall be maintained such balance, but in no event less than a total of \$50,000 for the two Replacement Accounts, or as the Council shall from time to time determine necessary to constitute an adequate reserve for the replacement of the water system and sewer system. Monies at any time on hand therein shall be available and shall be used, to the extent necessary to restore any deficiency in the foregoing accounts for fulfillment of the requirements with respect to such accounts, but when not so needed may be used to pay for replacement, repairs or capital improvements of the utility.

Subd. 5. Surplus Accounts. All revenues on hand from time to time in excess of requirements of the Replacement Accounts shall be credited to Surplus Accounts, and may be used for any of the purposes for which funds on hand in the Replacement Accounts may be used and, in addition, may be transferred to other funds of the City as directed by the Council.

700.07. Special Rates; Senior Citizens and Disabled Persons. The Council may by resolution establish maximum sewer and water use rates for senior citizens and disabled persons, qualifications for, and the method of administering such special rates. (Ord. 79-1, Sec. 1; Amended, Ord. 80-6, Sec. 1; Ord. 87-13, Sec. 1)

700.09. Annual Report. The City Treasurer (Finance Director) shall annually prior to July 1 prepare and submit to the Council a report detailing the financial condition of the combined water and sewer utility and the funds maintained therein, together with the Treasurer's recommendation as to the sufficiency of the rates and charges to adequately support the operations of the utility. (Ord. 79-1, Sec. 1)

- Subd. 6. On Sale Liquor establishment, serving food, with seating capacity over 100 persons  
 Business establishment with more than 75 employees and private rest room facilities only  
 Laundromats  
 Large supermarkets with refuse disposal units.

710.05. Sewer Use Rates. Subdivision 1. Charges Imposed. The rates and charges for the use and service of the Sanitary Sewer System are fixed by this subsection. The rates and charges are made against each lot, parcel of land, unit or premises connecting directly or indirectly to the system and from which only normal sewage is discharged into the system.

Subd. 2. Flat Charges. Where the rate is not based upon the metered use of water the following quarterly charges for the respective user classifications established in Subsection 710.03 are as follows: (Amended, Ord. 80-6, Sec. 3)

<u>User Classification</u> <u>Established by</u> <u>Section 710.03</u>	<u>Quarterly Charge</u>
Subd. 2	\$ 24.00
Subd. 3	57.60
Subd. 4	138.50
Subd. 5	316.80
Subd. 6	432.00

Subd. 3. Schools. For each public or private school the quarterly charge shall be charged whether school is in session or not and shall be based upon the metered water consumption on the premises served. The minimum quarterly charge is \$7.75 per classroom per quarter. If a school has an unmetered private water supply the minimum quarterly charge shall apply. (Amended, Ord. 80-6, Sec. 3; Ord. 81-21, Sec. 1; Ord. 82-18, Sec. 1; Ord. 87-13, Sec. 2)

Subd. 4. Metered Flow Charge. For all premises where the sewer service charge is based upon metered use of water the charge shall be computed at the rate of \$0.75 per one hundred cubic feet of water. (Amended, Ord. 80-6, Sec. 3; Ord. 81-21, Sec. 1; Ord. 82-18, Sec. 1; Ord. 87-13, Sec. 2)

Subd. 5. Commercial, Industrial and Institutional Uses. The sewer service charge shall be based upon metered water consumption on the premises served. The minimum quarterly charge is \$24.00 per quarter for each available occupancy on a premises served. If the premises has an unmetered private water supply system, the quarterly charges set forth in subdivision 2 shall apply. Special charges for high intensity effluent users are established by Ordinance No. 78-13. (Amended, Ord. 80-6, Sec. 3; Ord. 81-21, Sec. 1; Ord. 82-18, Sec. 1; Ord. 87-13, Sec 2)

Subd. 6. Residential Units. The sewer service charge for residential units shall be the quarterly charge set by subdivision 2 of this subsection. Each available unit of occupancy in a multiple residence is a residential unit. (Amended, Ord. No. 79-1, Sec. 2; Ord. 80-6, Sec. 3)

710.07. Metered Water Supply. Subdivision 1. Installation. A meter recording the use of water may be installed on any nonresidential lot, parcel, premises or unit enumerated in subsection 710.03 and thereafter the sewer use rate shall

715.05. Time and Connection. If, for any cause, the plumber laying the service pipe shall fail to have the connection made or the excavation ready for tapping the main at the time specified in his application, notice must be given to the Water Department fixing another day on which he wishes to make the connection. The notice must be given at least two days previous to the excavation for laying the service or pipe or making a tap.

715.07. Excavation for Tapping. Excavations made for the purpose of making a tap from the City water mains shall be at least 2 1/2 feet wide by 4 feet long inside the curbing, said 4 feet to be measured from a point 6 inches beyond the side of the main opposite to that which is to be tapped and from said point toward the building with which said water connection is to be made. Such excavation shall extend to the depth of at least 12 inches lower than the bottom of the water main. Ample clear space shall be allowed around the main in all cases to insert the tapping machine. All excavations for tapping shall be safely curbed to the satisfaction of the City tapper. In case the excavation is not properly made, sufficient clear space is not provided, or the excavation is improperly curbed, the tap shall not be made until the excavation, clear space and curbing are proper and made. A safe ladder shall be furnished by the plumber for the use of the inspector for the purpose of inspecting the connection to the City main.

715.09. Property Assessments. No permit shall be issued to tap or connect with any water main either directly or indirectly from any lot or tract of land unless:

- a) Such tract or lot to be served by such connection has been assessed for the cost of construction of the watermain with which the connection is to be made, or
- b) If no assessment has been levied for such construction cost, proceedings for levying such assessment are in progress, or
- c) If no assessment has been levied and no assessment proceedings are in progress, a sum equal to the portion of cost of constructing said watermain which would be assessable against said lot or tract has been paid to the City.

715.11. Accounts; How Kept. All accounts shall be kept on the books of the Water Department by the house and street number, and under the account number assigned thereto. Bills and notices shall be sent to the house and street number of the property. If a non-resident owner or agent desire personal notice sent to a different address, he shall file a written application therefor with the Water Department. Responsibility for a notice of change of ownership shall rest with the owner.

715.13. Water Rates. Subdivision 1. Schedule. The rate due and payable to the City by each water user within the City for water taken shall be \$0.72 per one hundred cubic feet, payable quarterly, subject, however, to a minimum charge to each water user for:

<u>Meter Size</u>	<u>Quarterly Minimum Charge</u>
3/4 inch or smaller	\$ 10.00
1 inch	19.40
1 1/2 inch	36.55
2 inch	61.20
3 inch	110.05
4 inch	183.55
6 inch	367.10
8 inch	611.95

(Amended, Ord. 79-1, Sec. 3; Ord. 80-6, Sec. 4; Ord. 81-21, Sec. 2; Ord. 82-18, Sec. 2; Ord. 84-8, Sec. 1; Ord. 87-13, Sec. 3)

Subd. 2. Estimates. In case the meter is operating in a faulty manner, the amount of water used will be estimated. Where service is for less than a quarterly period, this charge will be pro-rated on a monthly basis.

Subd. 3. Billing. Water bills shall be rendered quarterly, shall specify the water consumed and the charge in accordance with the foregoing rates, and shall be due and payable when rendered. If payment is not made within twenty (20) days of mailing of the bill a penalty of ten percent shall be added to the entire balance due on such bill. Payments received by mail, postmarked on or before the twentieth day, shall be deemed to be paid within said period. Delinquent accounts shall be certified with penalties to the County Auditor with the taxes against such property and shall be collected with other taxes on such property. This assessment roll shall be delivered to the Council for action thereon on or before October 1st of each year.

Subd. 4. Automatic Sprinkler System. Where a connection is made to an automatic sprinkler system for standby fire service only, a charge for such service shall be made on an annual basis as follows:

3 inch pipe connection	\$ 90.00
4 inch pipe connection	133.00
6 inch pipe connection	180.00
8 inch pipe connection	223.00
10 inch pipe connection	268.00

These rates shall apply in all cases where automatic sprinklers are installed, and where fire gates and other outlets are sealed. No charge will be made for water used in extinguishing fires. Meters or detector check valves shall be installed on such services as required. Should it be found that water not metered is used through a fire connection for any purpose other than the extinguishing of fire upon the premises, the owner or occupant will be notified, and the water may be shut off until proper adjustments are made, and the owner shall be subject to the penalties provided in this section. (Amended, Ord. 80-6, Sec. 5; Ord. 81-21, Sec. 3; Ord. 82-18, Sec. 3; Ord. 87-13, Sec. 4)

CRYSTAL PARK AND RECREATION ADVISORY COMMISSION  
Minutes

February 3, 1988

The regular meeting of the Crystal Park and Recreation Advisory Commission was called to order at 7:09 p.m. by Chairperson Mark Hoffmann. Members present were: Ms. Reid, Mr. Grimes, Mr. Sochacki, Ms. Pitts, Ms. Saunders, and Mr. Carlson. Also present were: Mr. Leppa, council liaison, Mr. Smothers, city council, Mr. Brandeen and Ms. Hackett from the department staff.

The minutes were approved as sent.

Ms. Hackett reviewed the monthly report, highlighting major activities. Mr. Brandeen informed the commission that a marquee type sign for Becker is in the bid process.

The Yunker Park drainage plan was reviewed and discussed.

**Moved by Mr. Sochacki and seconded by Mr. Hoffmann to recommend acceptance of the plan for grading and creating a drainage pond in Yunkers Park.**

**Motion carried-unanimous.**

Mr. Brandeen reviewed the proposal to charge a rental fee for the Bassett Creek picnic area. The fee would be \$15 per shelter. Mr. Brandeen explained that the cost is for the increased garbage hauling created by picnics.

**Moved by Mr. Grimes and seconded by Ms. Reid to recommend approval of a \$15 fee per shelter for picnic reservation as outlined in Mr. Brandeen's memo to Mr. Dulgar.**

**Motion carried 6-1.**

**Yes: Grimes, Reid, Hoffmann, Sochacki, Pitts, and Saunders.  
No: Carlson.**

Mr. Carlson felt a non-resident fee should be established and the residents would not have to pay a fee to use the facility. Mr. Brandeen explained that residents only are allowed to reserve the areas. Ms. Reid added that she felt \$15 was not too much to pay.

There was no Long Range Planning Report. Mr. Hoffmann suggested an alternate representative should be appointed in the event Mr. Genis is unable to attend. Mr. Hoffmann will try to find someone to do this, or he will do it himself.

A joint Council-Long Range Planning Commission is planned for February 9. Mr. Grimes and Mr. Hoffmann can attend.

Ms. Reid gave a Frolics Committee report. The Commission will assist with these events: Ice Cream Social, Kiddie Parade, and Dunk Tank.

Raffle tickets will be sold again this year. The committee is considering sending them through the mail. Mr. Grimes suggested including Frolics events and Becker Park flyers. Mr. Carlson wondered if the costs of stamps would be prohibitive. Mr. Smothers reported that the Firemen did well by mailing the tickets. Door prizes will be merchandise. Help is needed to sell ads for the tabloid. Mr. Hoffmann suggested selling the raffle tickets to the crowds at the ballfields. Carnival tickets sellers are needed - youth groups are being approached. Mr. Leppa asked if there will be a flower competition on the Bass Lake Road Streetscape. There is some controversy regarding the stage entertainment and bingo; bingo players can't hear the numbers being called. An alternate location for bingo is being considered.

Mr. Brandeen showed the commission a conceptual drawing of the playground equipment at Lions SooLine Park. The park will be dedicated at a summer commission meeting. Mr. Brandeen thanked the Lions again.

The 1988 swim pool rates were discussed. The resident rates will remain the same and non-resident fees will be increased.

Moved by Mr. Grimes and seconded by Mr. Sochacki to recommend the 1988 swim pool fees as stated in Mr. Brandeen's recommendation to Mr. Dulgar.

Motion carried-unanimous.

Mr. Brandeen informed the commission that the State Swim Meet will be held in Crystal. Pool Fun Day will be held Thursday night, July 28. A Saturday session of swim lessons will be held.

The summer commission meetings were set:

Moved by Mr. Carlson and seconded by Ms. Reid to recommend that the Park and Recreation Advisory Commission schedule summer meetings as follows:

- June 1 - Twin Oak Park
- July 13 - Bassett Creek Park
- August 3 - Lions Soo Line Park (dedication of park/equipment)
- September 7 - Yunker Park

Motion carried-unanimous.

Mr. Smothers asked the procedure to use the Little League fields for donkey softball. Mr. Brandeen said the request would go through him.

Sno Daze was reviewed. Overall, the event went well. Several suggestions were made for improving events.

The Commission was asked to assist at the Easter Egg Hunt at North Lions Park on March 26.

Mr. Sochacki reported that people have been snowmobiling in MAC Park. Mr. Brandeen suggested calling the police if anyone sees snowmobiles in the park.

Mr. Grimes reported on the MRPA training for Section and Committee heads.

The meeting was adjourned at 8:38 p.m.

Respectfully submitted,

Gene Hackett  
Recorder

Crystal Park & Recreation Department  
Monthly Report  
February 1988

\*All numbers are individual registrations unless noted.

ON GOING PROGRAMS: February start

1. Senior Center Activities  
-Senior Center membership: 576. Daily attendance is 50-60.
2. R.C. (Teens/Friday Night)  
-350 (1987: 125)/Valentine Dance at Hosterman.
3. Adult Ski Trips (Adults/Wednesdays)  
February 3: Afton Alps - 27  
" " 10: Welch Village -28  
" " 17: Wild Mountain - 25  
" " 24: Spirit Mountain - 26
4. Skating Rinks 1987 in ( )

Forest - 344 (53)	Yunkers - 162 (22)
Iron Horse - 160 (62)	C. Highlands - 319 (68)
Bassett Creek - 250 (104)	Valley Place - 912 (104)
Welcome - 345 (139)	Twin Oak - 157 (52)
Broadway - 253 (70)	North Lions - 167 (72)
	Becker - n/a closed early

ON GOING ACTIVITIES

1. Senior Center Activities:  
OTLB - 32 attended outing to Vo-Tech  
Brunch Bunch - 45 attend travel slide show on Alaska  
Cribbage - 36  
Hikers - 8  
Booktalkers - 6  
Day 500 - 52  
Evening 500 - 24  
Scrapbook Committee - 6  
Welcome Committee - 4  
Poker-For-Fun - 24  
Day Bridge - 56  
Evening Bridge - 24  
Duplicate Bridge - 28  
OWL - Not Meeting  
Pool - 17  
Executive Committee - 11

2. Adult Activities  
 Men's Volleyball League  
 Women's Volleyball League  
 Co-Rec Volleyball League  
 Men's Open Basketball  
 Men's Open Volleyball  
 Co-Rec Open Volleyball  
 Walk Program - 67 currently registered  
 Complete Body Workout - 51 for Feb. session (1987-33)  
 Over 50 and Fit - 9 for Feb. session (1987-8)
3. Adult Activities  
 Hockey  
 Basketball  
 Wrestling  
 Gymnastics  
 Dance
4. Other Activities/Events (\*co-sponsored with other agencies)  
 \*TMH - EMH  
 \*Community Tripsters - Valentine Party at Medina  
 207 total/Crystal 44

PROGRAMS COMPLETED

1. WARMING HOUSE 1987-88 - 10,149  
 1986-87 - 10,345

Total attendance in 1987-88 season. 1986-87 in ( ).

Forest - 1006 (1030)	Yunkers - 583 (967)
Iron Horse - 481 (448)	C. Highlands - 949 (746)
Bassett Creek - 874 (1028)	Lion V.P. - 2777 (1210)
Welcome - 1245 (1450)	Twin Oak - 828 (1678)
Broadway - 860 (1004)	North Lions - 494 (784)
	Becker - 52 (n/a)

**Objective:** To provide competent, reliable and courteous warming house supervision in selected city parks. To provide a safe, clean and pleasant environment at the warming houses.

**Successes:** Overall program went well with few problems. Cold temperatures forced closing on several days.

**Problems:** Hard time finding excellent people to work in this type of setting.

**Recommendations:** Try to attract more motivated workers through higher salaries and more hours. Try additional locations with extended hours on weeknights. Try some special events at selected sites.

2. LEARN TO FIGURE SKATE 1988: 24/1987: 32  
LEARN TO HOCKEY SKATE 1988: 12/1987: 19

**Objective:** To provide opportunities to learn the basic skills of figure and hockey skating.

**Successes:** Good staff. Program well received.

**Problems:** Poor ice conditions in December caused delays for the Hockey Skate class. Classes were combined and moved to a central location.

**Recommendations:** More publicity. Hire staff earlier.

3. HOCKEY 1987-88: 87  
1986-87: 89

**Objective:** Through the use of volunteer coaches, to provide instruction in hockey skills. To schedule games between teams to incorporate the use of these skills in a game situation.

**Successes:** Good cooperation between the sponsoring cities (Crystal, Brooklyn Center, Golden Valley, Robbinsdale and Columbia Heights). Crystal coaches were good - skills were stressed over competition. Overall program ran well. Coaches training by NYSCA was used.

**Problems:** There were some complaints regarding playing in cold weather. Indoor games were scheduled on Snow Day so teams could not participate.

**Recommendations:**

Continue format. Try not to schedule games on Snow Day. Teams would like more games.

4. **BASKETBALL**

1987-88: 101

1986-87: 105

**Objective:**

Provide instruction in basketball fundamentals through the use of volunteer coaches. To schedule games between teams to incorporate the use of skills in a game situation.

**Successes:**

Coaches were good, the NYSCA training program was well received. Good refs. Season length was good. Good cooperation between Golden Valley and Crystal.

**Problems:**

Had a hard time getting Jr. High program off the ground. Each community had 1 team - they were sent to Robbinsdale.

**Recommendations:**

Work with Robbinsdale earlier on Jr. High program. Keep present format for 34 and 56 Leagues.

5. **ADULT SKI TRIPS**

1987: 168 (6 trips)

1986: 134 (6 trips)

**Objective:**

To provide a well-organized, well-run trip program that can offer low prices.

**Successes:**

New package plan well received. All trips went well. Sponsor cities work well together.

**Problems:**

No new people were attracted to the program.

**Recommendations:**

Keep format. The sponsor cities will meet next month for a thorough program evaluation.

March 9, 1988

TO: Jerry Dulgar, City Manager  
FROM: John A. Olson, Assistant City Manager  
Re: Vehicle & Equipment Schedule

At the Long-Range Planning Commission Meeting, I distributed a slightly revised Vehicle & Equipment Schedule previously prepared for the Commission and City Council. In the last column, on the right-hand side, I have listed the replacement date as indicated in the Five-Year Capital Improvements Plan.

I believe this information would be useful to the City Council.

JAO/js

## VEHICLE SCHEDULE 1988

VEH.	DEPT.	LICENSE	VIN	DESCRIPTION	VALUE	REPLACEMENT VALUE	MILEAGE	HOURS OF USE	R
1	11	637-AKC	1FABP39M5EG194511	1984 Ford LTD 4-door	\$6,150	\$10,765	23364		
2	11	128-475	1FABP43GOEZ155287	1984 Ford LTD 4-door Crown Vic.	\$6,150	\$11,400	66282		
200	15		2FABP43G8GX169186	1986 Ford LTD 4-door Crown Vic.	\$10,300	\$13,000	45753		88/91
201	15	074-AKG	1G1BL5165HX206166	1987 Chevrolet Caprice 4-door	\$11,025	\$13,000	9793		
202	15		2FABP43GXGX169187	1986 Ford LTD 4-door Crown Vic.	\$10,300	\$13,000	47972		88/91
203	15		1G1BL5168HX206176	1987 Chevrolet Caprice 4-door	\$11,025	\$13,000	40279		90
204	15		1G1BL5162HX206173	1987 Chevrolet Caprice 4-door	\$11,025	\$13,000	28688		90
205	15	639-AKC	1FABP39M5EG194508	1984 Ford LTD 4-door	\$4,625	\$14,000	36309		89
206	15	640-AKC	1FABP39M3EG194510	1984 Ford LTD 4-door	\$4,625	\$14,000	36309		89
207	15	638-AKC	1FABP39M7EG194509	1984 Ford LTD 4-door	\$4,625	\$14,000	34000		90
208	15		1G1BL516XHX206180	1987 Chevrolet Caprice 4-door	\$11,025	\$13,000	33490		90
209	15	RHJ-696	1G1AW19W7G6159579	1986 Chevrolet Celebrity 4-door	\$7,775	\$13,000	13400		
210	15	PBW-105	2FABP43G1FX181968	1985 Ford LTD 4-door Crown Vic.	\$8,875	\$13,000	69508		91
211	15		1G1BL5167HX206184	1987 Chevrolet Caprice 4-door	\$11,025	\$13,000	31655		90
212	15		2FABP43G6GX169185	1986 Ford LTD 4-door	\$10,300	\$13,000	50992		88/91
214	15	128-483	1GNGV26K5HF136077	1987 Chevrolet Suburban 4X4	\$13,025	\$17,000	1512		
3381	16		K90AVCF4490	1978 Ford Pumper	\$116,600	\$160,000	12138	576	
3382	16		K90AVCF4482	1978 Ford Pumper	\$116,600	\$160,000	10314	443	
3386	16		228901G288427	1968 International Pumper	\$99,100	\$160,000	17529	1084	91
3387	16		228901G182064	1966 International Pumper	\$99,100	\$160,000	26127	1687	
3391	16		1P3BP26C7DF186950	1983 Plymouth Reliant	\$5,000	\$9,000	29793		
3393	16		1GDJK33WXFS502734	1985 1 Ton 4WD GMC Truck	\$36,280	\$60,000	2290		
3394	16		1FDKE30L2DHB25655	1983 Ford Rescue Truck	\$50,000	\$70,000	4863		
3395	16		CF611FAP1598	1973 Mack Aerial Truck	\$262,350	\$350,000	9131	965	
3398	16		F25HPFC3787	1979 Ford 3/4 Ton Pickup	\$11,077	\$15,000	21310		90
27	17	128-490	1G1JC5116HJ228809	1987 Chevrolet 4-Door	\$7,900	\$10,000	1511		
28	17	102-710	1M27AA7224344	1980 Chevrolet Monza	\$2,000	\$10,000	47554		89
38	19	102-701	1G1AJ0890BY176693	1981 Chevette	\$2,000	\$7,000	20684		
41	19	102-700	2P4HB21EXBK234243	1981 Plymouth Van	\$5,000	\$12,000	41930		

## VEHICLE SCHEDULE 1988

VEH.	DEPT.	LICENSE	VIN	DESCRIPTION	VALUE	REPLACEMENT VALUE	MILEAGE	HOURS OF USE	R
301	20	102-722	1GCDC141VXFJ140791	1985 Chevrolet Pickup	\$5,000	\$9,500	18727		
302	20	102-723	1GDJK34J1DV503527	1983 GMC 1 Ton 4/WD Dump Truck	\$3,000	\$20,000	23478		
304	20	102-724	F37YLB81414	1976 Ford 1 Ton W/Lift	\$2,000	\$30,000	16878		
305	20	102-725	1GTGK24MOFJ520851	1985 GMC 4x4 3/4 Ton Pickup w/plow	\$8,000	\$18,000	16409		
310	20	102-727	F80FVY86756	1977 Ford Flatbed Truck	\$2,500	\$55,000	53210		
311	20	102-726	1FDPK80U6FVA69454	1985 Ford Dump Truck	\$28,000	\$55,000	13678		
312	20	102-728	1HTAA18EXBHA24761	1981 International Dump Truck	\$12,000	\$55,000	58700		
314	20	102-729	F80FVCF3032	1978 Ford Dump Truck	\$2,500	\$50,000	50000		
315	20	102-730	AA185KHA23482	1980 International Dump Truck/Diesel	\$8,000	\$55,000	49415		
316	20	128-492	1GDJV34M2HJ526135	1987 1 Ton GMC Dump Truck	\$15,000	\$20,000	770		
319	20	102-732	W55J007034	1955 Chevrolet Oil Truck	\$3,500	\$65,000	23609		
102	21	102-713	1GTDC14D1EJ517224	1984 1/2 Ton GMC Pickup	\$5,000	\$9,500	32346		
103	21	102-714	CCD149J150200	1979 Chevrolet 1/2 Ton Pickup	\$2,000	\$9,500	62119		90
104	21	102-715	1GTGK24J7EJ516445	1984 GMC 3/4 Ton Diesel 4x4 Plow	\$9,500	\$16,000	19747		
105	21	102-716	JOEH6YN054773	1980 Jeep 3/4 Ton Pickup 4x4 Plow	\$4,000	\$13,000	38965		88
106	21	128-474	1FDKF37H5GKB-03087	1986 Ford 1-Ton Dump Truck	\$12,500	\$15,000	10304		
107	21	102-718	C70EVCC8801	1978 Ford Tank Truck	\$10,000	\$30,000	19934		
108	21	190-907	08326-10079	1981 Toro Work Cart	\$1,500	\$3,500	874		
110	21	102-719	1GBHK34M4BJ143725	1981 Chevrolet 1 Ton 4WD Dump & Plow	\$4,000	\$18,000	33912		91
111	21	128-484		1987 Chevrolet 3/4 Ton Pickup	\$9,235	\$13,000	6829		
115	21	102-721	F10BLCH3472	1978 Ford 1/2 Ton Pickup	\$2,000	\$9,500	51654		89
401	23	102-704	1GCDC14NOFJ149645	1985 Chevrolet Pickup	\$6,722	\$8,000	17440		
426	23	822-566	C80FVX28195	1975 Vac-All	\$9,000	\$90,000	14100		
427	23	128-477	1GBGC24MXGJ152374	1986 Chevrolet Pickup 3/4 Ton	\$8,871	\$10,000	9600		91
428	23	102-706	1GCDC14NOFJ139021	1985 Chevrolet Pickup	\$6,722	\$9,000	22551		
429	23	102-707	CCL249J146338	1979 Chevrolet 3/4 Ton Pickup	\$11,077	\$11,000	43866		89
431	23	102-708	AA182JHA30439	1979 International w/Sewer Jet	\$22,000	\$60,000	13935	200 hours per	yr.90
432	23	102-709	CCD14AJ133382	1980 Chevrolet 1/2 Ton Pickup	\$7,500	\$8,000	60830		
101	25	102-712	1P3BM18C2DD179352	1983 Plymouth Horizon	\$3,700	\$8,978	24500		
55	26	128-487	1G1JC5111HJ228815	1987 Chevrolet 4-Door	\$7,900	\$8,199	4250		
56	26	128-489	1G1JC5119HJ228822	1987 Chevrolet 4-Door	\$7,900	\$8,199	5087		
56A	26	102-702	1M27VA7227448	1980 Chevrolet Monza	\$500	\$8,199	50000		

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Vehicle Schedule Total:

\$1,196,009

\$2,193,240

EQUIPMENT SCHEDULE 1988

EQUIP.	DEPT.	SERIAL NO.	DESCRIPTION	VALUE	REPLACEMENT VALUE	MILEAGE	HOURS OF SERVICE	R
303	20	23181/93	1980 MT3 Trackless Plow	\$24,000	\$40,000	714	69	
320	20	120G87V4046	1978 Catepillar Grader	\$55,000	\$110,000	2474	200	
321	20	8T18527	1956 Catepillar Grader	\$7,000	\$110,000	63	58	
323	20	S36375	1978 Elgin Pelican Street Sweeper	\$3,000	\$85,000	new motor	400 est.	90
324	20	S4809S	1981 Elgin Premiere Pelican Sweeper	\$32,500	\$85,000	1907	437	
326	20	1802	1964 Roscoe Packer	\$2,000	\$30,000	1428	19	91
337	20	1931	1951 Ferguson Roller	\$2,000	\$35,000	1497.5	77	
329	20	7V314525D	1955 Catepillar Loader, D-4	\$4,000	\$80,000	484.2	45.6	
330	20	41K7695	1978 Catepillar Loader 930	\$45,000	\$90,000	4398	283	91
340	20	4636	1986 Wildcat Snowblower	\$30,334	\$35,000	35	6.5	
114	21	B7100HD50384	1984 Kobota Utility Tractor w/Blade	\$4,900	\$9,500		532	
116	21	U-302755	1980 Ford Utility Tractor w/Blade, Backhoe	\$10,100	\$25,000		1053	
117	21	8973388	1978 Case Tractor w/Loader, Ice Shaver	\$12,700	\$40,000		1878	90
118	21	41000284	1980 Holder Utility Tractor & Blade	\$12,150	\$35,000		1000 - 1200	
119	21	5200	1976 Easy Rider Ballfield Groomer	\$300	\$3,500		1109	
120	21	8096	1973 Arnold Crawler Tractor & Blade	\$1,000	\$4,000		No hour meter	
121	21	204SA290313L	1979 John Deere Utility Tractor & Broom	\$9,200	\$24,000		1775	
122	21	204SA330756	1979 John Deere Utility Tractor Broom	\$9,700	\$24,000		1284	
123	21	3555355	1985 Exel Hustler Lawnmower & Broom	\$9,100	\$11,000		473	
125	21	5664375	1987 Hustler Rangewing Mower	\$18,700	\$20,500		118	
125A	21	00371254	1980 Gravely Tractor Mower	\$4,500	\$12,000		2402	
126	21	070502 72007	1983 Jacobsen Mower	\$14,000	\$40,000		1896	
130	21	3672	1983 Bob Cat Front Runner	\$6,500	\$11,000		836	
433	23	0581380	1978 Ford 750 Tractor/Back Hoe	\$40,000	\$70,000		2100	

kg

Equipment Schedule Total:

\$357,684

\$1,029,500

**MINUTES OF THE LONG-RANGE PLANNING COMMISSION  
JANUARY 12, 1988**

The regular meeting of the Crystal Long-Range Planning Commission was called to order at 7:10 p.m. by Mayor Tom Aaker.

Those members present were: Mayor Aaker, Vince Kieffer, Paulette Magnuson, Adrian Rygg, Jane Elsen, Dave Anderson, and Gary Joselyn.

Staff members present were: Jerry Dulgar, City Manager, John Olson, Assistant City Manager, and Bill Monk, Public Works Director.

Mayor Aaker indicated his first comments regarding the material on shopping areas was that the study brought up the point of needing business licenses and he also questioned whether the report was going to include small businesses in small business areas, such as along 42nd and 56th Avenue North. Commissioner Magnuson also asked if this study would include vacant land and buildings. Discussion was held as to the purpose of the study of commercial property. Mayor Aaker indicated that this study would help develop policy or policies for the City Council and HRA to follow.

During further discussion, Mr. Monk stated that perhaps the Commission should be looking at a correlation of the land use plan and a zoning plan to determine if there were any discrepancies between the two. The Commission then centered the discussion on the review of the land use plan and zoning plan for correlation of the two and to pinpoint inconsistencies or areas where property may be rezoned or is underutilized.

Commissioner Rygg asked that the staff also study the methodology used by other cities when doing this type of study. Commissioner Magnuson asked if it was possible for the Long-Range Planning Commission to be apprised at the plans of the HRA regarding 36th and Highway 100 because it could affect the plan as proposed by the Long-Range Planning Commission to the City Council.

Mr. Olson said that the HRA was still looking at this property but could keep the Commission informed as to the more detailed plans as they come available.

Having reviewed the minutes that were distributed at the meeting, it was moved by Commissioner Kieffer and seconded by Commissioner Anderson to approve the minutes of the November meeting.

Motion Carried.

Moved by Commissioner Magnuson and seconded by Commissioner Elsen to adjourn. The meeting was adjourned at 8:05 p.m. The next regular meeting of the Long-Range Planning Commission will be February 9 at which time the Commission and the Council will review the Five-year Plan.

MINUTES OF THE LONG-RANGE PLANNING COMMISSION  
FEBRUARY 9, 1988

The regular meeting of the Crystal Long-Range Planning Commission was called to order by Mayor Thomas Aaker at 7:05 p.m.

Those members present were: David Anderson, Jane Elsen, Adrian Rygg, Paulette Magnuson, Vincent Kieffer, Mark Hoffman (substituting for Burton Genis), Hugh Munns, and Michael Culhane.

City Councilmembers present were: Mayor Aaker, Adrian Rygg, John Moravec, Pauline Langsdorf, Betty Herbes, Rollie Smothers, and Steve Leppa.

Staff members present were: Jerry Dulgar, City Manager; Jim Mossey, Police Chief; John Olson, Assistant City Manager; Bill Monk, Public Works Director; Art Quady, Fire Chief; and Ed Brandeen, Park & Recreation Director. Also present: Gary Grimes, Park & Recreation Advisory Commission.

Mayor Aaker indicated that this was a joint meeting of the Long-Range Planning Commission and Council to review the Five-Year Capital Improvements Plan. Mayor Aaker asked Mr. Olson to review the plan year by year for discussion by the Council.

General discussion followed on each of the years and specific questions were asked of the department heads. During the discussion it was requested that a list of vehicles and equipment with mileage be provided to the Long-Range Planning Commission.

Mr. Brandeen and members of the Park Commission asked about the status of the 1987 requests in the Five-Year Plan and discussion was held regarding those requests. It was suggested that they submit those requests along with their 1988 requests to the Council and review the 1989 to 1991 requests for prioritization and submission to the Long-Range Planning Commission for its review and update of the Five-Year Plan in April.

Having no further business the meeting was adjourned at 9:01 p.m. The next regular meeting of the Long-Range Planning Commission is March 8, 1988.

*Barlow*

DUE DATE: NOON, WEDNESDAY, MARCH 9, 1988

MEMO TO: Jerry Dulgar, City Manager

MEMO FROM: John Olson, Assistant City Manager

ACTION NEEDED MEMO: From the March 1, 1988 Council Meeting

The items listed below are the actions requested by the City Council at their regular Council meeting of March 1, 1988. These items should be taken care of by noon, **Wednesday**, preceding the next regularly scheduled Council meeting and returned to the Assistant City Manager for his review.

DEPARTMENT      ITEM

REGULAR AGENDA

REDEVELOPMENT  
COORDINATOR

- 1. Public hearing to consider Year XIV Community Development Block Grant Funds and the reprogramming of Year XIII Funds.  
ACTION NEEDED: Send application for Year XIV Funds and reprogramming of Year XIII Funds to Hennepin County for processing and approval.  
ACTION TAKEN: Application sent to County 3-4-88.

CITY MANAGER

- 2. Consideration of the application of Martha J. Broberg-Harrison to the Northwest Hennepin Human Services Council's Advisory Board.  
ACTION NEEDED: Notify Northwest Hennepin Human Services of appointment.  
ACTION TAKEN: Letter sent to Martha Broberg-Harrison and Northwest Hennepin Human Services Council 3-2-88.

PARK & RECREATION  
DIRECTOR

3. Consideration of playground equipment for the park area at Forest School.  
ACTION NEEDED: Item continued until next meeting; contact School District regarding intentions for Forest School.  
ACTION TAKEN: Verbal information received; item placed on 3-15-88 Council Agenda.

ASSISTANT CITY  
MANAGER

4. Consideration of tree removal and tree trimming bids for 1988.  
ACTION NEEDED: Proceed to complete contract.  
ACTION TAKEN: Contract documents sent to low bidder 3-4-88.

PARK & RECREATION  
DIRECTOR

5. Acknowledgment of received donations from the Knights of Columbus and the Crystal Firemen's Auxiliary for permanent seating in the Becker Park area.  
ACTION NEEDED: Send letters of thanks and appreciation.  
ACTION TAKEN: Letters sent 3-3-88.

ADMINISTRATIVE  
ASSISTANT

6. Consideration of a request from Big Brothers/Big Sisters to terminate lease at Thorson Community Center effective March 31, 1988  
ACTION NEEDED: Notify Big Brothers/Big Sisters of approval of lease termination.  
ACTION TAKEN: Letter of notification sent 3-4-88.

RECYCLING  
COORDINATOR

7. Consideration of designation of Director for the Joint Powers Agreement on Refuse and Recycling Collection.  
ACTION NEEDED: Notify organization of the designation of Jerry Dulgar as the Director.  
ACTION TAKEN: Letter of notification sent to Gerald Splinter, Brooklyn Center City Manager, on 3-4-88.

PUBLIC WORKS  
DIRECTOR

8. Presentation of review of flood related issues from July 1987.  
ACTION NEEDED: Submit proposals as appropriate.  
ACTION TAKEN: Work on individual improvement projects is in process.

CITY MANAGER

9. Consideration of a resolution regarding Tax Increment Financing law changes.  
ACTION NEEDED: Send copy of resolution as amended by City Council.  
ACTION TAKEN: Certified copy sent to Senator Ember Reichgott, Representatives Ann Rest and Lyndon Carlson.

CITY MANAGER &  
CITY ATTORNEY

10. Consideration of a resolution regarding charitable gambling contributions.  
ACTION NEEDED: Item tabled for staff to review ways to monitor donations and to review lists for charitable organizations closely associated with the City.  
ACTION TAKEN: Staff review underway; may be on 3-15-88 Council Agenda.

PARK & RECREATION  
DIRECTOR

11. Consideration of request for rental of the Crystal Municipal Pool by the Marauder Aquatic Club.  
ACTION NEEDED: Notify club of Council approval of rental from 6 a.m. to 9 a.m., June 13 through August 12 at the rate of \$20 per hour.  
ACTION TAKEN: Contract sent to swim club 3-8-88.

BUILDING  
INSPECTOR

12. Consideration of temporary sign permit and waiver of fees for Lions pancake breakfast.  
ACTION NEEDED: Approve licenses upon submittal and waive the fee.  
ACTION TAKEN: Permit issued.

CITY MANAGER

13. Consideration of a resolution regarding Light Rail Transit.  
ACTION NEEDED: Notify appropriate County authorities of Council approval of resolution.  
ACTION TAKEN: Certified copies of resolution sent to Commissioner Deréus and Vern Genzlinger of LRT Board.

CITY CLERK

14. Licenses.  
ACTION NEEDED: Issue licenses.  
ACTION TAKEN: █ licenses issued.

Mn/DOT

# News



Date: March 4, 1988

612/593-8432

To be Released: IMMEDIATELY

612/593-8414

## MAJOR TRAFFIC DELAYS BEGIN ON I-694 WITH WIDENING OF BURLINGTON NORTHERN RAILROAD BRIDGE IN FRIDLEY MARCH 7

Major to severe traffic delays begin this month for motorists using I-694 to travel through the Fridley area. On March 7, the Minnesota Department of Transportation will begin a two-year project to widen the Burlington Northern Railroad bridge overpass over I-694 and to double the number of I-694 lanes underneath the bridge.

Temporary daily lane closures begin March 7 and will continue through December 31, 1989. Two lanes of traffic in each direction will be available to rush hour traffic (6:00-9:00 AM and 3:00-6:00 PM), but may be reduced periodically to one lane in each direction outside of rush hours.

The bridge widening is needed to accommodate more driving lanes on I-694 underneath. Currently, the road narrows down to four lanes with narrow shoulders and no exit/entry lanes to pass under the old European-style bridge. After reconstruction, the four through lanes will be increased to seven - three through lanes in each direction - with one exit-entry lane eastbound as well.

Traffic volumes at the bridge are about 125,000 vehicles a day - one of the highest counts in Minnesota for a four-lane road. Traffic Management Center staff report massive daily backups of traffic during rush hours.

The Burlington Northern Railroad bridge widening is Stage 1-B of a three-year long reconstruction and widening of I-694 from TH 169 in Brooklyn Park to Rice Street in Shoreview/Vadnais Heights. The bridge widening will cost about \$4.8 million; the overall freeway reconstruction will cost about \$40.5 million, and should be completed by Fall, 1990.

Other bridges will need to be widened; pavement will need to be replaced, and extra lanes, ramps, and loops will be added to I-694 to accommodate traffic. No right of way will be needed to add lanes; enough right of way exists on the shoulders and in the grass median to accommodate extra lanes.

Project engineer Bob Kozel warned that traffic delays will range from major to severe. "One of the worst delays will happen this summer, when we close I-694 down to one lane in each direction for a few days at the Burlington Northern bridge," Kozel said. "That bridge is a massive bottleneck, and I hate to think of the headaches that lane restrictions will bring. We NEED to reduce the traffic there during construction."

Motorists are urged to find alternate routes, carpool, and reduce the number of daily trips during the three year-long reconstruction of I-694. Motorists are also asked to use caution when driving through the reconstruction zone.

MORE

For more information, contact:

Dave Miller  
Resident Engineer  
593-8475

Bob Kozel  
Project Engineer  
593-8576

Marsha Storck  
Media Relations Coordinator  
593-8432

# I-694 Reconstruction

## Stage 1-B

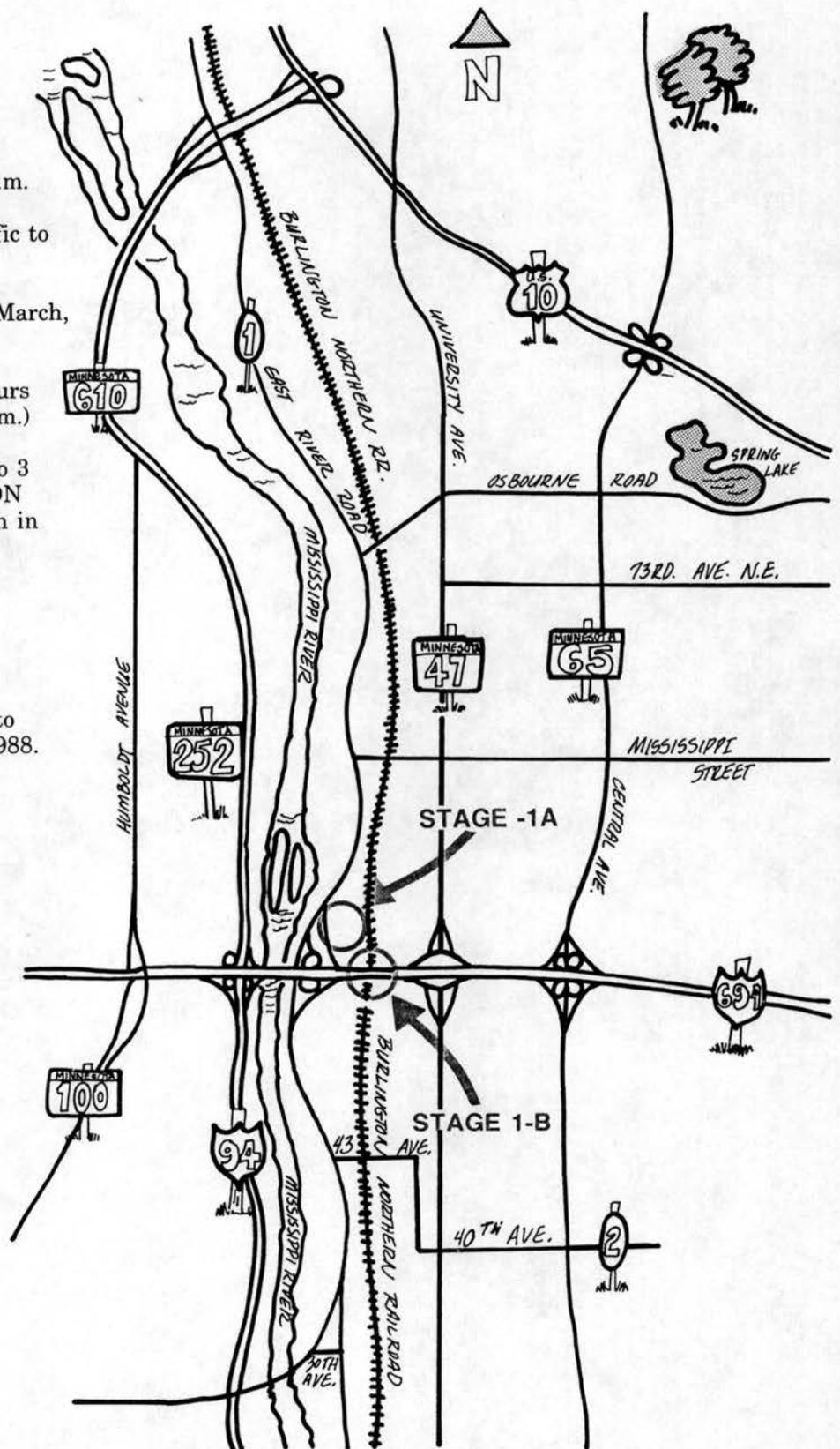
### Burlington Northern Railroad Bridge

#### Stage 1-B-BNRR Bridge

- Severe **TRAFFIC DELAYS DAILY**, 9:00 a.m. - 3:00 p.m., and 6:00 p.m. - 5:00 a.m. These **TEMPORARY DAILY (NON-RUSH HOUR) LANE CLOSURES** will reduce traffic to one lane in each direction.
- Expect temporary daily lane closures from March, 1988, through December 31, 1989.
- Two lanes in each direction during rush hours (3:00 p.m. - 6:00 p.m. and 6:00 a.m. - 9:00 a.m.) **except for:**
  - In July, 1988, for 12 **working days** (up to 3 weeks), only **ONE LANE EACH DIRECTION** will be available. Look for more information in July.

#### Stage 1-A-East River Road Interchange

- Reminder: Loop from East River Road to westbound I-694 closed until Fall, 1988.
- Reminder: Ramp from westbound TH. 694 to northbound T.H. 252 closed until Spring, 1988.



# Mn/DOT News



Date: March 4, 1988

612/593-8432

To be Released: IMMEDIATELY

612/593-8414

## CONSTRUCTION BEGINS MARCH 14 ON NEW TH 55 BRIDGE OVER I-494 IN PLYMOUTH

Plymouth area traffic will experience some traffic delays as the Minnesota Department of Transportation replaces the TH 55 bridge over I-494 in Plymouth.

Bridge construction begins Monday, March 14, after the morning rush hour and ends sometime in May, 1989. The bridge will be constructed in three stages so that two lanes of traffic in each direction can be maintained throughout the duration of the \$2.6 million project. Portions of the bridge deck will be removed at night to minimize traffic disruption. No traffic restrictions will be placed on I-494 itself except for occasional night work.

When complete, the new bridge will have two through lanes in each direction plus two left turn lanes and traffic signals on each end of the bridge to eliminate the current rush hour congestion. Currently, the TH 55 bridge carries 28,000 vehicles a day, but it's projected to carry 95,000 cars and trucks a day by the year 2007.

Drivers are asked to use caution when driving through the construction zone. Normal 12 foot lanes will be reduced to 11 feet each. Stay alert, follow the signs, and use seat belts.

#####

For more information, contact:

Dave Miller  
Resident Engineer

Tom Ravn  
Project Engineer

Marsha Storck  
Media Relations  
Coordinator

593-8475

593-8478

593-8432

Considering Hennepin County is gyrating on the plant downtown, we thought you might find this interesting.

J.D.

# Resource Recovery Plant Not a Health Risk

**BOB VAN DEMAN, P.E.**  
 Director,  
 Solid Waste Management,  
 Pinellas County, Florida

**T**HE FEAR of cancer-causing compounds from the stacks of the world's largest mass burn, resource recovery facility was recently put to rest with a 120-page report presented to the Pinellas County Board of County Commissioners. This report summarized a detailed health risk assessment prepared by HDR Engineering, Inc., Tampa, Florida as part of the air emissions testing program conducted for Unit 3 of the Pinellas County Resource Recovery Facility. A simultaneous testing program for non-criteria pollutants was conducted under the joint efforts of the Florida Department of Environmental Regulations, Pinellas County, the California Air Resources Board, and Wheelabrator Environmental Systems, Inc.

### Overview of Facility

The Pinellas resource recovery facility is located in east-central Pinellas County, approximately seven miles north of downtown St. Petersburg. The closest residential housing is located about one-half mile to the southwest of the facility.

The facility consists of three combustion units, each capable of processing 1,050 tons of municipal solid waste per day. The first two units began commercial operation in May, 1983. The third unit was completed in September, 1986. The three combustion units employ the Martin GmbH mass-burn technology. Emission control is provided by three-field electrostatic precipitators.

### Emissions Testing Program

The measurement program covered four tiers of analysis associated with evaluating the facility. These include stack emission sampling, dispersion modeling, risk assessment, and risk management. This report discusses the third step in the process.



■ AERIAL view of Pinellas County's 3,150-ton-per-day resource recovery facility.

A health risk assessment is a procedure for applying the best available data and methods to make a quantitative evaluation of the probability of adverse health impacts associated with a given activity. The risk assessment conducted for this facility evaluated both the potential for occurrence of cancer as well as other, non-cancer health impacts.

Because of limitations in data on the health effects of substances in the low quantities normally encountered in the environment, health risk assessments are conducted with the use of

extremely conservative assumptions. As a result, the cancer risk estimates generated represent not a prediction of the most likely risk, but rather an extremely confident upper bound to the risks. The actual health risks are likely to be lower (and possibly much lower) than those reported. In the case of this risk assessment, the actual measured emission data were collected at the facility. Two sets of emission numbers, a worst case and an average case, were defined based on the highest and average emissions of each substance during all of the tests.

**Table 1 — Dioxin and Furan Emissions From Resource Recovery Facilities**

*Average Emission Rate (ng/Nm<sup>3</sup> @ 12 percent CO<sub>2</sub>)*

Facility	Design Capacity (tons per day)	Date Tested	Total PCDD + PCDD (Cl <sub>4</sub> -Cl <sub>7</sub> )	TEDF <sup>a</sup>
Pinellas County	3,150	1987	85.5	0.952
Tulsa, Oklahoma	750	1986	34	0.701
Marion County, Oregon	550	1986	1.6	0.108
Westchester County, New York	2,250	1985	100	1.125
Albany, New York	750	1984	630	11.19
Hampton, Virginia	200	1983	10,365	78.30 <sup>b</sup>
East Hamilton, Ontario	500	1983	7,056	53.97 <sup>b</sup>
Chicago, Illinois	1,600	1981	400	1.79

<sup>a</sup> Toxic Equivalent Dioxins and Furans (TEDF) based on EPA weighing scheme.

<sup>b</sup> Assumes Hampton homolog distribution and a uniform isomer distribution within homolog group.

Sources: Hahn and Sussman, 1986; NYDEC, 1986; Beychok, 1987.

process water to the plant. The final effluent is chlorinated for disinfection prior to discharge.

In 1978, Amherst had installed a Pho-Strip system for phosphorous removal to take the place of the originally planned post-precipitation process. This operated until the latter part of 1985. It was discontinued then in favor of the more economical direct chemical addition of ferrous sulfate or ferric chloride to the first-stage Unox system. The iron and phosphorous form a complex that settles out and becomes part of the waste sludge.

Amherst easily meets the current limitation of 1 mg/L on phosphorous discharge with this process. Should a more restrictive 0.5 mg/L be imposed, it might have to reactivate the Pho-Strip process in conjunction with the metallic salts addition.

Solids for disposal come from at least three different points in Amherst's operations: primary sludge from the primary settling tanks, and WAS from both the first-stage and the second-stage Unox systems. The first-stage WAS is heavier and more granular; the second-stage WAS tends to be lighter and fluffier in consistency. At present, Amherst produces 11 dry tons of solids per day.

All these, plus solids from the Pho-Strip process (if it happened to be running) are mixed and put into a storage tank as feed to either the centrifuges or belt filter presses. Primary sludge goes directly to the storage tank. The WAS goes first to a gravity thickener, which can actually be operated as either a gravity or flotation thickener. Gravity seems to be working best for Amherst, and at lower cost.

The plant still has its incinerators but, due to the low solids production and the cost of fuel today, it is cheaper to send dewatered sludge to landfill. Shipping to landfill requires a minimum solids content of 20 percent. This normally is not a problem. In fact, in summer the solids will run as high as 24 percent.

Recovery rates are consistently in the 95 to 98 percent range, with polymer consumption averaging 8 lb per dry ton of solids.

Dewatering and landfill operations are on a two-shift, 16-hour-a-day basis, five days a week. Most recently, Amherst has been successfully trying a three-shift operation as a means to reduce startup and shutdown labor time, although landfill operation is limited to daylight hours.

Feed content for dewatering is not constant, since the input is a blend that varies at different times of the week. Amherst normally does not dewater on the weekends, so that primary sludge tends to be a higher

percent of the feed at the beginning of the week.

As a rule, primary sludge runs between 3 and 5 percent solids; the WAS sludge streams average 1.5 to 2.5 percent. The combined feed to both centrifuges and filter presses has ranged between 2.5 percent and 4 percent solids, at a rate of 30 to 50 gpm.

In addition to the normal influx through its sewer system, Amherst handles a variety of trucked in materials: leachates, brine, etc. — which make sludge characteristics even more episodic.

### Dewatering Costs Analysis

Over a five year period of operations, Amherst has found that maintenance costs for the two belt filter presses have totaled more than three times those for the two centrifuges. Operating under similar conditions, the filter presses required expenditures of \$53,000 for parts and labor compared to \$16,000 for the centrifuges.

In Amherst's experience, the belt filter presses were higher in both preventive and breakdown maintenance requirements. The centrifuges have tended to run a relatively constant maintenance pattern. The filter presses, on the other hand, appear to have rising maintenance costs with time.

Power requirements for the centrifuge are higher on a one-shift basis. This difference can be reduced in continuous 16- or 24-hour modes of operation, however, since the major energy consumption of a centrifuge is in startup.

The major cost difference, as far as Smith is concerned, has been in operating labor requirements. As Table 1 shows, the filter presses require 4 operator hours of attention per shift compared to 1¼ hours for the centrifuges. These figures are for the operation of two machines at a time. The difference equates to three less operators a week, or a labor cost reduction of \$100,000 a year.

With all-centrifuge dewatering in an unattended facility, Smith can see his solids handling labor time dwindling even further. Should he go to 24-hour, 5-day-a-week operation, requirements would drop to the half hour a shift (or less) that he is allowing for adjustments in these calculations.

"With round-the-clock centrifuge operation, you've eliminated start up and clean up time, and reduced on-site operator time virtually to zero," says Smith. He does not see how belt filter presses could be operated on that basis.

With 24-hour operations, there will be staff in the solids handling building only during the day shift. The facility will run unattended on the 4 to 12 and

12 to 8 shifts except for spot checks. During the latter periods, data feedback and video from TV cameras in the building will be monitored at the central control station.

In Smith's point of view, there is not much you can do, or have to do to a centrifuge, once it is up and running. "They monitor themselves, they are self-adjusting to a certain degree, and they shut themselves and their feed pumps down and signal an alarm, in case of a problem."

### Goal Is Higher Efficiency

The Amherst wastewater treatment facility has little or no trouble meeting its discharge requirements. In 1986, the plant averaged 99 percent removal of organic matter (BOD) and 98.5 percent of suspended solids.

Primary attention, as a result, is focused on efficiency. The number one objective is continued improvement in the labor ratio, particularly by eliminating the need for attended operations wherever feasible.

"If I can save people from having to watch a piece of equipment, and put them elsewhere in the plant where they can be doing something more productive and interesting, we are both ahead of the game, both management and labor, says Smith."

Amherst has been able to do this in other areas of the plant. One result is a flexible, versatile work force, few if any of whom are tied down eight hours a day to any one operation. Most are assigned a variety of rotating responsibilities around the plant — and most prefer it that way.

The engineers designed Amherst facility to run with five manned operator stations and a total staffing level of 81 people for a 24 mgd operation. The plant actually opened in late 1980 with a staff of 79, which over the years has been reduced to the present efficient operating level of 59, all through attrition. Smith has strong convictions that the plant could be run as effectively with only 44 or 45 people. A virtually unattended solids handling building appears to be the next step along that road.

Amherst presently mans its night shifts for the entire wastewater treatment facility with a minimum staff of three per shift, seven days a week. This includes the lead operator at a central station who has overall responsibility for the shift, one other who "floats" through the plant checking outlying buildings and equipment, and one person assigned to dewatering. By eliminating the dewatering operators assigned to the night shifts, Smith figures he can further reduce manpower costs on a 7-day basis by three positions, or the equivalent of another \$100,000 a year. □□□

The worst case emissions were used in the assessment of acute (i.e., 24 hour or less) human exposure, while the average emissions were used for chronic exposure estimates.

To put these emission rates into perspective it is informative to compare the emission rates measured at Pinellas Unit 3 to other facilities that have been sampled in North America. Table 1 contains such a comparison for a partial list of facilities. It is interesting to note that only two of these facilities have been tested to have lower emissions than Pinellas County. These are the facilities at Marion County, Oregon and Tulsa, Oklahoma. Both also employ the Martin technology, although the Marion County facility has a dry scrubber/baghouse for emission control, rather than an electrostatic precipitator as used at Tulsa and Pinellas.

### Risk Assessment

The study region, in terms of population exposure, was defined as a five-mile radius circle around the facility. The number of individuals exposed to facility emissions was based on population projections for the year 2010.

Human exposure was calculated for several potential pathways. These included inhalation, soil ingestion, dermal absorption, food preparation, mother's milk, fruits and vegetables, and fish. In addition, screening calculations were conducted to determine which substances should be considered in the risk assessment. The facility emissions were then used as input to numerical models which predicted the transport and ultimate fate of the emitted contaminant in the various environmental media (i.e., air, soil, water, biota). A determination of the dose-response relationships of each of the substances under consideration was then performed. These final two steps were then combined in order to calculate risk estimates. This final step is often referred to as "risk characterization."

### Risk Comparisons

Table 2 contains a comparison of the risks associated with commonplace activities with the maximum risk calculated for the Pinellas County facility. Many of these activities are voluntary in nature, and cannot be directly compared to the involuntary risk associated with exposure to the emissions from a resource recovery facility to determine risk acceptability. However, the numbers in Table 2 do indicate that the risks associated with the resource recovery facility are extremely small; in fact, hundreds to

Table 2 — Risks Associated with Commonplace Activities

Activity (Cause of Cancer) <sup>1</sup>	Lifetime Risk (chances in a million)
<b>Cosmic Rays — Radiation Risk</b>	
One transcontinental flight/year	35
Airline pilot — 50 hours per month at 35,000 ft	3,500
Frequent airline passenger	1,100
Living in Denver compared to New York	700
<b>Other Radiation Risks</b>	
Living in a brick dwelling compared to wood (due to release of radon from bricks)	350
Natural radiation background at sea level	1,400
One chest X-ray every five years beginning at age 20 (ten total)	10
<b>Cancer Risks in Eating and Drinking</b>	
One diet soda per day (saccharin)	700
Four tablespoons peanut butter per day (aflatoxin)	2,800
One pint of milk per day (aflatoxin)	700
Miami or New Orleans drinking water (chloroform)	84
Half-pound charcoal-broiled steak once per week (benzo (a) pyrene) (cancer risk only)	28
<b>Tobacco</b>	
Smoker (cancer only)	84,000
Smoker (all effects)	210,000
Person in room with smoker	700
<b>Air Pollution</b>	
Average over United States, all causes	17,500
Cancer risk only	1,050
Risk of Being Murdered (United States) <sup>2</sup>	7,500
Pinellas County Resource Recovery Facility	1.2

1. Couch, E., and R. Wilson, 1980

2. San Francisco Chronicle, May 6, 1985, page 2

thousands of times smaller than those associated with activities in which people willingly participate.

Another point of reference in the comparison of risk can be made by examining the calculated excess cancer burden to the study population. The American Cancer Society has estimated that the likelihood of cancer occurring in the United States among individuals in the general population is 20 percent. For the study area population of 314,722, the expected number of lifetime cancer cases would be 62,944. The excess cancer burden predicted for the Pinellas County Resource Recovery Facility is 0.10, which indicates that no additional cancers are anticipated in the study region.

### Conclusions

The results of a health-conservative risk assessment for the measured emissions from the Pinellas County Resource Recovery Facility indicate that the facility is being operated in such a way that the health risks to the

public are insignificant. Exposure levels were well below those levels at which adverse health impacts of a non-cancer nature have been observed. In addition, the excess cancer risk to the maximum exposed individual is on the order of 1.2 per million. This maximum risk of the facility is therefore extremely small in comparison to the risks that individuals are exposed to as a result of everyday activities. However, of greater significance is the likelihood that the risks associated with combustion of waste in a resource recovery facility could be much lower than the health risks associated with the disposal of the same waste in a landfill. In addition, the risks associated with a resource recovery facility are easier to identify and manage than the risks associated with landfills. Thus, the testing program in Pinellas County has shown that this facility is successfully managing the solid waste disposal goals of the County in a manner that is compatible with protection of the environment and public health. □□□

# Action Alert

from the  
League of Minnesota Cities



183 University Ave. E., St. Paul, MN 55101-2526

(612) 227-5600

March 9, 1988

To: Mayors, Managers, Clerks

From: Joel Jamnik, LMC Legislative Counsel

Re: WORKERS' COMP REFORM--BILLS WILL INCREASE CITIES' COSTS

The Senate Employment Committee considered several workers' compensation bills on Monday and Tuesday, March 7 and 8. These were "smaller" issue bills that will precede the omnibus workers' compensation reform bill.

Among the bills the committee discussed, two will directly and significantly impact city budgets. The first is S.F.1304 (Merriam, Pehler, Kroening, Adkins) which would provide that "a firefighter on active duty with an organized fire department who is unable to perform duties in the department by reason of a disabling cancer of a type caused by exposure to heat, radiation, or a known or suspected carcinogen...is presumed to have an occupational disease..."

The presumption is similar to the current heart and lung presumption for police and fire employees. The presumption is legally rebuttable, but, is practically impossible to effectively "rebut."

The committee took action based primarily on testimony from a from John Hopkins University doctor, who indicated that firefighters have a higher incidence of cancer than the general population. The doctor claimed that this higher risk is due to firefighters' greater exposure to hazardous substances. The doctor is on retainer with the International Association of Firefighters. The Legislature has not heard testimony on any truly independent studies.

The bill currently only covers firefighters who contract or become disabled by cancer while on active duty, but will likely become broader in the future with court or future legislative amendments.

The League has been unable to estimate the full cost of this bill, but it is likely to be significant.

The second bill, S.F.1739 (Ramstad, Jude), would calculate the benefits payable to volunteer firefighters by using the wages that full-time firefighters in surrounding communities receive. Currently volunteers receive benefits based on the wages or compensation they actually lose by reason of being disabled from performing volunteer firefighting duties.

In addition, another section of the current state workers' compensation law requires adding in lost wages from other employment. The effect of the S.F.1739 proposal would be to consider a volunteer firefighter as being disabled from two fully paid, 40 hours per week jobs. It would almost certainly ensure that every volunteer firefighter would receive the maximum statutorily permitted benefit amount for every injury.

The combined impact of these two bills will necessitate higher premiums from LMCIT, private insurance carriers, and higher costs to self-insurers. Both bills will likely be heard in the House Labor-Management Relations Committee the week of March 13.

The League urges city officials to contact their legislators regarding the impact these bills could have on cities.