



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

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Harlene

COUNCIL AGENDA

June 20, 1989

Pursuant to due call and notice thereof, the Regular meeting of the Crystal City Council was held on June 20, 1989, 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 Moravec
P Grimes
P Rygg
P Carlson
P Herbes
P Smothers
P Langsdorf

Staff

P Dulgar
P Olson
P Kennedy
P Monk
P Barber
P George
P Johnson
P Jones

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

1. The City Council considered the minutes of the Regular City Council meeting of June 5, 1989.

Moved by Councilmember S and seconded by Councilmember R to
(approve) (approve, making the following exceptions: _____)

to) the minutes of the Regular City Council meeting of June 5,
1989.

Motion Carried.

CONSENT AGENDA

1. Set 7:00 p.m., or as soon thereafter as the matter may be heard, July 18, 1989, as the date and time for a public hearing at which time the City Council will consider HRA 5th Addition preliminary plat at 3432 Welcome Avenue North.
2. Consideration of waiver of fee for a temporary sign permit for signs installed on fence along Bass Lake Road for St. Raphael's Church Annual Parish Festival at 7301 - 56th Avenue North.
3. *Consideration of a request for a permit to have a parade on Sunday, July 30th at 1:00pm as requested by the Cripstal Fralies Committee. The same route as last year, coming down West Broadway and turning on Bass Lake Road.*

Moved by Councilmember and seconded by Councilmember to remove items , and from the Consent Agenda.
Motion Carried.

Moved by Councilmember C and seconded by Councilmember G to approve the Consent Agenda.

Motion Carried.

PUBLIC HEARINGS

1. It being 7:00 p.m., or as soon thereafter as the matter may be heard, Mayor Herbes declared this was the date and time as advertised for a public hearing at which time the City Council will consider a resolution regarding the adoption of an enabling resolution for the creation of an Economic Development Authority (EDA) for the City of Crystal pursuant to Minnesota Statutes, Chapter 469 (Act). The Mayor asked those present to voice their opinions or to ask questions concerning this matter. Those present and heard were:

- Peter Meinatma, 6709-46th Ave. No. (NRA) - opposed*
John Schaaf, 4908 Quail Ave. No. (Former NRA) - opposed
John T. Irving, 7020-45th Place (NRA + former City Mgr.) - opposed
Beth Jarvis, 4513 Xenia Ave. No. (Env. Quality Comm.) - opposed
Liz Reid, 5417 Vera Cruz (Park + Rec. Comm.) - opposed
Art Thom, 4816 Regent - opposed
Sharon Garber, 3442 Florida - opposed (NRA)
Mary Pat Hanauka, 5248 Hampshire (Env. Quality Comm.) - opposed
Jan Seafeld, 3656 Colorado Ave. No. - opposed
Jerome Jarvis, 2908 Jersey Ave. No. (Env. Quality Comm.) - commissions lessen pressure for Council
The Mayor closed the Public Hearing;
- L/M to deny the resolution enabling creation of an Economic Development Authority in the City of Crystal. Aye: M, G, L
No: R, C, H, S Motion failed.
 - S/R to adopt the resolution enabling the creation of an Economic Development Authority with the enactment of an advisory commission for input to the EDA. (paraph) The City Attorney advised that an ordinance should be required to establish the advisory Commission and should be acted on after adoption of the resolution.
 - G to include The Housing and Redevelopment Authority with the Economic Development Authority to cover housing functions. No second was made to the motion.

~~The Mayor closed the Public Hearing.~~

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

RESOLUTION NO. 89-35

RESOLUTION ENABLING THE CREATION OF
AN ECONOMIC DEVELOPMENT AUTHORITY IN THE CITY
OF CRYSTAL, MINNESOTA

By roll call and voting aye: R, C, H, S, _____;
voting no: M, G, L, _____; absent, not
voting: _____

Motion carried, resolution declared adopted.

Recess 8:24^{PM} Reconvened 8:36 p.m.

Mayor Herber directed staff to write an Ordinance to initiate an Advisory Commission to the Econ. Dev. Auth. consisting of 10 members, 2 of which are business owners in Crystal.

REGULAR AGENDA

1. The City Council considered a proposed sidewalk cafe with on-sale liquor at Steve O's, 4900 West Broadway. Those appearing and heard were:
Bill Maunty, Representing Steven Weissman
Jay Isenberg, Architect

The Council's concerns were safety and liability. Staff was directed to contact Hennepin County regarding right-of-way and appraiser was directed to make proper application to the Planning Commission if intending to pursue.

2. The City Council considered a license for a 3.2 beer stand and one to three day temporary on-sale liquor license (with waiver of fee for liquor license) at 7301 Bass Lake Road (St. Raphael's Church) on August 4, 5, and 6, 1989 for their festival.

Moved by Councilmember S and seconded by Councilmember L to (approve) (deny) (continue until _____ the discussion of) a 3.2 beer stand and one to three day temporary on-sale liquor license (with waiver of fee for liquor license) at 7301 Bass Lake Road (St. Raphael's Church) on August 4, 5, and 6, 1989 for their festival.

Motion Carried.

#5 next
5. 3. The City Council considered the union contract for the Communications Clerks for the year 1989.

4% salary increase
#10 - health ins.
#5 - dental
Increase in ^{maximum} vacation accrual from 192 hrs. to 240 hrs.

Moved by Councilmember S and seconded by Councilmember G to (approve) (deny) (continue until _____ the discussion of) the union contract for the Communications Clerks for the year 1989, to include a 4% salary increase, an additional #10 in the City's Contribution to health insurance and an additional #5 toward dental insurance, and an increase in maximum vacation accrual from 192 hours to 240 hrs.

Motion Carried.

64. The City Council considered final approval of the plat Froehlich Addition located at 4524 and 4528 Hampshire Avenue North.

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

RESOLUTION NO. 89-36

RESOLUTION APPROVING PLAT

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

Motion carried, resolution declared adopted.

3. 3. The City Council considered waiver of plat to approve lot split at 3500 Georgia Avenue North.

*Res. no 89-35A
Res. Approving Property Split
involving: 3508 Georgia Ave. No. (P.I.D. #20-118-21-11-0092), 3500 Georgia
Ave No. (P.I.D. #20-118-21-11-0093), and
3454 Georgia Ave. No. (P.I.D. #20-118-21-11-0084)*

Moved by Councilmember S and seconded by Councilmember L to (approve as recommended by the Planning Commission) (deny) (continue until _____ the discussion of) waiver of plat to approve lot split at 3500 Georgia Avenue North.

Motion Carried.

#13. Next

7. The City Council considered conditional use and building permit applications for Crystal Community Center at 4800 Douglas Drive.

Moved by Councilmember C and seconded by Councilmember S to (approve as recommended by and based on the findings of fact of the Planning Commission) (deny) (continue until _____ the discussion of) conditional use permit #89-19 to allow construction of the Community Center in an R-1 (Single Family Residential) District and issuance of building permit for Crystal Community Center located at 4800 Douglas Drive, subject to standard procedure, and with waiver of the fee.

Motion Carried.

8. The City Council considered 1989 improvement project for slope stabilization on Bassett Creek south of Brunswick Avenue.

Joan:
Lead in and
motion for
resolution.
disregard this
motion thanks!

Resolution No. 89-38
Res. Authorizing Slope
Stabilization Project at
3224 Brunswick Ave.

Moved by Councilmember L and seconded by Councilmember M to (deny) (continue until _____ the discussion of) 1989 improvement project for slope stabilization on Bassett Creek south of Brunswick Avenue, and further, funding for such project shall not exceed \$15,000 from the Crystal Infrastructure Fund.

Motion Carried.

9. The City Council considered acceptance of site improvements and surety release in the amount of \$6,300 for First Minnesota Bank, 5440 West Broadway.

Moved by Councilmember M and seconded by Councilmember R to accept the work required as condition of building permit approval for First Minnesota Bank, 5440 West Broadway, subject to guarantee provisions of the agreement, effective this date, and that surety in the amount of \$6,300 be released, subject to said guarantee, as recommended by the Public Works Director.

Motion Carried.

7. The City Council considered conditional use and building permit applications for Crystal Community Center at 4800 Douglas Drive.

Moved by Councilmember C and seconded by Councilmember S to (approve as recommended by and based on the findings of fact of the Planning Commission) (deny) (continue until _____ the discussion of) conditional use permit #89-19 to allow construction of the Community Center in an R-1 (Single Family Residential) District and issuance of building permit for Crystal Community Center located at 4800 Douglas Drive, subject to standard procedure, and with waiver of the fee.

Motion Carried.

8. The City Council considered 1989 improvement project for slope stabilization on Bassett Creek south of Brunswick Avenue.

*Resolution No. 89-38
Res. Authorizing Slope
Stabilization Project at
3224 Brunswick Ave.*

Moved by Councilmember L and seconded by Councilmember M to (approve) (deny) (continue until _____ the discussion of) 1989 improvement project for slope stabilization on Bassett Creek south of Brunswick Avenue, and further, funding for such project shall not exceed \$15,000 from the Crystal Infrastructure Fund.

Motion Carried.

9. The City Council considered acceptance of site improvements and surety release in the amount of \$6,300 for First Minnesota Bank, 5440 West Broadway.

Moved by Councilmember M and seconded by Councilmember R to accept the work required as condition of building permit approval for First Minnesota Bank, 5440 West Broadway, subject to guarantee provisions of the agreement, effective this date, and that surety in the amount of \$6,300 be released, subject to said guarantee, as recommended by the Public Works Director.

Motion Carried.

- 10.9. The City Council considered acceptance of Becker Park tennis court reconstruction and payment for surface treatment pursuant to agreement with BRW.

Moved by Councilmember S and seconded by Councilmember G to accept the Becker Park tennis court reconstruction and approve payment in the amount of \$4,500 for a color surface treatment pursuant to approved agreement with BRW dated March 21, 1989.

Motion Carried.

#14
next
10.
12.

The City Council considered a bid for curb and gutter construction on Brunswick Avenue between 46th and 47th Avenues.

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

RESOLUTION NO. 89-39

RESOLUTION AWARDING A CONTRACT
to Concrete Curb Company for Improvement Project 89-5

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

Motion carried, resolution declared adopted.

13. 11. The City Council considered bids for miscellaneous curb, gutter and sidewalk reconstruction.

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

RESOLUTION NO. 89-37

RESOLUTION AWARDING A CONTRACT

to Standard Sidewalk, Inc. for Improv. Proj. No. 89-7

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

Motion carried, resolution declared adopted.

14. 12. The City Council considered approval of Planning Commission Bylaws.

Moved by Councilmember L and seconded by Councilmember G to (approve) (deny) (continue until _____ the discussion of) Planning Commission Bylaws.

Motion Carried.

4. 13. The City Council discussed the proposed sale of equipment certificates.

S/C to authorize staff to sell equipment certificates.
S/C to approve the sale of certificates

Motion Carried

11. 14. The City Council considered a request from Hennepin County to operate a household hazardous waste collection site at the City Garage, 6125 - 41st Avenue North, on September 8, 1989 from 1-7 p.m. and on September 9, 1989 from 9 a.m to 3 p.m.

M/L to direct staff to notify Hennepin County that they may use the City Garage to operate a household hazardous waste collection on Sept. 9, 1989 from 9 a.m to 3 p.m if they provide manpower and police patrol, and further, they solicit and obtain another northern site to conduct the collection.

Motion Carried.

15. The City Council considered a recommendation ^{of} ~~to appoint~~ a City Councilmember ^{for appointment} to the Regional Transit Board.

recommends the appointment of
Moved by Councilmember S and seconded by Councilmember G to appoint Councilmember Carlson as a representative to the Regional Transit Board.

Motion Carried.

16. The City Council discussed membership of the Tri-City Airports Commission.

L/G to direct staff to pursue the reactivation of the Tri-City Airports Commission.

Motion Carried

17. The City Council discussed the League of Minnesota Cities 1990 Conference Planning Committee. *The City Manager encouraged Councilmembers to get involved.*

18. The City Council considered a Second Reading of an Ordinance amendment relating to hours of sale of intoxicating and non-intoxicating liquor.

Moved by Councilmember C and seconded by Councilmember G to adopt the following ordinance:

ORDINANCE NO. 89-14

AN ORDINANCE RELATING TO LIQUOR AND
BEER: HOURS OF SALE: AMENDING
CRYSTAL CITY CODE SECTIONS 1200,
1205 AND 1215 BY ADDING SUBSECTIONS:
REPEALING CRYSTAL CITY CODE, SUBSECTIONS
1200.37, 1205.01, SUBDIVISION 4 AND 1215.27

and further, that this be the second and final reading.

Motion Carried.

19. The City Council discussed Sunday on-sale liquor licenses.

OPEN FORUM

INFORMAL DISCUSSION AND ANNOUNCEMENTS

1. The City Council considered renewal of a lease agreement between the Knights of Columbus and the City of Crystal for the Crystal Senior Center and Congregate Dining program.

M/S to approve renewal of a lease agreement with the Knights of Columbus for the Senior Center and the Congregate Dining Program, and further, to authorize the Mayor and City Mgr. to sign such agreement. Motion Carried

2. The City Council considered a license to operate a 3.2 beer stand at Becker Park on July 4, 1989 and waiver of the fee as requested by the Crystal Lions Club.

L/G to approve a license to operate a 3.2 beer stand at Becker Park on July 4, 1989 with a waiver of the fee. Motion Carried.

- C.M. Carlson reported on waterslide received in Austin, Tx.
- Mayor - survey to residents? Staff to get quotes to do same

- 3.- The City Manager advised the Council that a decision must be made by tomorrow (June 21, 1989) on the purchase of a second fire truck.

S/C to approve purchase of a second fire truck with use of equipment certificates as proposed to the City Council at the May 16, 1989 City Council meeting. Motion Carried

- Councilmember Lonsdorf - Env. Qual. Comm. Report
- Councilmember Smathers reported on Queen Candidate car wash for the Crystal Frolics

Moved by Councilmember R and seconded by Councilmember S to approve the list of license applications.

Motion Carried.

Moved by Councilmember S and seconded by Councilmember L to adjourn the meeting.

Motion Carried.

Meeting adjourned at 10:24 P.M.

APPLICATIONS FOR LICENSE

JUNE 20, 1989

REFUSE HAULERS (\$50. Co. Lic. + \$25.00 ea. vehicle)

A & E Rubbish, Minnetonka, MN
BFI Waste Systems, Eden Prairie, MN
Hilger Transfer, Maple Grove, MN
Metro Refuse, Inc., Savage, MN
Randy's Sanitation, Delano, MN
Waste Management-Blaine, Circle Pines, MN

FOOD ESTABLISHMENT - Itinerant (Exempt)

St. Raphael's Church, 7301 56th Avenue North for the
Church festival, August 4-6, 1989 (9)

PLUMBER'S LICENSE - \$30.25 - Renewals

Dale Sorenson Co., Inc., 150 W. 88th St., Suite 106, Bloomington,
MN 55420

SIGN HANGER'S LICENSE - \$66.00 - Renewals

Demars Signs, 4040 Marshall St. NE., Minneapolis, MN 55421

Nordquist Sign Co., 312 W. Lake St., Minneapolis, MN 55408

CARNIVAL (\$71.50 1st day + \$18.75 ea. addn'l day)

St. Raphael's Church, 7301 Bass Lake Rd.
Church festival, August 4-6, 1989

TREE TRIMMERS (\$55.00)

Allstate Tree Service, 7510 JACKSON St. N.E., Fridley, MN 55432

3.2 Beer Stand (Seasonal)

St. Raphael's Church, 7301 - 56th Avenue North for the
Church festival, August 4-6, 1989.

APPLICATIONS FOR LICENSE

June 20, 1989

ON-SALE LIQUOR \$5,500)

Rostamo's, Inc., 6014 Lakeland Avenue North
Steven Weisman Industries, Inc. dba Steve O's, 4900 W. Broadway
Doyle's Bowling & Lounge, Inc., 5000 West Broadway
The Nicklow Corporation dba Nicklow's, 3516 Lilac Drive
Palace Inn Pizza, 6707 West Broadway
Dorian Enterprises, Inc., dba The Iron Horse, 5630 Lakeland Ave.
Sellman Enterprises, Inc., dba Chalet Bowl, 3520 Lilac Drive
L.J.D., Inc. dba Paddock Bar & Lounge, 5540 Lakeland Ave. N.
The Ground Round, Inc., 6830 Bass Lake Road
Burlings Tally Ho, 5216 West Broadway

SUNDAY LIQUOR ON-SALE (\$200)

VFW Post #494, 5222 - 56th Ave. No.
Chalet Bowl, 3520 Lilac Drive
The Iron Horse, 5630 Lakeland Ave.
Burlings Tally Ho Restaurant, 5216 West Broadway
Palace Inn Pizza, Inc., 5607 West Broadway
Rostamo's, Inc., 6014 Lakeland Ave. No.
Nicklow's, 3516 Lilac Drive
Doyle's Bowling & Lounge, 5000 West Broadway
Steve O's, 4900 West Broadway
The Ground Round, 6830 - 56th Avenue North
Mpls./Crystal Elks Lodge #44, 5410 Lakeland Avenue North

CLUB ON-SALE \$110.00)

Charles R. Knaeble Post #494, 5222 - 56th Avenue North
Mpls./Crystal Elks Lodge #44, 5410 Lakeland Avenue North

3.2 BEER ON-SALE BONA FIDE CLUB \$66.00)

Knights of Columbus, 4947 West Broadway

CLUB - CONSUME & DISPLAY (\$300.00)

Knights of Columbus, 4947 West Broadway (private)
Knights of Columbus, 4947 West Broadway (public)

3.2 BEER OFF-SALE (\$42.00)

Tom Thumb Store #286, 5120 - 56th Avenue North
Steve O's, 4900 West Broadway
Jack's Superette, 7200 - 56th Avenue North
Tom Thumb Superette #125, 2708 Douglas Drive
Superamerica Station, 7818 - 36th Avenue North
Noble Drug Company, 4705 - 36th Avenue North
Bob's Dairy Store, 4800 Idaho Avenue North

APPLICATIONS FOR LICENSE June 20, 1989 (continued)

TAVERN (\$522.50)

The Iron Horse, 5600 Lakeland Avenue North
Burlings Tally Ho, 5216 West Broadway
Chalet Bowl, 3520 Lilac Drive
Nicklow's, 3516 Lilac Drive
Rostamo's, 6014 Lakeland Avenue North
Paddock Bar, 5540 Lakeland Avenue North
Palace Inn Pizza, 5607 West Broadway
Doyle's Bowling & Lounge, 5000 West Broadway
Ciao Bella's, 2732 Douglas Drive
The Ground Round, 6830 - 56th Avenue North
Steve O's, 4900 West Broadway
Godfathers Pizza, 99 Willow Bend

Sent with preliminary agenda on June 16, 1989:

Minutes of the Crystal Planning Commission minutes of June 12, 1989 mtg.

Minutes of the City Council meeting of June 5, 1989.

Memo from Bldg. Inspector dated 6-15-89 re: request for waiver of fee for temporary sign permit at 7301 - 56th Aven. No. (St. Raphael's Church).

Resolution enabling the creation of an Economic Development Authority in the City of Crystal.

Memo from City Engr. dated 6-16-89 re: Steve O's proposal for an outside cafe.

License for 3.2 beer stand on August 4-6, 1989 for St. Raphael's Church.

License application for a 1 to 3 day temporary on-sale liquor license for St. Raphael Church on August 4-6, 1989.

Memo from City Engr. dated 5-3-89 re: Froehlich Addition Final Plat.

Memo from City Engr. dated 6-6-89 re: Split of Lot 5, Block 1, Rock Croft Addition.

Memo from City Engr. dated 6-6-89 re: Community Center Conditional Use and Bldg. Permit.

Memo from City Engr. dated 4-12-89 re: Slope Stabilization on Bassett Creek South of Brunswick Ave.

Memo from City Engr. dated 6-15-89 re: Site Improvements at First MN Bank, 5440 West Broadway.

Memo from City Engr. dated 6-14-89 re: Becker Park Tennis Courts.

Memo from Asst. City Engr. dated 6-13-89 re: Bids - Curb & Gutter Improvement No. 89-5.

Memo from Asst. City Engr. dated 6-13-89 re: Bids - Sidewalk and Curb & Gutter Repair No. 89-7.

Memo from City Engr. dated 5-2-89 re: Planning Commission Bylaws.

Memo from Finance Dept. re: Proposed Sale of Equipment Certificates.

Memo from Community Development Coordinator re: County Hazardous Waste Collection.

RTB Appointment Alert dated 6-6-89; AMM Bulletin;

Memo from AMM President dated 6-6-89 re: Membership on AMM Legislative Policy Committees and Nominations to the Regional Transit Board.

Memo from Asst. City Mgr. dated 6-15-89 re: Composition of the Tri-City Airports Commission.

Memo from LMC dated 6-6-89 re: 1990 Conference Planning Committee.

Fax Transmittal Form and ordinance relating to liquor and beer: hours of sale.

Action Needed Memo from June 5, 1989 Council Mtg.
Memo from Community Development Coordinator dated
6-7-89 re: Review of Metropolitan Council Report
on the Effects of the 1986 Tax Reform Act on
Tax-Exempt Bond Financing.

The Springsted Letter, Series MN 1989, June 1.

Memo from C. Thomseth dated 6-12-89 re: Special
Assignment - 7-26-89 - Baseball Nightout.

Letter from Senator Reichgott dated 6-6-89 re:
minors and liquor.

Crystal Park & Rec. Dept. Monthly Report May 1989.

Crystal Park & Rec. Advisory Commission minutes
of 5-3-89.

HRA minutes of 5-11-89.

Environmental Quality Commission Mtg. Minutes of
5-18-89.

On-sale liquor license renewal papers.

Included with packets on June 20, 1989:

Memo from City Engr. dated 5-24-89 re: Mtg. re-
garding Crystal Airport.

Letter from Met Council dated 6-16-89 re: RTB.

Harlene

Memorandum

DATE: June 16, 1989
TO: City of Crystal Councilmembers
FROM: Jerry Dulgar, City Manager
SUBJECT: Preliminary Agenda for the June 20, 1989 Council Meeting

Public Hearings:

1. Public hearing on the question of adopting an enabling resolution for the creation of an Economic Development Authority (EDA).

We've had a lot of discussion about this in the past. You've received a lot of information. Personally and professionally I don't think it's a big deal whether we have a HRA or a EDA. My major concern is that either one be able to carry out the housing and redevelopment functions that the City either wants to pursue or is mandated to pursue. I think either one can do this pretty much equally well. The major concern I would have at this point in time with the uncertainty we have relative to our budget and a great probability that budget will be tight would be the funding. If you don't recall from everything we've been able to find out the levy for a EDA would not be outside of the levy limits and therefore in all probability we could either not levy for an EDA or we'd have to cut other programs to levy for an EDA whereas the HRA levy is outside of the levy limits. Please call or contact me if you have other questions. We'll try to find answers for you.

Regular Agenda Items:

1. Consideration of a sidewalk cafe with on-sale liquor at Steve O's, 4900 West Broadway.

I have no idea how the Council feels about a concept like this but I thought the Council might want to review this and see if you have an inclination to grant such a permit. If it does, I think Bill feels there are some procedural things that should be reviewed by the Planning Commission, etcetera before we would go ahead.

3. Consideration of the union contract for the Communications Clerks for the year 1989.

We're waiting to get the signed contract back from the Union. If we do we'd ask the Council to proceed with it. If not we'll ask

that it be tabled until the next meeting. Basically the contract is quite similar to that for the patrol unit. It would involve a 4% increase in pay, \$10 towards basic health, \$5 on dental and a removal of language from the contract that obligates the City to provide long term disability. I think it's a good deal for the City and would recommend the Council to approve it provided we get it back from the Union before the meeting.

9. Consideration of acceptance of Becker Park tennis court reconstruction and payment for surface treatment pursuant to agreement with BRW.

The new tennis courts are completed and appear to be very well done. Ed says the job is very good compared to other ones we've had done in recent years. Recommend the Council approve payment.

13. Discussion of proposed sale of equipment certificates.

As I indicated to you when we awarded the bid for the fire truck that we would be back with a proposal to change the method of financing some of this major equipment. Attached you have a memo from Miles spelling out the pieces of equipment involved. Miles will be present to further discuss with you. Basically what it involves is our selling some short term five year or less certificates to pay for this equipment. Levy to pay those bonds off will be outside the levy limits and would give us a little more flexibility relative to our upcoming budget. There are some costs and some interest in selling the bonds but in many cases it's probably more than made up or in the lesser price will pay at this time then we would in a couple of year if we bought the equipment. We'd be happy to furnish you any additional information or answer any questions you have. I would recommend to the Council that we would go this route and purchase the equipment recommended.

14. Consideration of approval to operate a household hazardous waste collection site sponsored by Hennepin County, at the City Garage, 6125 - 41st Avenue North, on September 8, 1989 from 1-7 p.m. and on September 9, 1989 from 9 a.m to 3 p.m.

Julie will be present to discuss this with the Council. She and Bill have some concerns about our being requested to host this every year and why other communities aren't coming forth offering to host it too. Last year we had some problems with traffic, clean up afterwards, etcetera. If the Council grants approval this year we would recommend that we put some rather stringent conditions on it and not grant approval unless the County does agree to those conditions. One problem with our not holding it and maybe with some of the conditions, if the County doesn't have a site here there probably won't be one up in this end of Hennepin County. That really puts our citizens and others in the area at a disadvantage.

15. Consideration of a recommendation for appointment of a City Councilmember to the Regional Transit Board.

I thought the Council should discuss this because Mayor Herbes and Councilmember Carlson both expressed interest. AMM and other people that are familiar with the appointment process have indicated that if we send two peoples names in they probably won't give either one of them serious consideration but if we send one there's a chance that person would be seriously considered then for the appointment.

16. Discussion regarding the membership of the Tri-City Airports Commission.

Find a memo from John attached relative to the Tri-City Airports Commission. Council and staff might want to further discuss reactivation of this Commission. Some of the things we would like to see it do; who should be our representative, communications with neighboring cities, etcetera.

17. Discussion of the League of Minnesota Cities 1990 Conference Planning Committee.

I've been on the Conference Planning Committee several times and it's good experience. If any of the Council who want to get further involved in League activities. I would recommend that you get involved in the Conference Planning Committee. The conference is in Duluth next year and it's an interesting process. In addition I recommend that if any of you consider getting on League or AMM Policy Committees, I think it's a good experience and helps you understand better some of the problems we're facing and how the League and AMM work. The meetings are generally set by the Committee, the time and the place and they try to work it so most people can be there, etcetera.

19. Discussion of Sunday on-sale liquor licenses.

Sunday on-sale liquor licenses are up for approval and we just wanted the Council to know that we have had at least one licensee, Rostamo's, who was serving nothing more than frozen pizzas they were warming up on Sunday, we did tag them for that, however, the City Attorney in reviewing our ordinance and state statute didn't think we probably had grounds enough to win the case in court and dismissed the case. We question that that one in particular maybe shouldn't be renewed as a Sunday license and we also want the Council to know that we've asked the City Attorney to prepare a new ordinance relative to Sunday liquor so there are some teeth in it that really require that food be served etcetera. If you have any questions before the meeting please contact and we'll try to get answers for you.

Have a nice weekend. See you all on Tuesday if not before.

JD/kg

COUNCIL AGENDA - SUMMARY

COUNCIL MEETING OF
JUNE 20, 1989

Call to order

Roll call

Pledge of Allegiance to the Flag

Approval of the minutes of the regular meeting of June 5, 1989.

Consent Agenda

1. Set public hearing for July 18, 1989, to consider HRA 5th Addition preliminary plat at 3432 Welcome Avenue North.
2. Consideration of waiver of fee for a temporary sign permit for signs installed on fence along Bass Lake Road for St. Raphael's Church Annual Parish Festival at 7301 - 56th Avenue North.

Public Hearings

1. Public hearing on the question of adopting an enabling resolution for the creation of an Economic Development Authority (EDA) for the City pursuant to Minnesota Statutes, Chapter 469 (Act).

Regular Agenda Items

1. Consideration of a sidewalk cafe with on-sale liquor at Steve O's, 4900 West Broadway.
2. Consideration of a 3.2 beer stand and one to three day temporary on-sale liquor license (with waiver of fee for liquor license) at 7301 Bass Lake Road (St. Raphael's Church) on August 4, 5, and 6, 1989 for their festival.
3. Consideration of the union contract for the Communications Clerks for the year 1989.
4. Consideration of final plat approval of Froehlich Addition located at 4524 and 4528 Hampshire Avenue North.
5. Consideration of waiver of plat to approve lot split at 3500 Georgia Avenue North.

6. Consideration of conditional use and building permit applications for Crystal Community Center at 4800 Douglas Drive.
7. Consideration of improvement project to restore slopes on Bassett Creek downstream of Brunswick Avenue Crossing.
8. Consideration of acceptance of site improvements and release of surety in the amount of \$6300 for First Minnesota Bank, 5440 West Broadway.
9. Consideration of acceptance of Becker Park tennis court reconstruction and payment for surface treatment pursuant to agreement with BRW.
10. Award bid for curb and gutter construction on Brunswick Avenue between 46th and 47th Avenues.
11. Award bid for miscellaneous curb, gutter and sidewalk reconstruction.
12. Consideration of Planning Commission Bylaws (consideration of approval of).
13. Discussion of proposed sale of equipment certificates.
14. Consideration of approval to operate a household hazardous waste collection site sponsored by Hennepin County, at the City Garage, 6125 - 41st Avenue North, on September 8, 1989 from 1-7 p.m. and on September 9, 1989 from 9 a.m to 3 p.m.
15. Consideration of a recommendation for appointment of a City Councilmember to the Regional Transit Board.
16. Discussion regarding the membership of the Tri-City Airports Commission.
17. Discussion of the League of Minnesota Cities 1990 Conference Planning Committee.
18. Consideration of Second Reading of an Ordinance amendment relating to hours of sale of intoxicating and non-intoxicating liquor.
19. Discussion of Sunday on-sale liquor licenses.

Open Forum

Informal Discussion and Announcements

Discussion of the change in bid date for the Crystal
Community Center.

Licenses

Adjournment

APPLICATIONS FOR LICENSE

JUNE 20, 1989

REFUSE HAULERS (\$50. Co. Lic. + \$25.00 ea. vehicle)

A & E Rubbish, Minnetonka, MN
BFI Waste Systems, Eden Prairie, MN
Hilger Transfer, Maple Grove, MN
Metro Refuse, Inc., Savage, MN
Randy's Sanitation, Delano, MN
Waste Management-Blaine, Circle Pines, MN

FOOD ESTABLISHMENT - Itinerant (Exempt)

St. Raphael's Church, 7301 56th Avenue North for the
Church festival, August 4-6, 1989 (9)

PLUMBER'S LICENSE - \$30.25 - Renewals

Dale Sorenson Co., Inc., 150 W. 88th St., Suite 106, Bloomington,
MN 55420

SIGN HANGER'S LICENSE - \$66.00 - Renewals

Demars Signs, 4040 Marshall St. NE., Minneapolis, MN 55421

Nordquist Sign Co., 312 W. Lake St., Minneapolis, MN 55408

CARNIVAL (\$71.50 1st day + \$18.75 ea. addn'l day)

St. Raphael's Church, 7301 Bass Lake Rd.
Church festival, August 4-6, 1989

TREE TRIMMERS (\$55.00)

Allstate Tree Service, 7510 JACKSON St. N.E., Fridley, MN 55432

3.2 Beer Stand (Seasonal)

St. Raphael's Church, 7301 - 56th Avenue North for the
Church festival, August 4-6, 1989.

APPLICATIONS FOR LICENSE

June 20, 1989

ON-SALE LIQUOR \$5,500)

Rostamo's, Inc., 6014 Lakeland Avenue North
Steven Weisman Industries, Inc. dba Steve O's, 4900 W. Broadway
Doyle's Bowling & Lounge, Inc., 5000 West Broadway
The Nicklow Corporation dba Nicklow's, 3516 Lilac Drive
Palace Inn Pizza, 6707 West Broadway
Dorian Enterprises, Inc., dba The Iron Horse, 5630 Lakeland Ave.
Sellman Enterprises, Inc., dba Chalet Bowl, 3520 Lilac Drive
L.J.D., Inc. dba Paddock Bar & Lounge, 5540 Lakeland Ave. N.
The Ground Round, Inc., 6830 Bass Lake Road
Burlings Tally Ho, 5216 West Broadway

SUNDAY LIQUOR ON-SALE (\$200)

VFW Post #494, 5222 - 56th Ave. No.
Chalet Bowl, 3520 Lilac Drive
The Iron Horse, 5630 Lakeland Ave.
Burlings Tally Ho Restaurant, 5216 West Broadway
Palace Inn Pizza, Inc., 5607 West Broadway
Rostamo's, Inc., 6014 Lakeland Ave. No.
Nicklow's, 3516 Lilac Drive
Doyle's Bowling & Lounge, 5000 West Broadway
Steve O's, 4900 West Broadway
The Ground Round, 6830 - 56th Avenue North
Mpls./Crystal Elks Lodge #44, 5410 Lakeland Avenue North

CLUB ON-SALE \$110.00)

Charles R. Knaeble Post #494, 5222 - 56th Avenue North
Mpls./Crystal Elks Lodge #44, 5410 Lakeland Avenue North

3.2 BEER ON-SALE BONA FIDE CLUB \$66.00)

Knights of Columbus, 4947 West Broadway

CLUB - CONSUME & DISPLAY (\$300.00)

Knights of Columbus, 4947 West Broadway (private)
Knights of Columbus, 4947 West Broadway (public)

3.2 BEER OFF-SALE (\$42.00)

Tom Thumb Store #286, 5120 - 56th Avenue North
Steve O's, 4900 West Broadway
Jack's Superette, 7200 - 56th Avenue North
Tom Thumb Superette #125, 2708 Douglas Drive
Superamerica Station, 7818 - 36th Avenue North
Noble Drug Company, 4705 - 36th Avenue North
Bob's Dairy Store, 4800 Idaho Avenue North

APPLICATIONS FOR LICENSE June 20, 1989 (continued)

TAVERN (\$522.50)

The Iron Horse, 5600 Lakeland Avenue North
Burlings Tally Ho, 5216 West Broadway
Chalet Bowl, 3520 Lilac Drive
Nicklow's, 3516 Lilac Drive
Rostamo's, 6014 Lakeland Avenue North
Paddock Bar, 5540 Lakeland Avenue North
Palace Inn Pizza, 5607 West Broadway
Doyle's Bowling & Lounge, 5000 West Broadway
Ciao Bella's, 2732 Douglas Drive
The Ground Round, 6830 - 56th Avenue North
Steve O's, 4900 West Broadway
Godfathers Pizza, 99 Willow Bend

CRYSTAL PLANNING COMMISSION MINUTES

June 12, 1989

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

Moved by Commissioner Nystrom and seconded by Commissioner Magnuson to approve the minutes of the May 8, 1989, meeting.

Motion carried.

1. Chairperson Feyereisen declared this was the time and the place as advertised for a public hearing to consider Application #89-19 by the City of Crystal for a conditional use permit to allow construction of a community center in an R-1 (Single Family Residential) District at 4800 Douglas Drive.

Moved by Commissioner Magnuson and seconded by Commissioner Barden to close the public hearing.

Motion carried.

Moved by Commissioner Elsen and seconded by Commissioner Christopher to recommend to the City Council to approve Application #89-19, as submitted by the City of Crystal, for a conditional use permit to allow construction of a community center in an R-1 (Single Family Residential) District at 4800 Douglas Drive, Lot 1 of proposed Crystal Community Center Addition.

The findings of fact are: People have mandated this be built, proper addition to the City and no one appeared to oppose action.

Motion carried.

2. Consideration of a building permit for construction of a community center at 4800 Douglas Drive as requested by the City of Crystal. Bids will be opened June 27, 1989; award contract July 5, 1989; building will be operational March 1, 1990 and final completion June 1, 1990.

Moved by Commissioner Magnuson and seconded by Commissioner Kamp to recommend to the City Council to approve authorization to issue a building permit for a community center located at 4800 Douglas Drive, Lot 1 of proposed Crystal Community Center Addition, subject to standard procedure.

Motion carried.

June 12, 1988 - Continued

3. Consideration regarding final approval of proposed plat Froehlich Addition located at 4524 and 4528 Hampshire Ave. N. as submitted by Harold & Avanelle Froehlich and Michael & Darla Eggert.

Moved by Commissioner Magnuson and seconded by Commissioner Christopher to recommend to the City Council to grant final approval of Froehlich Addition which is a replat of Part of the South Half of the South Half of the Southeast Quarter of the Southeast Quarter of Section 8, Township 118, Range 21, property is located at 4524 and 4528 Hampshire Ave. N.

Motion carried.

4. Consideration of a waiver of plat to approve a lot split as requested by Floyd Munsinger and Roger Dorf, property located at 3500 Georgia Ave. N.

Moved by Commissioner Kamp and seconded by Commissioner Elsen to recommend to the City Council to grant a waiver of plat requirement to allow a lot split of property located at 3500 Georgia Ave. N., P.I.D. #20-118-21-11-0093, as requested by Floyd Munsinger, 3508 Georgia Ave. N., and Roger Dorf, 3454 Georgia Ave. N.

Motion carried.

5. Consideration of tentative approval of proposed plat HRA 5th Addition located at 3432 Welcome Ave. N.

Moved by Commissioner Christopher and seconded by Commissioner Kamp to recommend to the City Council to grant tentative approval of HRA 5th Addition which is a replat of west half of Lot 14, Block 1, Rosedale Acres, property is located at 3432 Welcome Ave. N.

Motion carried.

6. Consideration of final approval of proposed plat Proffessors Addition located at 3209 and 3233 Florida Ave. N. as submitted by Scott V. Kevitt.

Moved by Commissioner Christopher and seconded by Commissioner Magnuson to recommend to the City Council to grant final approval of Proffessors Addition which is a replat of Lot 8 and 10, Block 3, Gardendale Acres, located at 3209 and 3233 Florida Ave. N.

Motion carried.

7. Consideration of Planning Commission Bylaws.

Moved by Commissioner Anderson and seconded by Commissioner Kamp to approve the Planning Commission Bylaws with the changing of Article II. A. ...meetings on the second Monday of each month at 7:00 p.m.

June 12, 1988 - Continued

The following voted aye: Anderson, Barden, Christopher, Elsen, Guertin, Kamp, Magnuson and Smith. The following voted no: Nystrom. The following abstained: Feyereisen.
Motion carried 8 to 1
with 1 abstention.

8. Consideration of City Code Sections Related to Planning.

By consensus Chairman Feyereisen continued the discussion of City Code Section 5 until July 10.

9. Discussion items:

- A. Planning Commission Seminar as suggested by City Attorney Kennedy. Planned for June 27 at 7 p.m.
- B. Planning Commission and Workers' Compensation. Commissioners are covered by Workers' Compensation.
- C. Administrative Organization Chart--possible Planning Director.
- D. Hearing for an amendment regarding driveways did not get published but will be on the next agenda.
- E. Questioned reimbursement by City for seminars--for seminar fee but not lost wages.
- F. EDA public hearing will be June 20.
- G. Garage sale sign and sales enforcement--by Building Inspector and City Engineer.

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

Motion carried.

The meeting adjourned at 8:45 p.m.

Chairperson Feyereisen

Secretary Barden

June 5, 1989

page 442

Pursuant to due call and notice thereof, the Regular meeting of the Crystal City Council was held on June 5, 1989 at 7:00 P.M., at 4141 Douglas Drive, Crystal, Minnesota.

The Secretary of the Council called the roll and the following were present: Moravec, Grimes, Rygg, Carlson, Herbes, Smothers. Absent: Langsdorf. Also in attendance were the following staff members: Jerry Dulgar, City Manager; John Olson, Assistant City Manager; David Kennedy, City Attorney; William Monk, Public Works Director; William Barber, Building Inspector; Darlene George, City Clerk.

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

The Mayor acknowledged accomplishments of Police Manager Richard Gautsch, and the following resolution was read, a copy of which was presented to Mr. Gautsch.

RESOLUTION NO. 89-31

RESOLUTION COMMENDING POLICE MANAGER RICHARD GAUTSCH

No motion was entertained nor a vote taken.

The Mayor acknowledged a donation from the Crystal Lions Club in the amount of \$3,000 to the Park and Recreation Department to be used for the following: benches - Becker Park (3) \$1,390; Becker Park concerts (Decades) \$750; Crystal Community Center \$1,110.

The City Council considered the minutes of the Regular City Council meeting of May 16, 1989.

Moved by Councilmember Smothers and seconded by Councilmember Grimes to approve the minutes of the Regular City Council meeting of May 16, 1989.

Motion Carried.

The City Council considered the following Consent Agenda:

1. Consideration of an application for a special permit to consume liquor and beer at Lions Valley Place Park on July 15, 1989 for a picnic, as requested by Judith Wicklund, 2731 Vale Crest Road.
2. Consideration of an application for a special permit to consume liquor and beer at Bassett Creek Park on June 11, 1989 for a picnic, as requested by Ray Kodet, 5430 Maryland Avenue North.
3. Consideration of an application for a special permit to consume 3.2 beer at Bassett Creek Park on June 22, 1989 for

June 5, 1989

page 443

the City of Crystal 2nd Annual Employee Picnic, as requested by Jerry Dulgar, City Manager.

4. Consideration of a charitable gambling license renewal for Celebrity Bowl Charities, Inc. at Doyle's Lanes.
5. Consideration of a request from Klein Shows and Crystal Frolics Committee to operate a carnival at Becker Park for the Crystal Frolics on July 28, 29 and 30, 1989. (Council approved a waiver of this license fee on February 21, 1989.)
6. Consideration of the resignation of Cyril Soukup from the Civil Service Commission effective June 1, 1989.
7. Consideration of a Charitable Gambling License application for the Crystal Lions Club at Burlings Tally Ho Restaurant, 5216 West Broadway.

Moved by Councilmember Moravec and seconded by Councilmember Grimes to remove item #5 from the Consent Agenda.

Motion Carried.

Moved by Councilmember Moravec and seconded by Councilmember Grimes to approve the Consent Agenda with the exception of item #5.

Motion Carried.

Moved by Councilmember Moravec and seconded by Councilmember Grimes to accept item #5 of the Consent Agenda as presented if hours of operation of the carnival remain the same as in 1988 which were 6 to 12 p.m. on Friday; 12:00 noon to 12:00 midnight on Saturday, and 12:00 noon to 12:00 midnight depending on attendance on Sunday.

Motion Carried.

The City Council considered the following Public Hearings:

1. It being 7:00 p.m., or as soon thereafter as the matter may be heard, Mayor Herbes declared this was the date and time as advertised for a public hearing at which time the City Council will consider density, parking and unit size variances at Calibre Chase as requested by Brutger Companies for two additional apartment units at 6315 - 55th Avenue North. The Mayor asked those present to voice their opinions or to ask questions concerning this matter.

The applicant requested withdrawal of the item from the agenda.

The Mayor closed the Public Hearing. No action taken.

2. It being 7:00 p.m., or as soon thereafter as the matter may be heard, Mayor Herbes declared this was the date and time as advertised for a public hearing at which time the City Council

June 5, 1989

page 444

will sit as a Board of Adjustments and Appeals to consider a variance of 2' in the required 40' rear yard setback for a 14' x 16' addition on the existing house at 3024 Wisconsin Avenue North as requested by Richard Miners. The Mayor asked those present to voice their opinions or to ask questions concerning this matter.

The Mayor closed the Public Hearing.

Moved by Councilmember Smothers and seconded by Councilmember Carlson to approve as recommended by and based on the findings of fact of the Planning Commission the authorization pursuant to Section 515.55 of the Crystal City Code to vary or modify the strict application of Section 515.13, Subd. 4 a), to grant a variance of 2' in the required 40' rear yard setback for a 14' x 16' addition on the existing house at 3024 Wisconsin Avenue North, as requested in application #89-18.

Motion Carried.

3. It being 7:00 p.m., or as soon thereafter as the matter may be heard, Mayor Herbes 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 variance of 1' 8" in the required 30' front yard setback for a 20' x 31' garage addition at 3136 Hampshire Avenue North as requested by Chris Knight. The Mayor asked those present to voice their opinions or to ask questions concerning this matter.

The Mayor closed the Public Hearing.

Moved by Councilmember Moravec and seconded by Councilmember Grimes to grant the authorization pursuant to Section 515.55 of the Crystal City Code to vary or modify the strict application of Section 515.13, Subd. 2 a) to consider a variance of 1' 8" in the required 30' front yard setback for construction of an attached 20' x 31' garage on the existing house at 3136 Hampshire Avenue North as requested in application #89-20.

Motion Carried.

The City Council considered the following items on the Regular Agenda:

1. The City Council considered the Second Reading of an Ordinance Amendment Regarding Elderly Housing.

Moved by Councilmember Rygg and seconded by Councilmember Smothers to adopt the following ordinance:

ORDINANCE NO. 89-11

June 5, 1989

page 445

AN ORDINANCE RELATING TO ZONING REGULATIONS:
AMENDING CRYSTAL CITY CODE SECTIONS 515.03 AND 515.15

and further, that this be the second and final reading.

Moved by Councilmember Moravec to amend the ordinance raising the square footage to 1,750 square feet.

Motion failed for lack of a second.

Voting on the original motion changing wording in Subdivision 71 to read "at least one person": voting aye: Grimes, Rygg, Carlson, Herbes, Smothers; voting no: Moravec; absent, not voting: Langsdorf.

Motion Carried.

2. The City Council considered a three-day temporary on-sale liquor license on August 31, September 1, and September 2, 1989 as requested by Knights of Columbus #3656, 4947 West Broadway, and a request for waiver of the fee.

Moved by Councilmember Smothers and seconded by Councilmember Grimes to approve a three-day temporary on-sale liquor license on August 31, September 1, and September 2, 1989 for Knights of Columbus #3656, 4947 West Broadway, and a waiver of the fee.

Motion Carried.

3. The City Council considered the 1989 labor agreement between the City of Crystal and Law Enforcement Labor Service Local #44 (Patrol Officers). Changes include a 4% salary increase plus the following:
 1. Insurance: an additional \$10 to the maximum employer contribution per employee; an additional \$5 to the maximum amount that may be used for dental insurance.
 2. Uniforms: add "The employer will provide any required plain clothes dress."
 3. Educational Incentive: Employees hired after March 31, 1986, shall not be eligible for Educational Incentive Pay as outlined in 21.6 of Article XXI.
 4. Appendix A Additions:
 - Corporals will be paid 7.5% above Top Patrol (50% between Supervisors and Top Patrol).
 - Officer-In-Charge will be paid 80% of the Corporal's hourly rate of pay for all hours worked in that capacity.
 - \$5 increase in Investigator's pay.

Moved by Councilmember Smothers and seconded by Councilmember Moravec to approve the 1989 labor agreement between the City of Crystal and Law Enforcement Labor Service Local #44 and further, that the Mayor and City Manager be authorized to sign such agreement, and that the \$5 additional dental coverage be extended to include all City employees.

Motion Carried.

June 5, 1989

page 446

4. The City Council considered a donation to the Hennepin County Olde Tyme County Fair on July 27, 28, 29 and 30, 1989.

Moved by Councilmember Rygg and seconded by Councilmember Smothers to approve a donation to the Hennepin County Olde Tyme County Fair on July 27, 28, 29 and 30, 1989 in the amount of \$100.00.

Motion Carried.

5. The City Council considered a contribution to the Northwest Hennepin Human Services Council for the year 1990.

Moved by Councilmember Rygg and seconded by Councilmember Moravec to approve a contribution to the Northwest Hennepin Human Services Council for the year 1990 in the amount of \$5,478.00.

Motion Carried.

6. The City Council considered the First Reading of an Amendment to the City Ordinance relating to City Government: Administrative Code.

Moved by Councilmember Smothers and seconded by Councilmember Rygg to table the Amendment to the City Ordinance relating to City Government: Administrative Code.

By roll call and voting aye: Grimes, Rygg, Carlson, Herbes, Smothers; voting no: Moravec; absent, not voting: Langsdorf.

Motion Carried.

7. The City Council considered a resolution establishing dates for the 1989 Municipal Election.

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

RESOLUTION NO. 89-32

A RESOLUTION ESTABLISHING DATES FOR THE
1989 MUNICIPAL ELECTION

By roll call and voting aye: Moravec, Grimes, Rygg, Carlson, Herbes, Smothers; absent, not voting: Langsdorf.

Motion carried, resolution declared adopted.

8. The City Council considered the Second Reading of an Ordinance restricting pickup times for commercial refuse haulers and an amendment to the Crystal City Ordinance regarding refuse enclosures. Those appearing and heard were: John Paulson, 320 Edgewood Avenue North, Golden Valley.

June 5, 1989

page 447

Moved by Councilmember Smothers and seconded by Councilmember Rygg to adopt the following ordinance:

ORDINANCE NO. 89-12

AN ORDINANCE RELATING TO REFUSE DISPOSAL: AMENDING
CRYSTAL CITY CODE, SUBSECTION 645.05, SUBD. 1, AND
SECTION 605 BY ADDING A SUBSECTION

and further that this be the second and final reading.

Motion Carried.

9. The City Council considered the Second Reading of an Ordinance Amendment to include Community Service Officers to have authority to issue citations in lieu of arrest.

Moved by Councilmember Smothers and seconded by Councilmember Rygg to adopt the following ordinance:

ORDINANCE NO. 89-13

AN ORDINANCE RELATING TO PUBLIC SAFETY; AMENDING
CRYSTAL CITY CODE, SECTION 960 BY ADDING A SUBSECTION

and further that this be the second and final reading.

Motion Carried.

10. The City Council considered a resolution regarding housing maintenance code.

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

RESOLUTION NO. 89-33

A RESOLUTION REGARDING HOUSING MAINTENANCE CODE

By roll call and voting aye: Moravec, Grimes, Rygg, Carlson, Herbes, Smothers; absent, not voting: Langsdorf.

Motion carried, resolution declared adopted.

11. The City Council considered bids for the demolition of a house at 4836 Douglas Drive.

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. 89-34

RESOLUTION APPROVING DEMOLITION BID FOR
4836 DOUGLAS DRIVE

June 5, 1989

page 448

By roll call and voting aye: Moravec, Grimes, Carlson, Herbes, Smothers; voting no: Rygg; absent, not voting: Langsdorf.

Motion carried, resolution declared adopted.

12. The City Council discussed plastics recycling. Councilmember Moravec suggested that this be referred to the Environmental Quality Commission for study.
13. The City Council considered a request from Nicklows, 3516 North Lilac Drive, to hold an outdoor customer appreciation party in the parking lot between Burger King and Nicklows between the hours of 2-9 p.m. in mid-July.

Moved by Councilmember Moravec and seconded by Councilmember Grimes to approve the request to hold an outdoor customer appreciation party at Nicklows, 3516 North Lila Drive, with extension of the on-sale liquor license to include the parking lot, and with direction to Nicklows to come back to the Council with a finalized date for the event and that glass containers may not be carried outside; containers must be paper or plastic.

Motion Carried.

INFORMAL DISCUSSION AND ANNOUNCEMENTS:

1. The City Attorney advised the City Council on legislative changes affecting liquor sales. It is the intent of the Council to conform to state law in matters of intoxicating liquor off-sale.

Moved by Councilmember Carlson and seconded by Councilmember Smothers to adopt the following ordinance:

ORDINANCE NO. 89-

AN ORDINANCE AMENDMENT RELATING TO HOURS OF SALE OF INTOXICATING AND NON-INTOXICATING LIQUOR

and further, that the second and final reading be held on June 20, 1989.

Motion Carried.

Moved by Councilmember Grimes and seconded by Councilmember Smothers to approve the list of license applications as submitted by the City Clerk to the City Council, 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.

June 5, 1989

page 449

Councilmember Grimes distributed a brochure put together by the Human Relations Commission and invited Council comments on the brochure.

Moved by Councilmember Smothers and seconded by Councilmember Carlson to adjourn the meeting.

Motion Carried.

Meeting adjourned at 8:12 p.m.

Mayor

ATTEST:

City Clerk

DATE: June 15, 1989

TO: Jerry Dulgar, City Manager

FROM: Bill Barber, Building Inspector

RE: Request to waive fee for temporary sign permit at
7301 56th Ave. N.

Attached is the application and request of the St. Raphael's Parish Festival Committee to waive the fee for the temporary signs. They are requesting the signs up from July 17 through August 7, 1989.

In past years the City Council has waived the fee and I would recommend that the fee be waived this year.

kk

APPLICATION
CRYSTAL SIGN PERMIT

Sign Address 7301 Bass Lake Road Date 5-24-89
Business Name St. Raphael Church Phone 537-8104
Sign Owner St. Raphael Church
Owner's Address 7301 Bass Lake Road
Zip 55428 Phone 537-8104
Dates used for temporary signs July 17 - Aug. 7 - 1989
Type of Signs 9-4' x 4' wood signs Zoning _____
Overall Height 4' 4" Sign Material Wood
Sign Size 4' x 4' Total Sq. Ft. _____
Illuminated Yes _____ No X

6' x 4'

1 lighted sign at north entrance of Church
The undersigned hereby makes application for a permit for
the work herein specified, agreeing to do all work in
strict accordance with the City ordinances and rulings of
the Department of Buildings and hereby declares that all
the facts and representations stated in this application
are true and correct.

Signed Ann Mingo
(licensee)

By _____

Fee _____

Surcharge _____

Total _____

Note: (on reverse side show sketch of billboard location
with respect to adjacent buildings, property lines,
railroad tracks and street intersections.)

Note: A drawing of the sign and a site plan showing
location of sign on property must accompany this
application.

Honorable City Council
Crystal, Minnesota

Gentlemen and Women,

St. Raphael's Church is holding it's annual parish festival the weekend of August 4th-6th, 1989. To advertise for this event we place a series of signs on our fence along the Bass Lake Road side of our property, and we place a lighted sign at the north entrance of the Church. We would like to . . . request a waiver of the fee for using these signs.

Sincerely,

Ann Mingo

Ann Mingo
Facilities Co-Chairperson
St. Raphael's Parish Festival

May 16, 1989

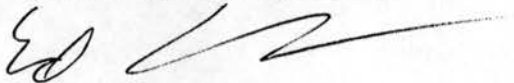
Dear Mayor and Council Members:

Again, on behalf of the Crystal Frolics committee, I am requesting that a permitt be issued for us to have a parade on Sunday, July 30th at 1:00 p.m.. We will be using the same route as last year, coming down West Broadway and turning on Bass Lake Road. We also ask that if there is a fee it be waived.

We look forward to seeing all of you at the frolics again this year. Thanking you in advance.

Sincerely,

CRYSTAL FROLICS COMMITTEE



Ed Thonander
Frolics President

copy given to Police Chief 6-21-89

(DRAFT)

RESOLUTION NO. _____

RESOLUTION ENABLING THE CREATION OF
AN ECONOMIC DEVELOPMENT AUTHORITY IN THE CITY
OF CRYSTAL, MINNESOTA

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

Section 1. Background: Findings.

1.01. The City is authorized by Minnesota Statutes, Chapter 469 (Act) to establish an Economic Development Authority (EDA) to coordinate and administer economic development and redevelopment plans and programs of the City.

1.02. The City has heretofore established the Bass Lake Road - Becker Park Redevelopment Project and is studying various programs for the economic development and redevelopment of the City.

1.03. It is found and determined by the City Council that the encouragement and financial support of economic development and redevelopment in the City is vital to the orderly development and financing of the City and in the best interests of the health, safety, prosperity and general welfare of the citizens of the City.

1.04. It is further found and determined that the economic development and redevelopment of the City can best be accomplished by the establishment of an EDA as authorized by the Act.

1.05. The City Council has in accordance with the Act conducted a public hearing on the establishment of an EDA at which all persons wishing to be heard expressed their views.

Sec. 2. Enabling Authority.

2.01. The Economic Development Authority of the City of Crystal (EDA) is established effective _____, 1989.

2.02. The EDA consists of a governing body of seven commissioners appointed by the Council all of whom are members of the city council and serve as Commissioners of the EDA for terms coinciding with their terms as members of the City Council. The EDA has the powers and duties given it by the Act and as limited by this resolution.

2.03. The following limits apply to the EDA and its operation:

- a) The EDA has and may exercise all of the powers conferred by the Act upon a Housing and Redevelopment Authority of the City.
- b) The EDA may not exercise any of the powers relating to Municipal Development Districts the Act as described in the Act.

- c) The sale of bonds or other obligations of the EDA must be approved by the City Council.
- d) The EDA must follow the budget process for City departments in accordance with City policy, ordinance, resolution and the City charter.
- e) Development and redevelopment actions of the EDA must be in conformance with the City comprehensive plan and official controls implementing the comprehensive plan.
- f) The EDA must submit its plans for development and redevelopment to the City Council for approval in accordance with City planning procedures and law.
- g) The administrative structure and management practices and policies of the EDA must be approved by the City Council.

2.04. As provided in the Act it is the intention of the City Council that nothing in this resolution nor any activities of the EDA are to be construed to impair the obligations of the City under any of its contracts or to affect in any detrimental manner the rights and privileges of a holder of a bond or other obligation heretofore issued by the City.

Sec. 3. Implementation.

3.01. The City Council will from time to time and at the appropriate time adopt such ordinances and resolutions as are required and permitted by the Act to give full effect to this resolution.

3.02. The Mayor, Manager, Clerk and City Attorney of the City are authorized and directed to take the actions and execute and deliver the documents necessary to give full effect to this resolution.

3.03. Nothing in this resolution is intended to prevent the City from modifying this enabling resolution to impose new or different limitations on the EDA as authorized by the Act.

Mayor

(SEAL)

Attest:

Clerk

C4:0011N089.F16

DATE: June 16, 1989
TO: Jerry Dulgar, City Manager
FROM: Bill Monk, City Engineer
SUBJECT: Steve O's Proposal for an Outside Cafe

A proposal has been submitted by Steve O's at 4900 West Broadway to establish an outside cafe consisting of approximately 12 to 14 tables. Due to the proximity of the building to the property line along West Broadway, the tables are proposed to be located on the public sidewalk.

Based on a quick review of the proposal, the following issues have been identified:

- The seasonal increase in seating capacity is an expansion of a non-conforming use (I-2 Zoning) and structure (setbacks). A variance to expand a non-conforming situation is required by Section 515.05 of the Zoning Code. Further, a parking variance is also required although the seasonal nature makes the situation difficult in establishing the actual number of spaces needed.
- Hennepin County will be required to approve the use of their right-of-way for this private purpose. Safety and liability will be major concerns.
- Crystal will need to approve use of the public sidewalk for this purpose as the sidewalk is maintained and regulated by the City. In dealing with similar situations in the past, the City has not allowed use of public or private sidewalks for extended business use based on safety concerns given the narrow (5') width of most sidewalk sections.
- Crystal will be required to modify Steve O's liquor license to include the cafe area and portions of public right-of-way impacted by the operation.
- Liability issues related to use of public property for a private use and modification of the liquor license to include right-of-way need to be closely scrutinized prior to any final approval.
- Although I have not had an opportunity to discuss the proposal with members of the Health Department, I believe health-related issues would revolve around food preparation and service.

Jerry Dulgar

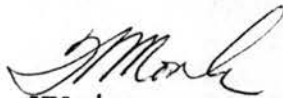
Subject: Steve O's Proposal for an Outside Cafe

June 16, 1989

Page 2

As we discussed, the City Council is not in a position to approve the cafe proposal on Tuesday night. Ordinance provisions require Planning Commission review and public hearings on the variances related to the non-conformity and parking.

The issues associated with use of the sidewalk and modification of the liquor license, however, go well beyond the Planning Commission's review authority. I recommend the Council discuss the proposal in terms of these City issues at this time. If past policy is maintained, there is then little reason to pursue the planning-related issues.



WM:jrs

Encls

FROM THE
DESK OF

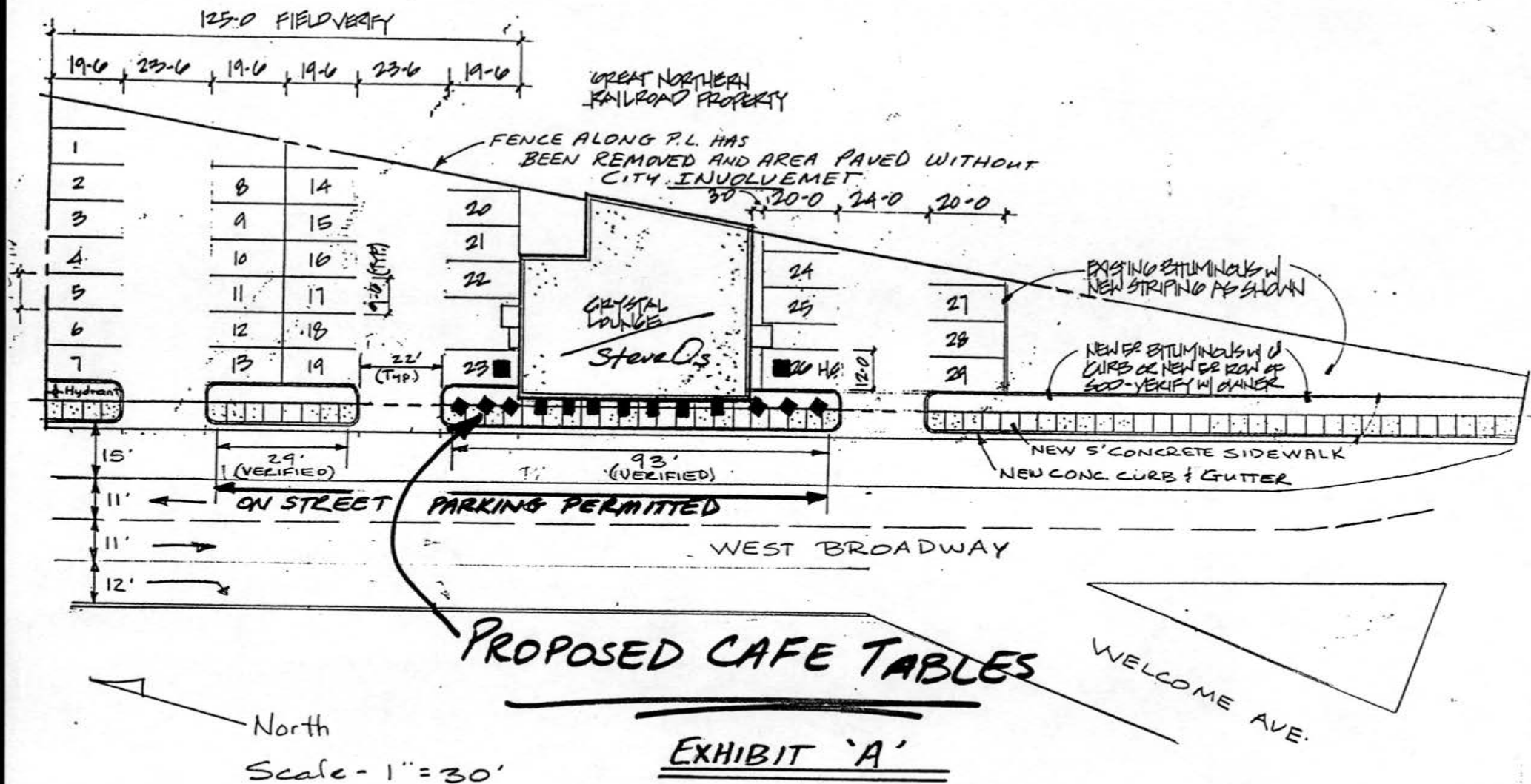
STEVEN WEISMAN

6-14-89

To The Honorable City Council;
The proposal for the outdoor cafe
would be as follows.

- ① The cafe would be open seven (7)
days week.
- ② The hours the cafe would be open
are in discussion stages at this
time. Most likely 11am to 12:45pm ~~AM~~ A.M.
- ③ The time of year this cafe would be
in operation would be from
Memorial Day to Labor Day. Give
a couple weeks either way due to
good weather.
- ④ We would be selling food and
liquor at the cafe. The same menu
items, plus we are designing a new
menu.

Thank you for your
consideration
Steven
Weisman



Receipt
#45984

APPLICATION FOR LICENSE

14088

4141 Douglas Drive, Crystal, Minnesota 55422

HONORABLE CITY COUNCIL
CRYSTAL, MINNESOTA

COUNCIL MEMBERS:

I Russ Mingo
WE St. Raphael's Church
7301 Bass Lake Road
Crystal, MN 55428

Fee, \$ 13.25 per day

New seasonal Renewal

Telephone 535-4081

enclose the sum of THIRTY NINE and 75/100 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

Russ Mingo for St. Raphael's Church hereby make application to

operate a 3.2 beer stand at 7301 Bass Lake Road at St. Raphael's

for the period Aug 4 through 6 1989 subject to all
conditions and provisions of said Ordinance.

City Use Only

Russ Mingo
Signature of Applicant

THE CATHOLIC MUTUAL RELIEF SOCIETY
4223 CENTER ST, OMAHA, NE 68105

CERTIFICATE OF COVERAGE

This is to certify that the following coverage is in force issued in the name of:

ARCHDIOCESE OF ST PAUL-MINNEAPOLIS
CHANCERY OFFICE
226 SUMMIT AVENUE
ST PAUL, MN 55102

Certificate Number: 7922

Term: 9/01/88 - 9/01/89

Covered Premises:

Location/Property

ST RAPHAEL CHURCH, 7301 BASS LAKE ROAD,
CRYSTAL, MN 55428

Real Property

Personal Property

Deductible

Coinsurance

Additional
Assured

CITY OF CRYSTAL
DOES NOT APPLY FOR NEGLIGENT
ACTS OF THE CITY OF CRYSTAL.

General Liability 500,000
(Combined single limit)

Medical Payments
(Each person-excluding school students)

Umbrella Excess Liability

COMMENTS:

COVERAGE IS EXTENDED TO CHURCH FESTIVAL HELD
AUGUST 4, 5, & 6, 1989.
LIQUOR LIABILITY INCLUDED.

In the event of cancellation of this coverage the Society will mail notice thereof to: CHANCERY OFFICE
ST PAUL, MN

Should any of the above described coverages be cancelled before the expiration dates thereof, the carrier will endeavor to mail 30 days written notice to the certificate holder, but failure to mail such notice will impose no obligation nor liability upon the carrier.

Dated at OMAHA, NEBRASKA

This 1ST Day of MAY 1989

BY

Richard J. O'Malley
Authorized Representative

CATHOLIC MUTUAL RELIEF SOCIETY

ENDORSEMENT

(TO BE ATTACHED TO CERTIFICATE)

Effective Date of Endorsement May 1, 1989 Charge --- Credit ---

Property Archdiocese of St. Paul-Minneapolis

Location St. Paul, MN

Certificate No. 7922 of The Catholic Mutual Relief Society is amended as follows:

ADDITIONAL ASSURED

It is understood and agreed that who is the Assured (Section II) is amended to include as an Assured the person or organization shown below, but only with respect to liability arising out of the ownership, maintenance or use of that part of the designated premises used by the assured, and then only while the assured is using the described premises.

Additional Assured: City of Crystal
Does not apply for Negligent
acts of the City of Crystal.

Designated Premises and use: St. Raphael Church, Crystal, MN is having a Church Festival held August 4, 5, & 6, 1989. Liquor Liability is included.

For Use With Annual Payment Plan

EACH OLD INSTALLMENT DUE ANNUALLY ON ANNIVERSARY DATE	INCREASE DECREASE EACH INSTALLMENT	EACH NEW INSTALLMENT DUE ANNUALLY ON ANNIVERSARY DATE

Richard J. O'Malley
Authorized Representative

**MINNESOTA DEPARTMENT OF PUBLIC SAFETY
LIQUOR CONTROL DIVISION
333 SIBLEY • ST. PAUL, MN 55101**



**APPLICATION AND PERMIT
FOR A 1 to 3 DAY TEMPORARY ON-SALE LIQUOR LICENSE**

TYPE OR PRINT INFORMATION

NAME OF ORGANIZATION <u>ST. RAPHAEL CHURCH</u>		DATE ORGANIZED <u>1950</u>	NO. OF MEMBERS	TAX EXEMPT NUMBER
STREET ADDRESS <u>7301 Bass Lake Road</u>		CITY <u>Crystal</u>	STATE <u>MN</u>	ZIP CODE <u>55428</u>
NAME OF PERSON MAKING APPLICATION <u>Russell P. Mingo</u>		BUSINESS PHONE <u>(612)</u>	HOME PHONE <u>(612) 533-2906</u>	
DATES LIQUOR WILL BE SOLD? (1 TO 3 DAYS) <u>Aug. 4 1989 - Aug 6 - 1989</u>	DOES ORGANIZATION HAVE A CHARTER <input type="checkbox"/> Yes <input type="checkbox"/> No		GENERAL PURPOSE OF ORGANIZATION <u>Religious</u>	
ORGANIZATION OFFICER'S NAME <u>Stanley J. Senee</u>		ADDRESS <u>7301 Bass Lake Rd.</u>		
ORGANIZATION OFFICER'S NAME <u>Marie M. Sipe</u>		ADDRESS <u>7025 Rockford Rd. Mpls 55427</u>		
ORGANIZATION OFFICER'S NAME <u>Thomas R. Lussman</u>		ADDRESS <u>7301 Bass Lake Road Crystal, Mn. 55428</u>		

Location where license will be used. If an outdoor area, describe.

Outside on the Church lawn area. The entire festival
in on the Church grounds.

Will the applicant contract for intoxicating liquor services? If so, give the name and address of the Liquor licensee providing the services.

Will the applicant carry liquor liability insurance? If so, the carrier's name and amount of coverage.
(Note: Insurance is not mandatory)

APPROVAL

CITY OF Crystal
CITY FEE AMOUNT 50.00 per day
DATE FEE PAID asking for waiver
Joan Schmidt
SIGNATURE CITY CLERK (Deputy)

DATE APPROVED _____
LICENSE DATES _____
APPROVED LIQUOR CONTROL DIRECTOR _____

NOTE:

Do not separate these two parts, send both parts to the address above and the original signed by this division will be returned as the license. Submit to the City Clerk at least 30 days before the event.

Honorable City Council
Crystal, Minnesota

Gentlemen and Women;

St. Raphael's Church is holding it's annual parish festival on August 4th-6th, 1989. We would like to offer our vistors a choice of 3.2 beer and also a wine cooler. Under our beer license we can only have a malt based wine cooler. We find these coolers to be unsatisfactory in taste. We have put in an application for a non-intoxicating liquor license for the purpose of serving wine coolers. We would like to request a waiver of the fee for this license.

Sincerely,

Ann Mingo

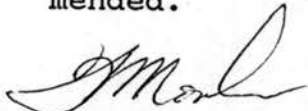
Ann Mingo
Facilities Co-Chairperson
St. Raphael's Parish Festival

DATE: June 6, 1989
TO: Planning Commission
FROM: Bill Monk, City Engineer
SUBJECT: Split of Lot 5, Block 1, Rock Croft Addition

Property owners at 3454 and 3508 Georgia Avenue North propose to split the vacant lot between their parcels and combine the remnants with the lot on which the houses are located. This process will essentially render three platted lots into two parcels with larger side yards and overall area.

City Code requires that all divisions and combinations of lots be processed by plat. However, in instances where the splits are accomplished using parallel lines and simple legal description changes, the City has recently considered waiving the plat requirement.

In this instance, no benefit is derived by a plat. Since no new building site is being created, approval of the lot split of Lot 5, Block 1 of Rock Croft Addition is recommended.



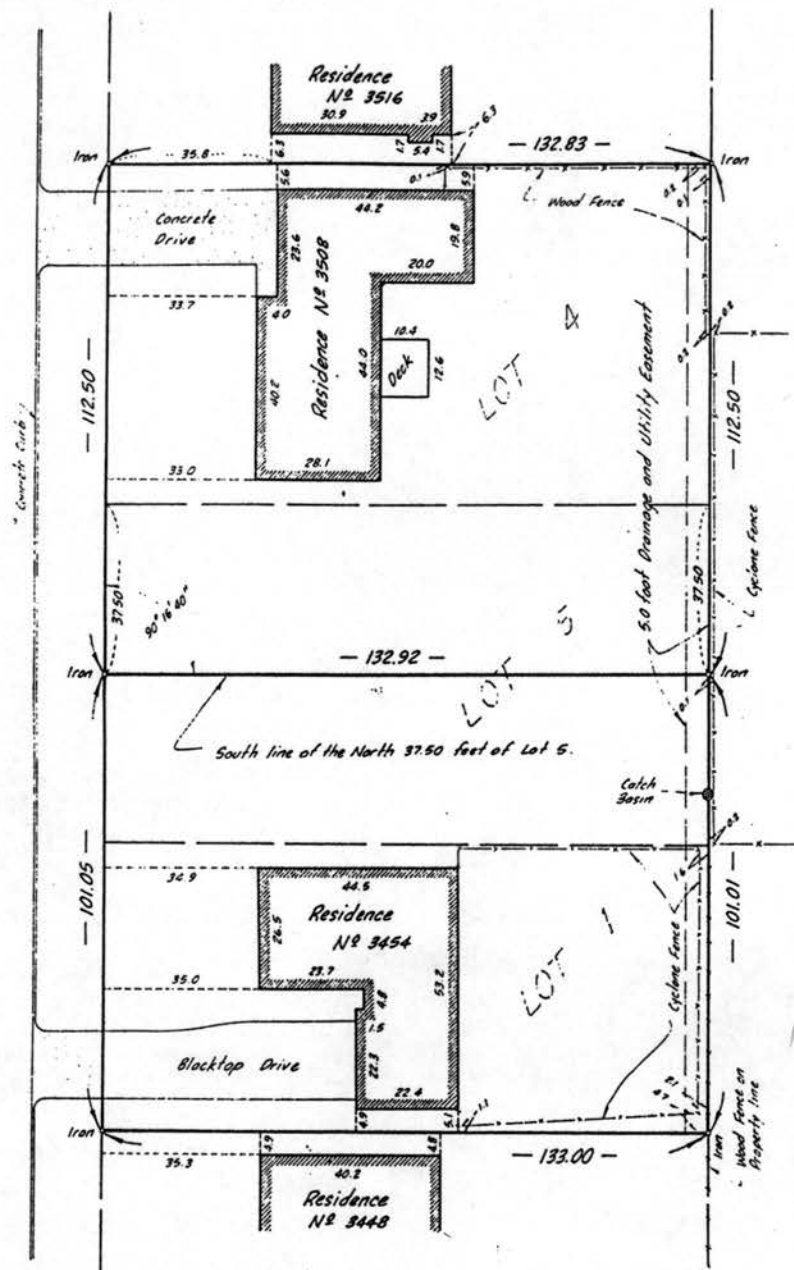
WM:jrs

Encls

6/14/89 UPDATE

On June 12 the Planning Commission recommended approval of the split of Lot 5, Block 1, Rock Croft Addition.





SCALE 1"=20'

PROPOSED LOT DIVISION for:

Floyd Munsinger
3508 Georgia Ave. N.
Crystal, MN 55427
Tel. No. 535 - 2659

ORIGINAL DESCRIPTIONS:

Lot 4, Block 1, ROCK CROFT ADDITION
Lot 5, Block 1, ROCK CROFT ADDITION
Lot 1, Block 1, LAWRENCE YOUNG ADDITION

PROPOSED DESCRIPTION FOR No. 3508: (Area is 14,948 Sq. Ft.)

Lot 4, Block 1, ROCK CROFT ADDITION and the North 37.5 feet of Lot 5, Block 1, ROCK CROFT ADDITION.

PROPOSED DESCRIPTION FOR No. 3454: (Area is 13,433 Sq. Ft.)

Lot 1, Block 1, LAWRENCE YOUNG ADDITION and that part of Lot 5, Block 1, ROCK CROFT ADDITION which lies South of the North 37.5 feet thereof.

We hereby certify that this is a true and correct representation of a survey of the boundaries of the land above described and of the location of all buildings, if any, thereon and all visible encroachments, if any, from or on said land.

Dated this: 27th day of April, 1989.

CARLSON & CARLSON, INC.
LAND SURVEYORS
8713 Dupont Avenue South
Bloomington, MN 55420
Tel. No. 888 - 2084

by Larry R. Couture
Larry R. Couture, Land Surveyor
Minnesota License No. 9018

CITY OF CRYSTAL

4141 DOUGLAS DRIVE NORTH
Crystal, MN 55422
Phone: 537-8421

Date: 5-1-89

TYPE OF REQUEST: () Rezoning () Conditional Use Permit
() () Plat Approval
() Sign Variance ☒ Other

Street Location of Property: 3508 Georgia - 3454 GeorgiaLegal Description of Property: Lot 4-1 Rock Crest Add.

Lot 1-1 LAWRENCE/ADD. - Lot 5-1 " " "
Property Identification Number: 20-118-21-11-0092 - 3508 GEORGIA
0093 - 3500 GEORGIA
0094 - 3456 GEORGIA

Owner: FLOYD MUNNINGER ROGER DORF
(Print Name)

SAME SAME SAME
(Address) (Phone No.)

Applicant: FLOYD MUNNINGER ROGER DORF
(Print Name)

3508 Georgia 3454 Georgia 535 0596
(Address) (Phone No.)

DESCRIPTION OF REQUEST: Waiver of Plat Requirement

APPLICANT'S STATEMENT WHY THIS REQUEST SHOULD BE APPROVED:
(attach additional sheets if necessary)

Dividing Vacant Lot

NOTE: Attach plan or survey of proposal..

THIS PROPERTY IS:

TORRENS / ABSTRACT
(Circle one)

Floyd Munninger Roger J. Dorf
(Applicant's Signature)

Floyd Munninger Roger J. Dorf
(Owner's Signature)

(Office Use Only)

FEE: \$ 75.00 DATE RECEIVED: _____ RECEIPT # _____

(Approved) (Denied) - Planning Commission

(Date)

(Approved) (Denied) - City Council

(Date)

City of Crystal
Memorandum

TO: Jerry Dulgar
City Manager

FROM: Miles Johnson
Finance Department

SUBJECT: Proposed Sale of Equipment Certificates

We have discussed the above certificates with Springstead Inc. and also the "pool" certificates which are issued through the League of Minnesota Cities.

We have decided that we would be better off selling our own bonds vs. a pool concept.

We would propose to sell this issue during 1990 and would combine major equipment items requested for 1990 and 1991.

The following is a basic list of items we would recommend. However, this would be subject to change up to the actual time of the bonds as requirements could change.

1 - 1250 G.P.M. Pumper (on order)	\$168,965
1 - 1250 G.P.M. Pumper (proposed) (1991 Delivery)	169,965
1 - Street Sweeper - Street	75,000
1 - Front End Loader - Street	80,000
1 - Sewer Jet/Vac All - S&W	75,000
1 - Front End Loader - Park	45,000
1 - Pick Up with Plow - Park	15,000
1 - 28,000 GVW Tanker Truck & Tank - Pk	65,000
1 - Truck Hoist - Street	20,000
1 - 1 Ton 4x4 w/Plow - Park	<u>20,000</u>
	\$733,930

With assumed bond issue of \$750,000 the approximate cost per year would come out as follows:

	<u>Principal</u>	<u>Int (6.25%)</u>	<u>Total</u>
1st year (91)	130,000	46,875	176,875
2nd year	140,000	38,125	178,125
3rd year	150,000	30,000	180,000
4th year	160,000	20,625	180,625
5th year	170,000	10,625	180,625

These items would be pulled out of "General Fund" budget and a separate levy would be made each year for retiring these "Equipment Certificate Bonds" and this levy is not included in our levy limitation.



over 50 years of dedication to the fire service

May 26, 1989

City of Crystal
Crystal Fire Department
4141 Douglas Drive
Crystal, Minnesota 55422

Attn: Fire Chief Art Quade

Dear Art;

This letter is a followup or confirmation of our telephone conversation of earlier this week. We understand that your City and Fire Department may be interested in trading-in your 1966 General pumper and also your 1968 General pumper with credit being allowed against a second new pumper to be purchased at this time.

\$ 31,000⁰⁰

We would be pleased to work with you in this respect and would offer you a trade-in of \$14,500.00 for the 1966 General pumper and \$16,500.00 for the 1968 General pumper. We would expect that ladders and deck monitors would be included on the traded-in units however, we also understand that the fire hose, nozzles, first aid kits and other accessory equipment would be removed.

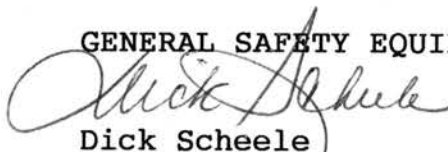
From our conversation it would also be our understanding that should we have a sale for one of these used trucks we would be able to pick it up at any time. The second unit would be kept in your Fire Department until the new apparatus is delivered. If one of the units were to be picked up by our Company before the new apparatus is delivered, we would make payment for that truck to the City at the time we received the truck.

If this meets with your approval or if you have any further questions please feel free to give us a call.

Thanks again.

Yours very truly,

GENERAL SAFETY EQUIPMENT CORP.


Dick Scheele

GENERAL SAFETY EQUIPMENT CORP.

DS/h

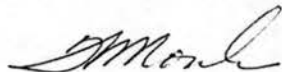
550 Eighth Avenue (P.O. Box 249) North Branch, Minnesota 55056

Phones: Local (612) 674-4804/Metro 221-9111

120.25
93.53
66.81
40.08

DATE: May 3, 1989
TO: Planning Commission
FROM: Bill Monk, City Engineer
SUBJECT: Froehlich Addition Final Plat

The final plat of the Froehlich Addition resubdividing two lots into three lots, has been received for consideration. The final plat is consistent with the preliminary document and approval is recommended.

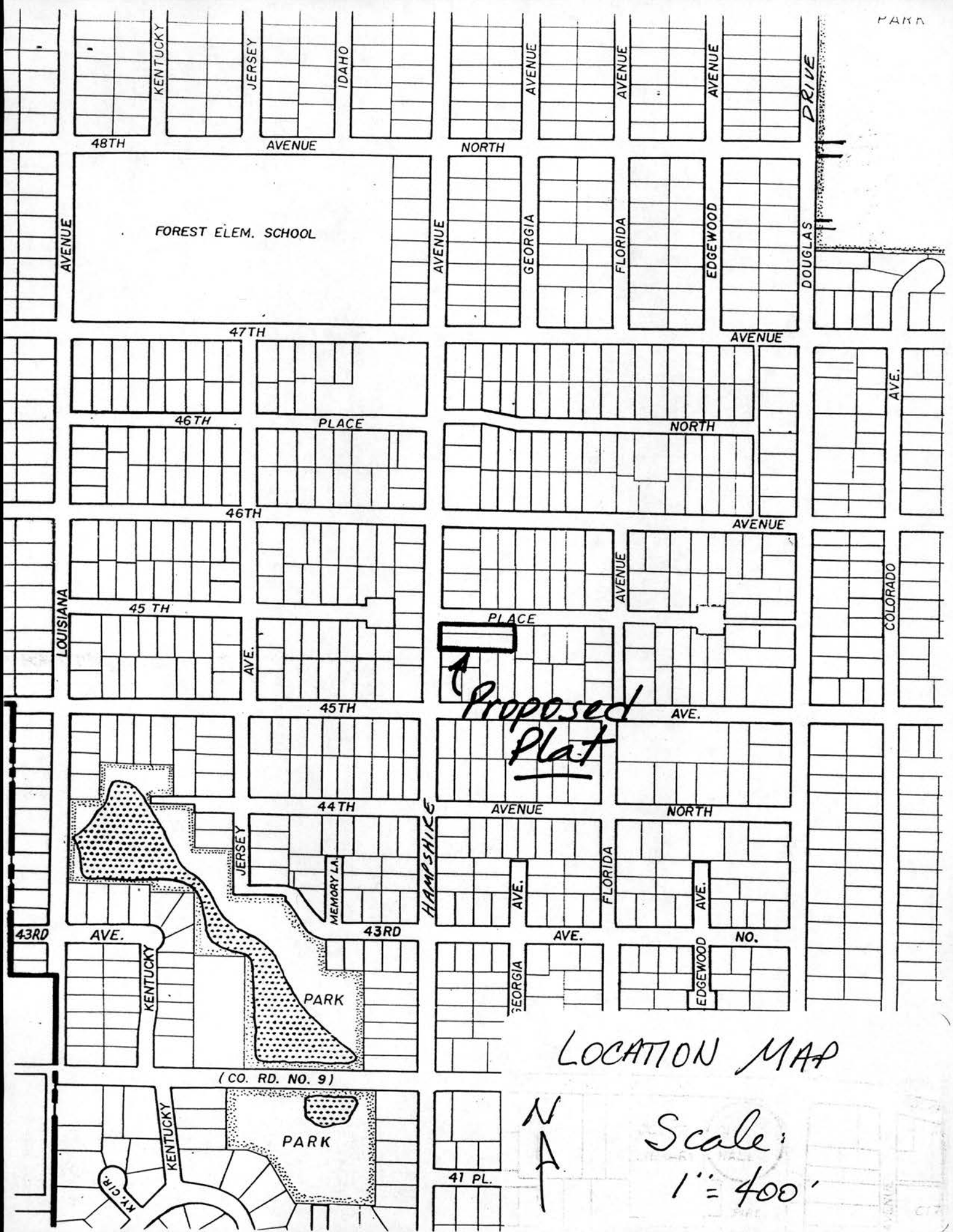


WM:jrs

Encls

6/14/89 UPDATE

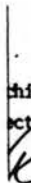
On June 12 the Planning Commission recommended approval of the final plat for Froehlich's Addition as submitted.



1



Orientation of this bearing system is assumed.

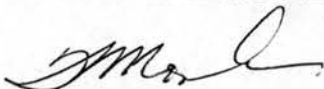


DATE: June 6, 1989
TO: Planning Commission
FROM: Bill Monk, City Engineer
SUBJECT: Community Center Conditional Use and
Building Permit

Planning and design work on the proposed Crystal Community Center is nearly complete. In order to permit construction of the facility, which is to be located adjacent to the municipal pool on Douglas Drive at 48th Avenue, the following two permits must be approved:

- 1) A conditional use permit consistent with Section 515.19, Subd. 4 c) of the Zoning Code which allows for municipal community centers in an R-1, Single Family Residential District.
- 2) A building permit consistent with 500.19, Subd. 2 of the City Code which requires Commission and Council review of all permit applications other than for R-1 and R-2 structures.

A copy of the site plan and floor plan are attached for the Commission's review. The plans conform to all provisions of the Zoning Code and State Building Code in terms of parking, setback, site improvements and structure. Approval of both the conditional use and building permits is recommended.

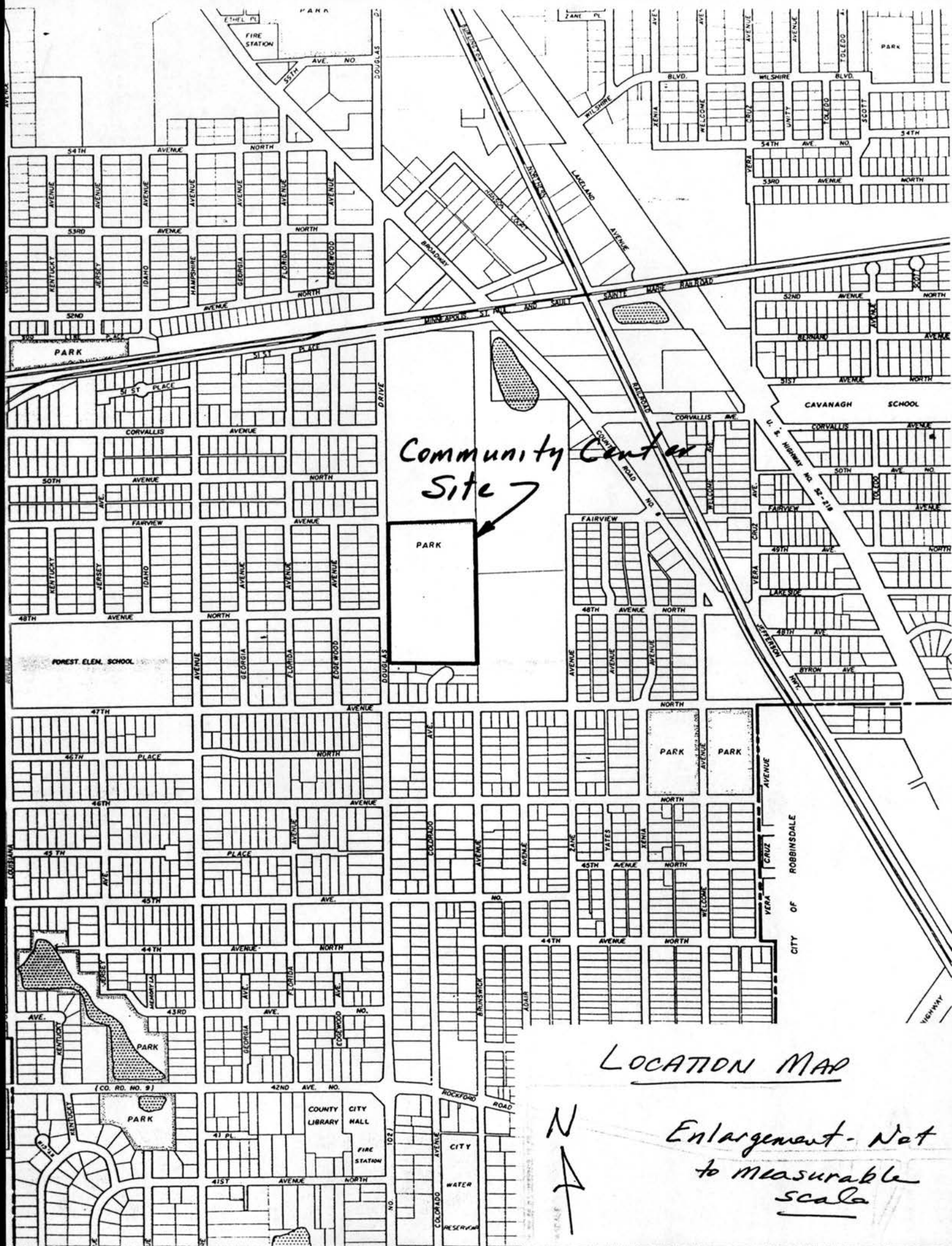


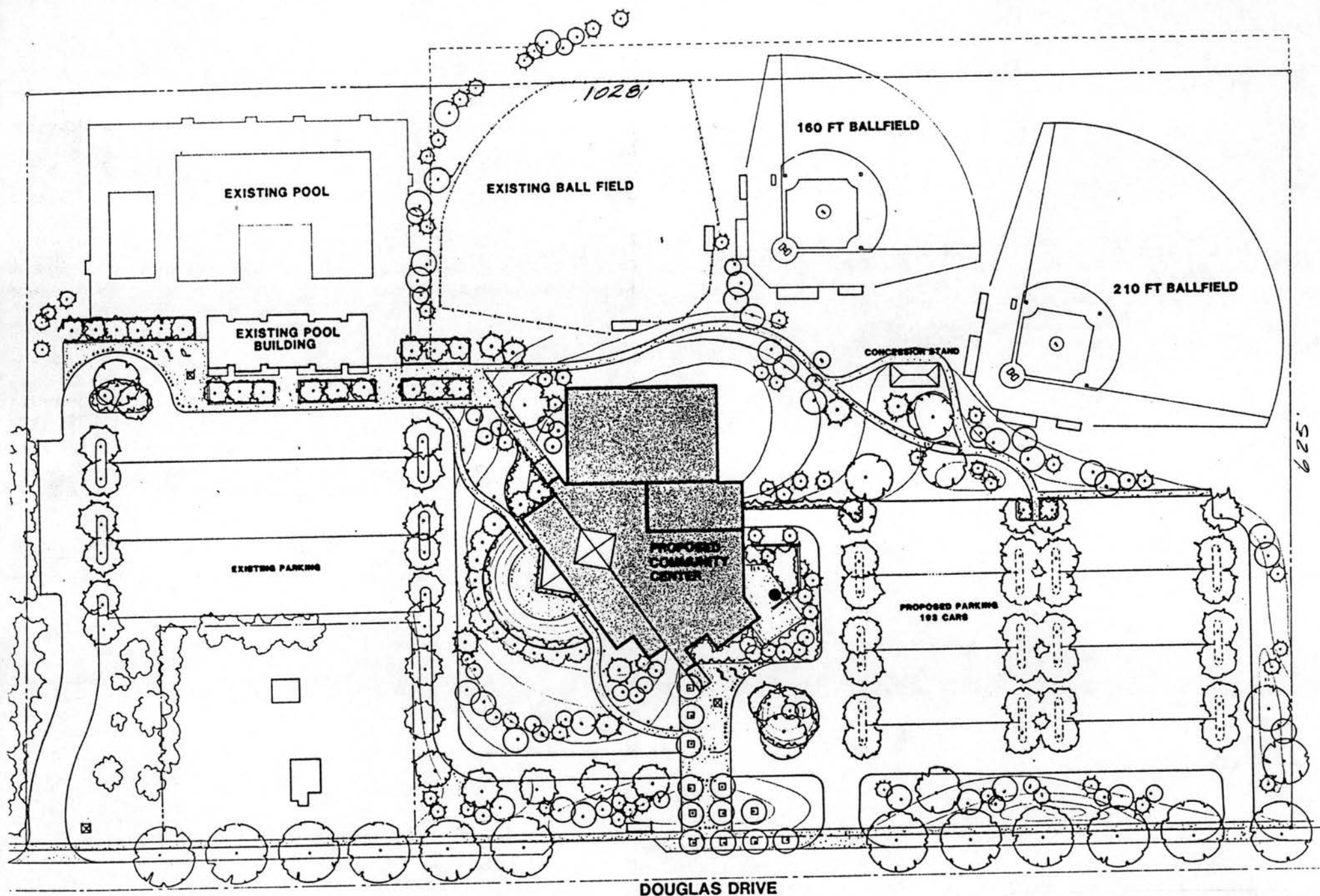
WM:jrs

Encls

6/14/89 UPDATE

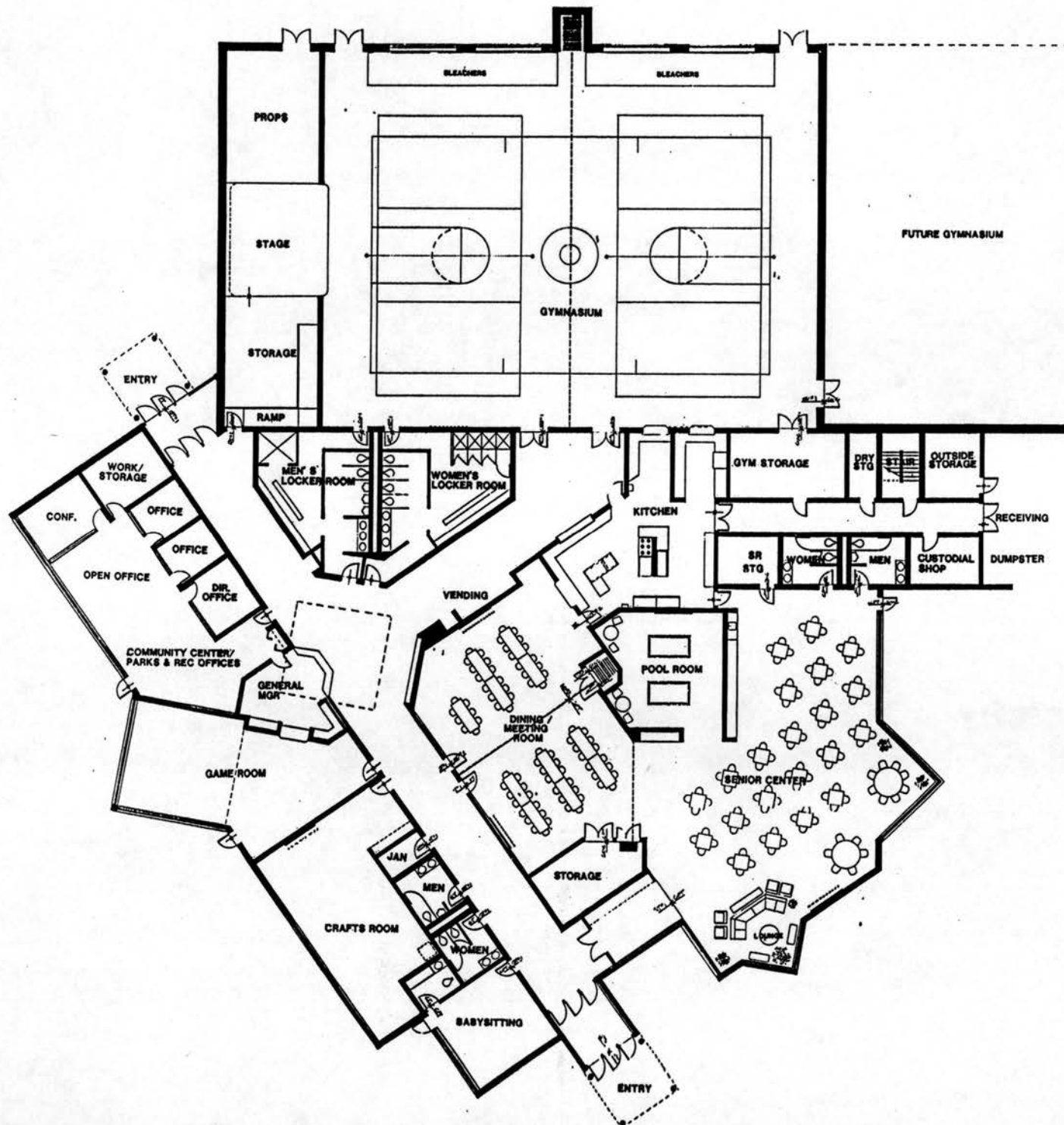
On June 12 the Planning Commission recommended approval of a conditional use and building permit for the Crystal Community Center. In its findings the Commission stated the proposal was consistent with the voters' mandate and represented a valuable addition to the City.



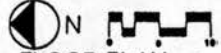


CRYSTAL COMMUNITY CENTER SITE PLAN

ANDERSON DALE ARCHITECTS
 Architecture Planning Interior Design
 2675 University Avenue
 ST. PAUL, MINNESOTA 55114




Anderson Dale Architects, Inc.
 2675 University Avenue
 St. Paul, Minnesota 55114
 612-642-9000
 Architecture Planning Interior Design

CRYSTAL
 COMMUNITY CENTER

 FLOOR PLAN

DATE: April 12, 1989
TO: Jerry Dulgar, City Manager
FROM: Bill Monk, City Engineer
SUBJECT: Slope Stabilization on Bassett Creek South of
Brunswick Avenue

Following the July super storm in 1987, Crystal received \$18,964 in federal and state emergency funds to cover costs associated with a number of work functions including debris removal, emergency pumping, retaining wall reconstruction and erosion correction. At this time only a slope erosion problem on the downstream side of the Brunswick Avenue culvert crossing of Bassett Creek (just north of 32nd Avenue) remains to be corrected. While this office anticipated correction of this situation as Bassett Creek Park Pond was dredged this winter, erosion of the northern slope has worsened this spring to the point that immediate attention is required.

It is recommended that Barr Engineering (Watershed Engineer) be retained to design a slope stabilization project for this area in an amount not to exceed \$2,500 as noted in the attached correspondence. Monies to pay for this design work are still available in the City's emergency relief fund as established with federal funds in 1987. Funds to cover actual construction costs have already been provided within the Utility Fund (24-4387) of the 1989 Budget.


WM:jrs

Encls

6/15/89 UPDATE

A copy of Barr Engineering's design to stabilize the slopes of Bassett Creek south of the Brunswick Avenue crossing is attached. The proposal includes placement of a gabion wall (rock baskets) along the north slope and general regrading of the south slope. The estimated cost of the project is \$11,500. This office recommends monies be appropriated from the Infrastructure Fund which was established to deal with street and related storm sewer restoration/reconstruction. The unencumbered balance in the Fund is currently \$450,000. If approved, staff will secure quotations from a number of reputable firms, instead of following the formal bid process, given the scope of work is less than the \$15,000 statutory minimum for bidding.

Barr

Engineering Company

7803 Glenroy Road
Minneapolis, MN 55435
612/830-0555

May 26, 1989

Mr. William Monk
Director of Public Works
City of Crystal
4141 Douglas Drive
Crystal, Minnesota 55427

Dear Mr. Monk:

Attached for your review is a copy of the plan sheet for the slope stabilization for the North Branch of Bassett Creek near Brunswick Avenue. The estimated cost for this project is \$11,200. This cost includes 10% for mobilization and 10% contingencies. The major item in this cost is the gabion retaining wall which has 70 C.Y. at an estimated cost of \$85 /C.Y.

The construction of this wall will require a DNR Protected Waters Permit for construction. This permit should be applied for soon, as the permits typically take 30 to 60 days for approval. If you have any questions please call.

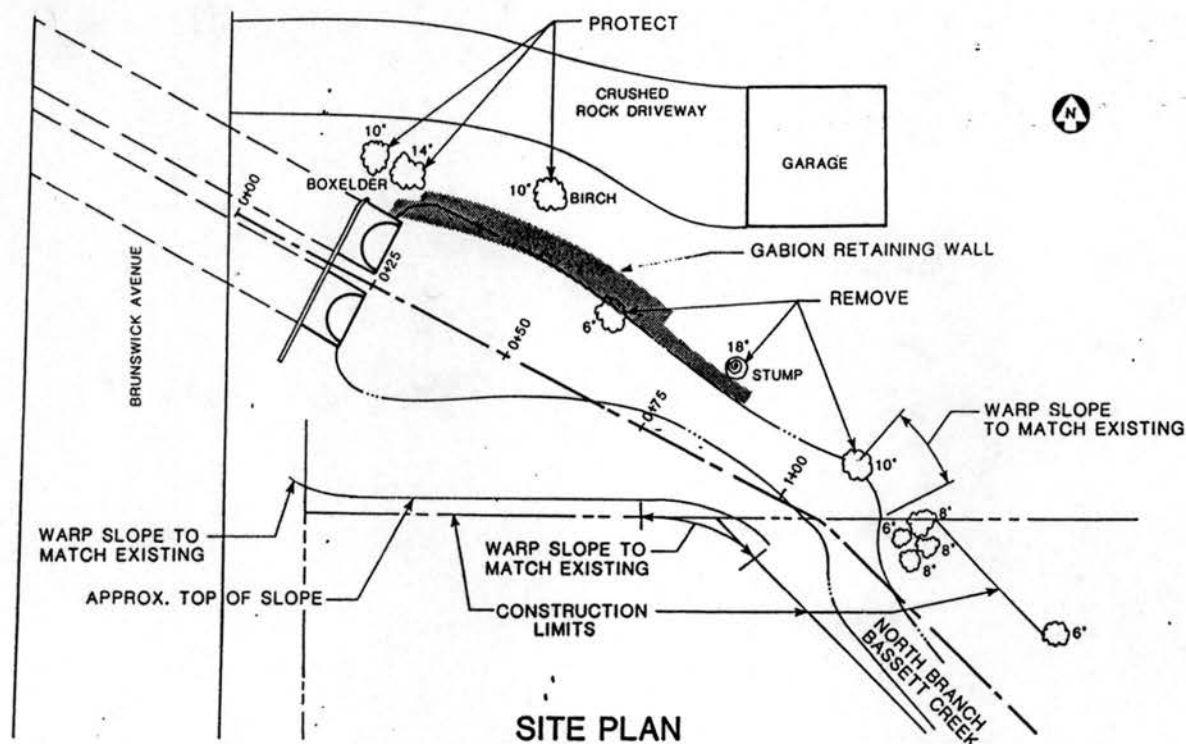
Sincerely,



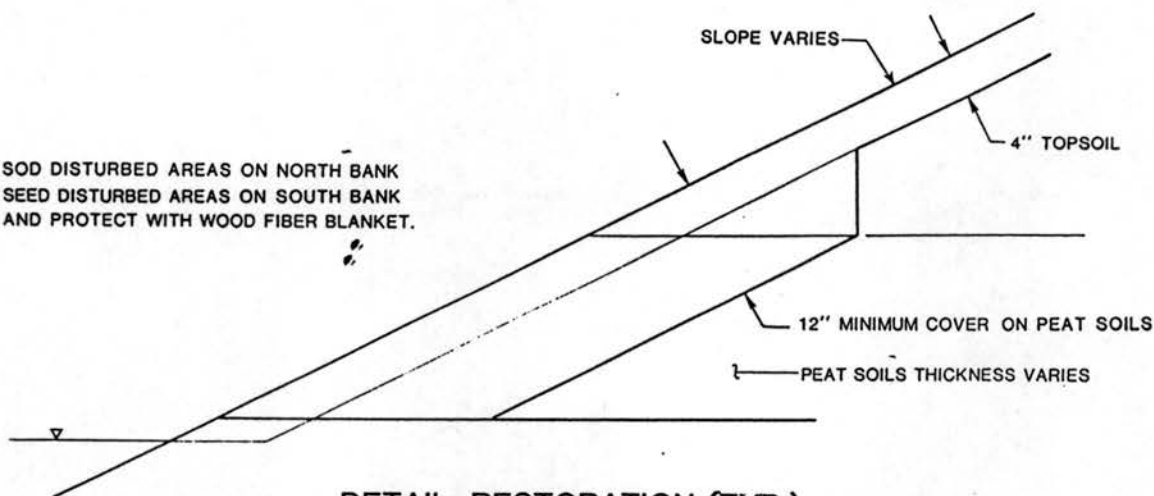
Dean V. Skallman

DVS/kah
Attachment

2327394/LTRMN525.WP



NOTE 1. SOD DISTURBED AREAS ON NORTH BANK
SEED DISTURBED AREAS ON SOUTH BANK
AND PROTECT WITH WOOD FIBER BLANKET.



NO SCALE

SPECIFICATIONS

SOILS

Soil borings indicate the foundation soil for the gabion wall is an extremely soft silt and clay. Overlaying this is a layer of peat soil with fill placed on the surface.

Concrete rubble and peat soils encountered during excavation will be removed from the site.

MATERIALS

Filter fabric shall meet MNDOT Specification 3733 Type III

Gabions shall meet MNDOT Specification 3602

Rockfill shall meet MNDOT Specification 3601

Topsoil shall meet MNDOT Specification 3877

Class A

Sod shall meet MNDOT Specification 3878

Class A

Seed shall meet Mixture No. 6 of

U.S. Dept. of Agriculture Soil Conservation Service,

April 1980. Critical Area Planting (342) Minnesota

Supplement Specifications Guide

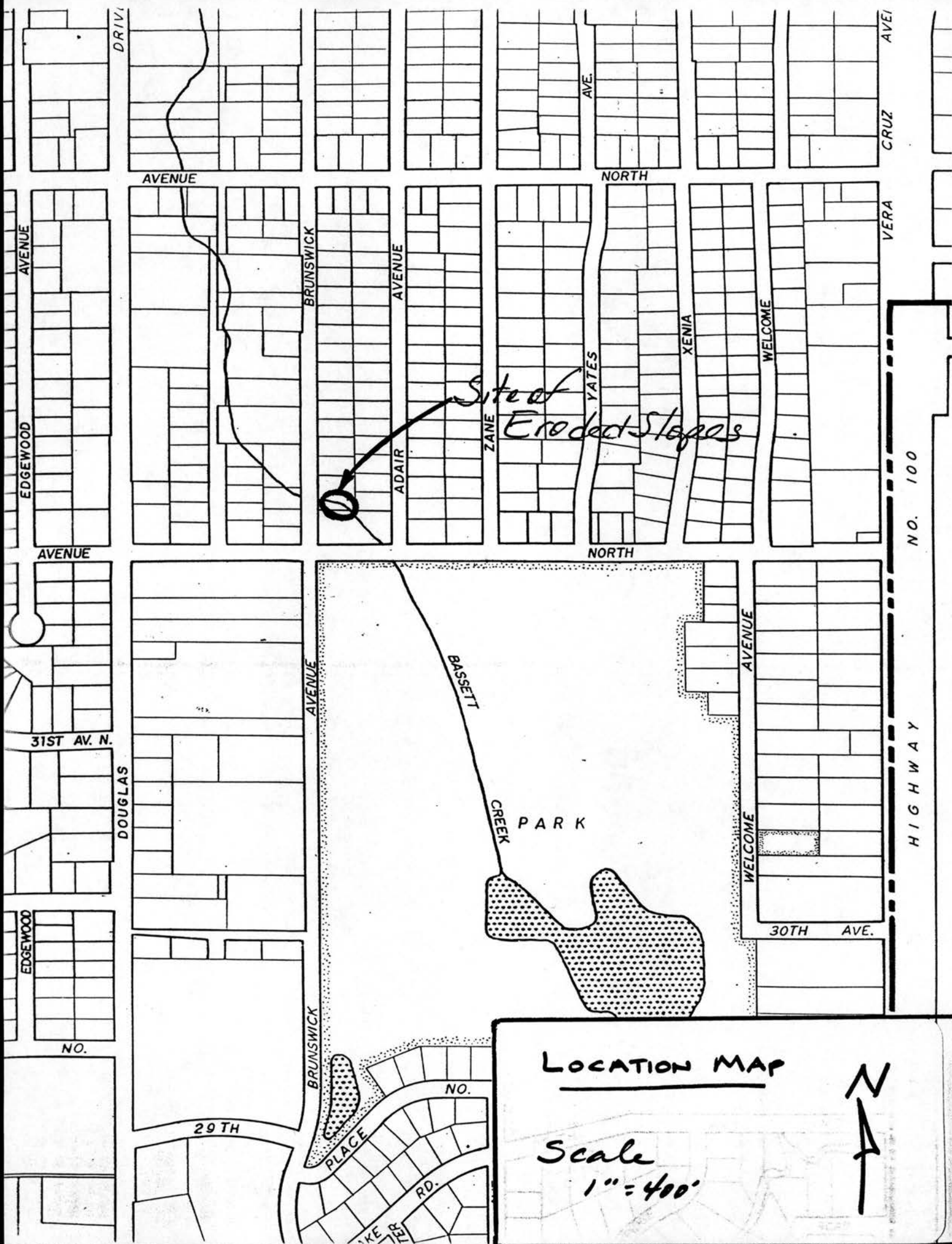
Wood Fiber Blanket shall meet

MNDOT Specification 3895 High Velocity Type

WORKMANSHIP

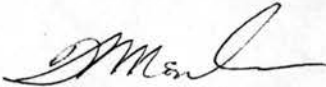
Gabions shall be placed in accordance with Specification 2511

Seed shall be placed in accordance with U.S. Dept. of Agriculture Soil Conservation Service, April 1980. Critical Area Planting Supplement Specifications Guide. Wood Fiber Blankets shall be placed in accordance with MNDOT Specification 2511



DATE: June 15, 1989
TO: Jerry Dulgar, City Manager
FROM: Bill Monk, City Engineer
SUBJECT: Site Improvements at First Minnesota Bank . .
5440 West Broadway

The site improvements required for installation of the automatic cash machine at First Minnesota, as detailed on the attached site plan, have been satisfactorily completed. Acceptance of the said improvements is recommended along with release of the \$6,300 financial surety.



WM:jrs

Encl

June 9, 1989

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

Dear Mr. Monk:

Pursuant to the agreement dated October 20, 1988, and delivered to and executed by you on October 25, 1988, First Minnesota Savings Bank established a savings account as a guarantee for the complete and proper installation of site improvements specified by agreement for property located at 5440 West Broadway. Please be advised that all improvements have been made and by this letter, we are requesting inspection by the City of Crystal and release of said funds.

Your assistance in the final resolution of this agreement will be greatly appreciated.

Sincerely,



Bruce Bednarek
Assistant Vice President
Administrative Services

cc: Kathleen Rossman, Crystal Office Branch Manager

BB/cl

55th AVENUE NORTH

WEST BROADWAY

EXISTING BUILDING

EXISTING CANOPY

NEW BITUMINOUS DRIVE
& CONCRETE CURBS
FORMAL LANDSCAPING
NEW PYLON SIGN
NEW ATM

NEW ATM

5'-0" LIGHT POLE

PROPERTY LINE

EXISTING CURB LINE
EXISTING SIDEWALK

SITE PLAN

DATE: June 14, 1989
TO: Jerry Dulgar, City Manager
FROM: Bill Monk, City Engineer
SUBJECT: Becker Park Tennis Courts

Consistent with the attached agreement, the Becker Park Tennis Courts have been reconstructed at a grade meeting US Tennis Association standards. This office is satisfied that the work was performed in compliance with all specifications and recommends the reconstruction project be accepted. Further, that payment for the color surface treatment, in the amount of \$4,500, be approved consistent with Section 3.03 of the agreement.



WM:jrs

Encl

**SETTLEMENT AGREEMENT
BY AND BETWEEN THE CITY
OF CRYSTAL AND BRW, INC.**

1.00 RECITALS.

1.01 Parties. This Settlement Agreement (Agreement) is entered into by and between the City of Crystal, Minnesota (Crystal) and BRW, Inc. (BRW) (collectively, the Parties).

1.02 Parties Bound. This Agreement shall apply to and be binding upon the Parties, their successors, heirs, executors and assigns.

2.00 AGREEMENT.

WHEREAS, Crystal contracted with Bennett, Ringrose, Wolsfeld, Jarvis, Gardner, Inc. for, among other things, the design of tennis courts at Becker Park; and

WHEREAS, effective January 1, 1989, BRW assumed the obligations of Bennett, Ringrose, Wolsfeld, Jarvis, Gardner, Inc. under the Agreement; and

WHEREAS, the Parties agree that the BRW design of the tennis courts was not satisfactory in all respects, including the tennis courts' final grade; and

WHEREAS, the Parties agree that the BRW design of the tennis courts resulted in the construction of tennis courts which are not satisfactory due to excessive slope; and

WHEREAS, the Parties are desirous of settling all possible past and present claims resulting from BRW's design of the tennis courts;

NOW, THEREFORE, the Parties, in consideration of the promises and covenants contained herein, the adequacy of which is hereby acknowledged, and intending to be legally bound hereby, agree as provided by this Agreement.

3.00 Redesign and Replacement of Tennis Courts at Becker Park.

3.01 Redesign and Removal of Existing Tennis Courts. BRW will prepare the required design and construction documents to remove and reconstruct each tennis court's surface at Becker Park (not including the basketball court) consisting of the entire bituminous pavement which will be removed and replaced with pavement with a cross slope of 0.83 percent. Specifications for the new pavement design and color coating system will be identical to the specifications for the original tennis courts. The grade adjustment will be accommodated at the perimeter concrete maintenance strip with a transition over a length of approximately two feet. Except as provided in Section 3.03 below, BRW will pay all costs associated with the redesign and removal of the existing tennis courts and all replacement costs. Crystal shall have the right to approve the BRW "redesign."

3.02 Construction of Redesigned Tennis Courts. BRW will hire a contractor to perform the required corrective work. BRW shall pay all costs associated with the hiring of and work performed by the contractor in connection with the redesign, removal and replacement of the existing tennis courts, subject only to Section 3.03, below. The contractor's selection shall be subject to Crystal's approval.

3.03 Color Surface Coating. Crystal will pay up to \$4,500 for the cost of a new color surface coating system for the redesigned tennis courts. If the cost of a new color surface coating system for the redesigned tennis courts exceeds \$4,500, BRW shall pay all additional costs related to the new color surface coating system.

3.04 Useful Life of Newly Designed and Constructed Tennis Courts. BRW guarantees and warrants that the redesign, removal and reconstruction of the Becker Park tennis courts will provide Crystal with tennis courts of the same quality and useful life as the original tennis courts.

4.00 Release. Crystal hereby agrees that in consideration of the reconstruction of the tennis courts as provided herein, and upon completion of said reconstruction, BRW, its agents, employees, successors, assigns and insurers shall be released and forever discharged of and from any and all actions, causes of action, claims, demands, damages, costs and expense, on account of, or in any way growing out of, any and all, known or unknown defects in the design of the Becker Park tennis courts. *BRW*
JD

5.00 Entire Agreement. This Agreement constitutes the entire agreement among the entire agreement among the Parties. Any and all prior or contemporaneous agreements, discussions or undertakings, whether oral or written, are expressly superseded by this Agreement and shall be null and void. Any modification of or amendment to this Agreement must be in writing and signed by all Parties.

6.00 **Signatures.** By their signatures below, the undersigned represent that they have authority to bind the Parties they represent, their agents, contractors, subcontractors, and subsidiaries with respect to performance pursuant to this Agreement.

IT IS SO AGREED:

CITY OF CRYSTAL

Dated: March 21, 1989

By Betty Herbes
Betty Herbes, Mayor

CITY OF CRYSTAL

Dated: March 21, 1989

By Jerry Duglar
Jerry Duglar, City Manager

ATTESTED:

Dated: March 21, 1989

By Darlene George
Darlene George, City Clerk

BRW, INC.

Dated: Mar. 15, 1989

By Donald W. Ringrose
Donald W. Ringrose
Its Vice Pres.



ACTION ENTERPRISES_{INC}

SPECIALTY CONSTRUCTION
ASPHALT PAVING
SPORTS SURFACING
JOINT RESTORATION
COATINGS

April 11, 1989

Mr. Charles Rich
BRW, Inc.
Thresher Sq, 700 Third Street S.
Minneapolis, MN 55415

Dear Charles:

We are quoting a price of \$33,400.00 for reconstructing the tennis courts at Becker Park in the City of Crystal. All work will be done according to plans and specifications prepared by BRW, Inc. This would include the following work:

<u>Fence Work</u>	\$2,850.00
Remove fabric as needed on South side of courts and salvage.	
Remove concrete maintenance curb and line posts on South side as needed for construction.	
Set new line posts as needed on South side.	
Install new concrete maintenance curb as needed on South side.	

<u>Asphalt Work</u>	\$25,975.00
Saw cut West edge of court next to basketball court.	
Remove asphalt from existing tennis courts.	
Add gravel base as needed and regrade & compact base.	
Install 2½" thick MNDOT #2331 Base Course.	
Install 1" thick MNDOT #2341 Wear Course.	

<u>Color Coat & Line Stripe</u>	\$4,575.00
Clean court surface.	
Flood the surface to locate areas holding water.	
Patch depressions.	
Apply 2 coats LevelMaster asphalt emulsion tennis court filler.	
Apply 2 coats CourtMaster acrylic tennis court color.	
Line stripe to USTA specifications.	

NOTE: LevelMaster and CourtMaster are products of Wikel Manufacturing Co. Sandusky, Ohio.

All work would be done to U. S. Tennis Court and Track Builders Association specifications.

I am enclosing with this proposal, a short company profile on Action Enterprises, Inc. and product brochure on Wikel. Also enclosed is a brief listing of several tennis projects that we have constructed.

GREEN BAY OFFICE
Drawer 10, Suamico, WI 54173
(414) 434-0661, FAX (414) 434-2915

MINNEAPOLIS OFFICE
P.O. Box D, Rosemount, MN 55068
(612) 423-5555, FAX (612) 423-5558

BILLINGS OFFICE
490 North 31st St., Suite 106, Billings, MT 59101
(406) 245-5002, FAX (406) 252-2133

MEMORANDUM

DATE: June 14, 1989

TO: Jerry Dulgar, City Manager

FROM: Julie Jones, Community Development Coordinator

SUBJECT: County Hazardous Waste Collection

Hennepin County staff is requesting that Crystal host one of the County's household hazardous waste collection sites again this year. I realize that this project benefits Crystal residents but it also benefits residents of our neighboring cities, such as Robbinsdale, Brooklyn Park, Brooklyn Center and New Hope, and these cities have never sponsored a County hazardous waste collection. Possibly it's time one of these cities shares in the burden of handling this problem.

Last year's collection did create a lot of problems, because of the tremendous level of participation. Traffic was backed up at our site to 36th Avenue, causing traffic problems. The site had to be closed early due to lack of staffing, and many residents had to be turned away. The County Staff had severe difficulties in cleaning up the Crystal site. They finally cleared the site of all tires and debris by the end of the following week.

The County is not going to be collecting tires and batteries this year, and they will have three more sites open than last year. However, they will be relying heavily on volunteers again. It has been difficult recruiting enough volunteers to staff sites in the past.

Bill Monk, City Engineer, has stated that he would have to close down the public works facility Friday, September 8th afternoon to City staff. It will be impossible to maneuver City equipment through the garage area while residents are using the facility.

I think that it would be fair for the City of Crystal to request that the County ask one of our neighboring cities, who has a larger public works facility, to host the program this year. If their residents are benefitting from the collections just as much as ours, then they should have to deal with the problems surrounding the collections, as well.

If no other City will sponsor a collection site that will serve Crystal residents. Crystal could agree to sponsor a site on the following conditions:

1. The County provides more volunteers and staff than in the past.
2. The County only uses the site on Saturday, September 9.
3. All waste left on the site is cleared by mid-day on the following Monday.

kg



BOARD OF HENNEPIN COUNTY COMMISSIONERS

2400 GOVERNMENT CENTER
MINNEAPOLIS, MINNESOTA 55487

June 2, 1989

The Honorable Betty Herbes
Mayor, City of Crystal
4141 Douglas Drive North
Crystal, MN 55422

Dear Mayor Herbes:

Hennepin County will again sponsor a household hazardous waste collection program in September. The overwhelming participation in this program by the public in 1988 has led the County to plan eight collection sites in 1989. We would like to be able to operate a collection site in your city at 6125 - 41st Avenue North on September 8 from 1:00 p.m. to 7:00 p.m. and on September 9 from 9:00 a.m. to 3:00 p.m.

Enclosed is a copy of County Board Resolution No. 89-5-322B which established joint County/Municipal collections and directed the County to request assistance from the municipalities in providing sites. In order for us to properly plan and organize the collection sites, we need to receive approval for the site in your city by July 1, 1989.

We look forward to working with your staff again in planning and running this collection for residents of the area. The project director is Gregory Lie at 348-2556 of the Environment and Energy Division of the Bureau of Public Service.

Sincerely,

A handwritten signature in dark ink, appearing to read "John E. Derus".

John E. Derus
Commissioner

cc: Jerry Dulgar, City Manager
Darlene George, City Clerk

Attachment

RESOLUTION NO. 89-6-322B

The following resolution was offered by Commissioner Sivanich, seconded by Commissioner Johnson:

BE IT RESOLVED, That the "Household Hazardous Waste Program Work Plan 1989," dated April 3, 1989, on file with the Clerk of the County Board, which consists of the establishment of eight household hazardous waste collection sites on September 8 - 9 and 15 - 16, 1989, be approved, and

BE IT FURTHER RESOLVED, That the County request assistance from municipalities and concerned groups in Hennepin County to provide staffing and sites where the waste chemicals can be collected and sorted.

The question was on the adoption of the resolution and there were Seven YEAS and No NAYS as follows:

COUNTY OF HENNEPIN
BOARD OF COUNTY COMMISSIONERS

	<u>YEA</u>	<u>NAY</u>	<u>OTHER</u>
Randy Johnson	<u>X</u>	—	—
John Keefe	<u>X</u>	—	—
John E. Derus	<u>X</u>	—	—
Tad Jude	<u>X</u>	—	—
Sam S. Sivanich	<u>X</u>	—	—
Mark Andrew	<u>X</u>	—	—
Jeff Spartz, Chairman	<u>X</u>	—	—

RESOLUTION ADOPTED.

ATTEST:

Kay Mitchell
Clerk of the County Board

MAY 02 1989

Mary

PROPOSED COLLECTION SITES

1989 HOUSEHOLD HAZARDOUS WASTE---SCHEDULE OF TIMES AND SITE LOCATIONS

All collection sites will be open from 1:00 pm to 7:00 pm on Fridays and from 9:00 am to 3:00 pm on Saturdays.

The collection sites which will be operating on September 8-9 will be:

MINNEAPOLIS---three sites at public works garages

6036 Harriet Avenue South

3607 East 44th Street

1809 Washington Street Northeast

CRYSTAL---public works garage area

6125 North 41st Avenue

The collection sites which will be operating on September 15-16 will be:

BLOOMINGTON---public works garage area

9750 James Avenue South

GOLDEN VALLEY---tentative site only, may use other Golden Valley site

7800 Golden Valley Road

HOPKINS---County public work site

320 Washington Avenue South

PLYMOUTH--- 3400 Plymouth Boulevard

All sites will need to provide access to the licensed contractor until the end of the Sunday following the close of the site to the public on Saturday.

DATE: June 13, 1989
TO: Jerry Dulgar, City Manager
FROM: Dan L. Smith, Asst. City Engineer *DLS*
SUBJECT: Bids - Curb & Gutter Improvement No. 89-5

Consistent with City Council authorization of May 2, construction plans were prepared and bids solicited for concrete curb & gutter installation on Brunswick Ave. between 46th and 47th Ave. (see attached map).

All bids were checked for completeness and accuracy. The tabulation is as follows:

Concrete Curb Co.	\$21,183.50
Curb Masters, Inc.	21,714.50
Adcon, Inc.	22,132.00
Standard Sidewalk, Inc.	23,086.50
Thomas & Sons Construction, Inc.	23,739.75
Alexander Construction Co., Inc.	24,495.00
Gunderson Brothers Cement	36,252.50

The City has worked with Concrete Curb Co. on several previous projects over the years with good success. Also, based on the construction estimate in the feasibility study, the assessment estimate of \$23.46 per front foot will be reduced considerably given the low bid. It is recommended the contract be awarded to the low bidder, Concrete Curb Co., in the amount of \$21,183.50

DLS:jrs

Encl

RESOLUTION NO. 89-

RESOLUTION AWARDING CONTRACT FOR
CURB & GUTTER IMPROVEMENT NO. 89-5

WHEREAS, the City of Crystal did advertise for bids for the Curb & Gutter Improvement No. 89-5 and

WHEREAS, such bids were received and publicly opened on June 13, 1989, and tabulated as follows:

Concrete Curb Co.	\$21,183.50
Curb Masters, Inc.	21,714.50
Adcon, Inc.	22,132.00
Standard Sidewalk, Inc.	23,086.50
Thomas & Sons Construction, Inc.	23,739.75
Alexander Construction Co., Inc.	24,495.00
Gunderson Brothers Cement	36,252.50

NOW, THEREFORE, BE IT RESOLVED that the City of Crystal hereby awards the contract for the Curb & Gutter Improvement No. 89-5 to Concrete Curb Co. in the amount of \$21,183.50, and

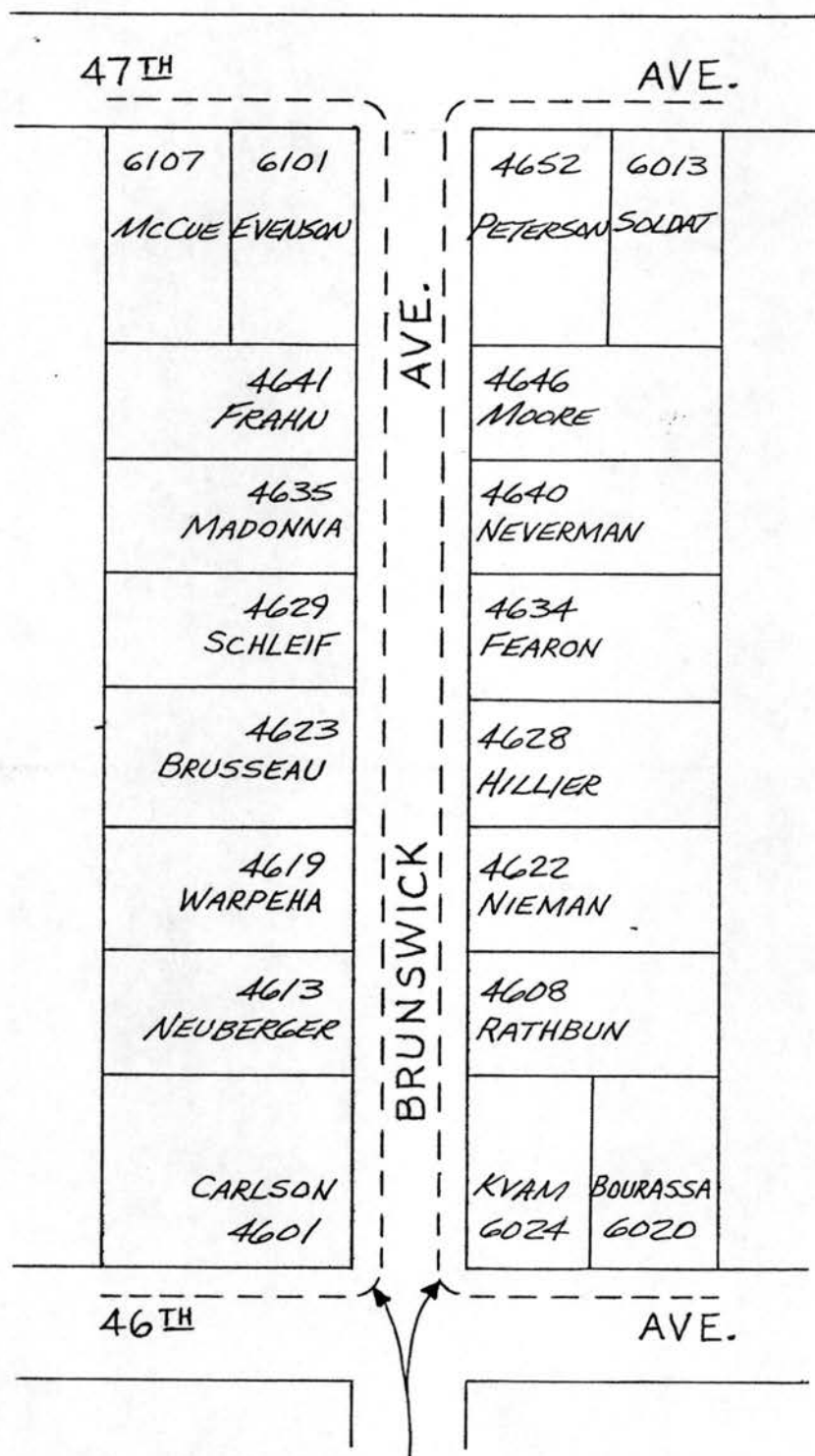
BE IT FURTHER RESOLVED that the Mayor and City Manager be authorized to sign such contract.

Adopted by the Crystal City Council this 20th day of June, 1989.

Mayor

ATTEST:

City Clerk



1" = 100'

PROPOSED CURB

DATE: June 13, 1989
TO: Jerry Dulgar, City Manager
FROM: Dan L. Smith, Asst. City Engineer *DS*
SUBJECT: Bids - Sidewalk and Curb & Gutter Repair No. 89-7

Sealed bids were received June 13, 1989, for the above-referenced project. The repair areas are designated on the attached map. In the sidewalk repair areas (which are along County roads) the property owners with defective sidewalk were notified and are to be assessed for the cost of the replacement--residential property 10% of the cost, commercial and multi-residential 100%. The curb & gutter repair consists of damaged or displaced curb mainly within the 1989 seal coat area. Funding for 90% of the sidewalk repair for single family residential property and all of the curb & gutter repair will be taken from the infrastructure fund.

All bids were checked for completeness and accuracy. The tabulation is as follows:

Standard Sidewalk, Inc.	\$24,070.50
Curb Masters, Inc.	34,494.75
Adcon, Inc.	34,907.00
Concrete Curb Co.	35,742.10
Thomas & Sons Construction, Inc.	36,970.00
Victor Carlson & Sons, Inc.	37,522.30
Gunderson Brothers Cement	37,777.50

It is recommended the contract be awarded to the low bidder, Standard Sidewalk, Inc., in the amount of \$24,070.50.

DLS:jrs

Encl

RESOLUTION NO. 89-

RESOLUTION AWARDING CONTRACT FOR
SIDEWALK AND CURB & GUTTER REPAIR NO. 89-7

WHEREAS, the City of Crystal did advertise for bids for the Sidewalk and Curb & Gutter Repair No. 89-7 and

WHEREAS, such bids were received and publicly opened on June 13, 1989, and tabulated as follows:

Standard Sidewalk, Inc.	\$24,070.50
Curb Masters, Inc.	34,494.75
Adcon, Inc.	34,907.00
Concrete Curb Co.	35,742.10
Thomas & Sons Construction, Inc.	36,970.00
Victor Carlson & Sons, Inc.	37,522.30
Gunderson Brothers Cement	37,777.50

NOW, THEREFORE, BE IT RESOLVED that the City of Crystal hereby awards the contract for the Sidewalk and Curb & Gutter Repair No. 89-7 to Standard Sidewalk, Inc. in the amount of \$24,070.50, and

BE IT FURTHER RESOLVED that the Mayor and City Manager be authorized to sign such contract.

Adopted by the Crystal City Council this 20th day of June, 1989.

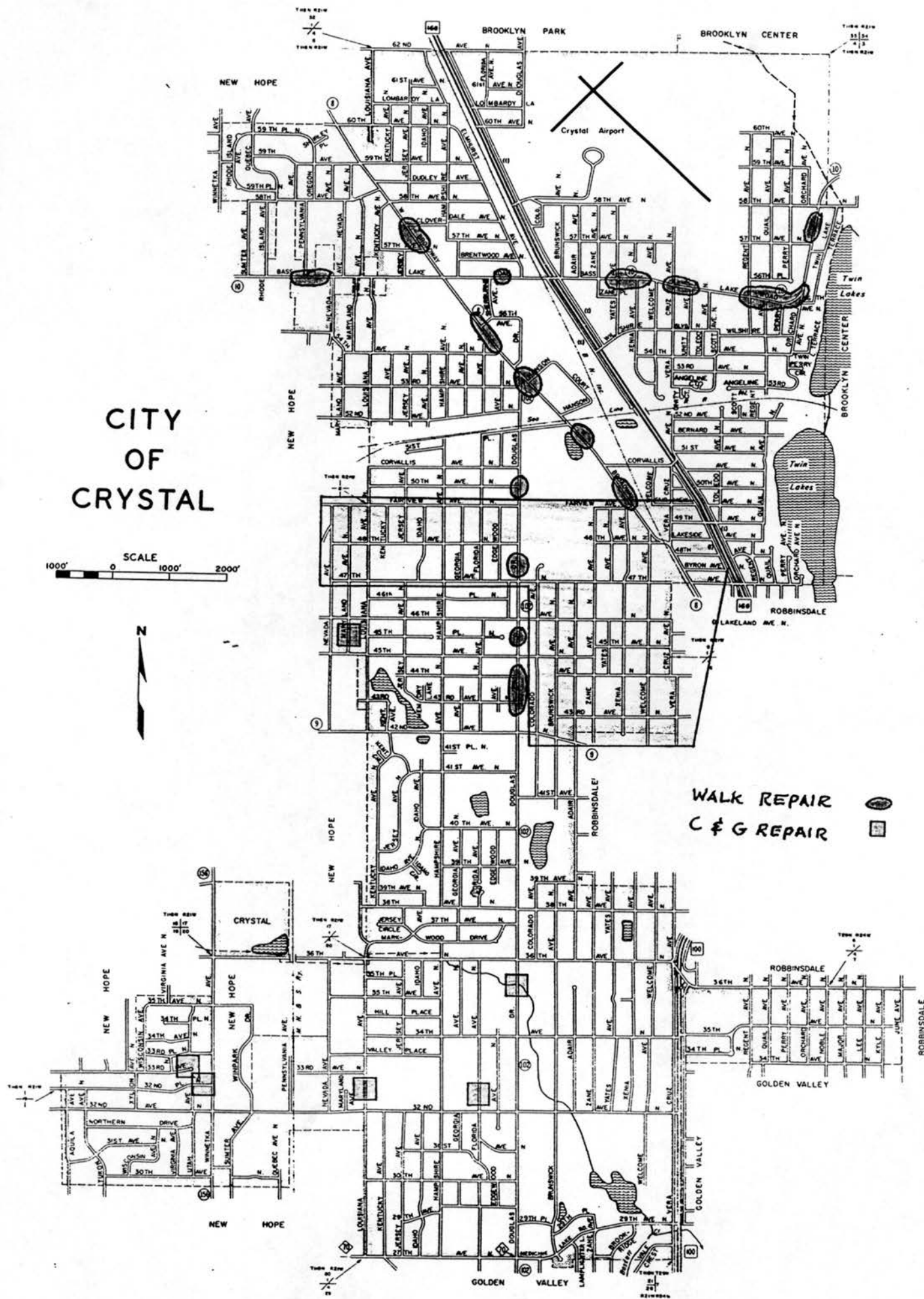
Mayor

ATTEST:

City Clerk

CITY OF CRYSTAL

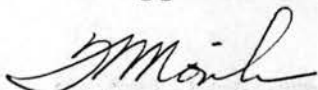
SCALE
1000' 0 1000' 2000'



DATE: May 2, 1989
TO: Planning Commission
FROM: Bill Monk, City Engineer
SUBJECT: Planning Commission Bylaws

After an unsuccessful attempt to locate a copy of the Planning Commission Bylaws, a new version has been prepared and is attached for Commission review. Also attached is the section of City Code regarding the organizational and administrative issues affecting the Commission as dictated by ordinance.

It is recommended the Commission amend the attached draft and approve a set of bylaws in final form.



WM:jrs

Encls

6/14/89 UPDATE

On June 12 the Planning Commission approved the attached bylaws. It should be noted that the time of regular Commission meetings was changed to 7 p.m. to conform to other Council/Commission meetings.

May, 1989

BYLAWS
of the
PLANNING COMMISSION
CITY OF CRYSTAL

Pursuant to City Code Section 305.67 relating to and providing for the establishment, appointment, organization, and responsibilities of the Crystal Planning Commission, the said Commission does hereby adopt the following bylaws and rules for the conduct of its affairs:

ARTICLE I. ORGANIZATION

A. Election of Officers:

The officers of the Commission shall be elected by the members of the Commission at the January meeting each year. Officers shall serve for a period of one year, commencing with the first meeting of each year.

B. Officers:

The officers of the Commission shall be a Chairperson and Vice Chairperson and Secretary. In addition, there shall be an official administrative secretary who need not be a member of the Commission.

C. Duties:

1. The Chairperson shall preside at all meetings of the Commission, shall have such powers of the supervision and management as may pertain to the office of Chairperson.
2. The Vice Chairperson shall preside and perform all duties of the Chairperson in the event of the Chairperson's absence, disqualification or disability.
3. The Secretary, in the absence of the Chairperson and Vice Chairperson, shall preside and perform all duties of the Chairperson and Vice Chairperson.

The Secretary shall keep the minutes of all meetings and all records of the Commission. Minutes of the meetings shall be mailed to all Commission members and shall include the notice and the agenda for the next regular meeting. The Secretary shall notify all members of any special meeting of the Commission. In the absence of the Secretary, a temporary Secretary may be appointed by the

PLANNING COMMISSION BYLAWS Cont'd

presiding officer to fulfill the duties of Secretary at that meeting. Approved minutes shall be referred to the City Council at its next regular meeting.

4. It shall be the duty of each member to notify the administrative secretary if such meeting cannot be attended.

D. Task Force:

Task Forces shall be formed when deemed necessary by the Chairperson. Such Task Forces shall consist of a leader, who shall be a member of the Commission, and any number of people, members or non-members, the leader deems necessary to successfully complete the task. The Chairperson shall appoint the leader of any Task Force, keeping in mind the interests of individual members. The Chairperson and Vice Chairperson shall be ex officio members of any Task Force formed.

ARTICLE II. MEETINGS

- A. The Commission shall hold a minimum of twelve regular monthly meetings on the second Monday of each month at ~~7:30~~ ^{7:00} p.m. The date and time for any one monthly meeting may be changed by a majority vote of the quorum.
- B. Quorum, consisting of a majority of the members active in the Commission, shall be sufficient to transact the business of the Commission.
- C. The Commission may hold special meetings to complete or initiate business at the call of the Chairperson, or upon the request of three members of the Commission.
- D. The roll shall be called at each meeting and a record made of those members present, absent and excused, shall also be recorded in the minutes of such meeting.
- E. The order of business will be as follows:

Call to Order
Approval of Minutes
Public Hearings
Old Business
New Business
Open Forum and General Information
Adjournment.

PLANNING COMMISSION BYLAWS Cont'd

ARTICLE IV. ATTENDANCE

Attendance is required at all meetings. Unexcused absences from three consecutive regular or special meetings, or more than half of the meetings in one calendar year, require recommendation for removal from this Commission. Absences shall be deemed excused or inexcusable by the Chairperson, Vice Chairperson or Chairperson Pro Tem.

ARTICLE V. GENERAL PROVISIONS

- A. No member of the Commission shall be authorized to speak on behalf of the Commission publicly until the Commission has first considered and approved such statements. The City Council or City Manager shall be notified in advance of the nature of any public statement of official policy concerning the Commission.
- B. Appointments of the ten members of the Commission shall be made by the City Council in conformance with provisions of Resolution 81-9. A copy of which is attached and made a part of the Commission's bylaws.

ARTICLE VI. AMENDMENTS

These rules and procedures may be amended by a majority of the membership at a regular or special meeting. Notice of the proposed amendments shall be mailed to all members of the Commission by the Secretary prior to the meeting at which the amendments are to be voted upon. Any member of the Commission may, in writing, propose amendments to these rules and procedures.

RESOLUTION NO. 81 -9

RESOLUTION RELATING TO PROCEDURE
FOR APPOINTMENTS TO THE PLANNING
COMMISSION OF THE CITY OF CRYSTAL

BE IT RESOLVED By the City Council of the City of
Crystal as follows:

1. It is found and determined that it is in the best interests of the City of Crystal that membership on the Planning Commission be as nearly representative of the various geographic areas of the City as possible.
2. In making appointments to the Planning Commission this Council shall adhere to the procedures set forth in paragraph 3.
3. Appointments to the Planning Commission shall be made as follows:
 - a) two members shall be appointed from each of the four wards of the City; and
 - b) one member shall be appointed from each of the two sections of the City; so that
 - c) there are five members from each of the two sections of the City.

The Council may fill a vacancy in the office of a member by appointment of more than two members from one ward, but upon completion of the unexpired term the newly appointed member shall reside in the other ward of the section. A ward or section member who changes residence to another ward or section, respectively, vacates the office. The Council may vary the strict application of this paragraph consistent with the objective of maintaining substantial equality of representation of all wards of the City on the Commission. The terms "ward" and "section" have the meanings given them by Section 2.03 of the City Charter.

Passed by the City Council: February 17, 1981.

Mayor

Attest:

City Clerk

Section 305 - Administrative Code; Boards and Commissions

305.01. Charter Authority. Section 2.02 of the Charter of the City of Crystal authorizes the City Council to create such advisory boards and commissions as it deems necessary. The boards and commissions set forth in this Section are created pursuant to that authority and pursuant to applicable state law. (Amended Ord. No. 76.2, Sec. 1)

305.03. Advisory Nature. Except as otherwise provided by law or charter, the boards and commissions created by this Section are advisory to the Council, and to the City Manager, in all matters pertinent to the duties of the Council and the Manager, but the boards and commissions have no other official status or independent authority. All such boards and commissions are referred to in this Section as "Advisory Commissions." (Amended Ord. No. 76.2, Sec. 2)

305.05. Compensation. Unless otherwise provided by law or charter, members of advisory commissions serve without compensation, but they may be reimbursed for actual and necessary expenses if funds for that purpose are identified in the adopted City budget. (Amended Ord. No. 76.2, Sec. 3)

305.06-.43. (Repealed, Ord. No. 76.2, Sec. 3)

305.45. Membership and Terms of Office. Subdivision 1. Eligibility. Members of Advisory Commissions must be residents of the City. Except as otherwise expressly provided in this Section, a person serving on an advisory commission may apply for and be appointed to another advisory commission, but on the effective date of the appointment to the second commission, the office of the member on the first commission is vacant. (Amended, Ord. No. 76.4, Sec. 1; Ord. No. 86-17, Sec. 1)

Subd. 2. Terms. Members of the advisory commissions are appointed for a term of three years. (Amended, Ord. No. 86-17, Sec. 1)

Terms of members commence on January 1 of the year in which they are appointed and continue until a successor is appointed and qualified. (Amended, Ord. No. 77-1, Sec. 1; Ord. No. 85-17, Sec. 1; Ord. No. 86-17, Sec. 1)

Subd. 3. (Repealed, Ord. No. 77-1, Sec. 3)

305.47. Appointment, Application, Reappointment, Notification. Subdivision 1. Appointment. Members of advisory commissions are appointed by the City Council.

Subd. 2. Applications. Applications for appointment to an advisory commission shall be submitted in writing to the City Manager, who shall arrange for the applicant's appearance before the City Council if a vacancy on that particular commission is to be filled. The City Manager shall forward a copy of all applications to the Chairperson of the respective commission.

Subd. 3. Reappointment. A member of an advisory commission desiring reappointment upon expiration of his or her term shall notify the City Council of such intention at least 30 days prior to the expiration date of such term.

Subd. 4. Notification. The City Council shall cause to be publicized in the official newspaper and by posting in the City Hall lobby a verification of all vacancies and impending expiration of terms of members of various advisory commissions together with an invitation to interested citizens to apply for appointment. The notice shall be published no less than once each month as long as a vacancy on any advisory commission exists. The Council shall not make such appointments until at least one week has elapsed from the date of the initial publication and posting. (Ord. No. 76.2, Sec. 4)

305.49. Terms; Limitations. Subdivision 1. Basic Rule. A person may not be appointed to an advisory commission for more than four full consecutive terms. (Amended, Ord. No. 86-17, Sec. 2)

Subd. 2. Exception; Reappointment. When the terms of two or more advisory commission members expire on the same date, and those members may not be reappointed because of the provision of subdivision 1, the member with the longest continuous service on the commission may not be reappointed, but the other member or members may be reappointed once notwithstanding the provisions of Subdivision 1.

Subd. 3. Chairperson. A person may not serve as chairperson of an advisory commission for a period of more than six consecutive years. (Added, Ord. 86-17, Sec. 2)

305.50. Meetings. Subdivision 1. Regular Meetings. Meetings of advisory commissions shall be held at such date, time and places as are set forth in their respective by-laws, and they shall meet as necessary to fulfill the objectives of the board or commission. The procedure at meetings shall be governed by the by-laws of the board or commission and Robert's Rules of Order, Revised.

Subd. 2. Open Meetings. All meetings of advisory commissions are open to the public. Dates, time and place of meetings shall be published quarterly each calendar year in the official newspaper and in such other publications as the board or commission may direct. Notice of regular and special meetings of advisory commissions shall be posted in a prominent place at the Crystal City Hall. (Ord. No. 76.2, Sec. 4)

305.51. Attendance, Vacancies, Resignations, Removal from Office. Subdivision 1. Attendance. Members of the advisory commissions are expected to faithfully participate in the meetings or other activities of the commission to which they have been appointed.

Subd. 2. Vacancies. Vacancies in the advisory commissions are filled by the City Council for the remainder of the unexpired term.

Subd. 3. Removal from Office. Commission members may be removed from office by a majority vote of the City Council. (Ord. No. 76.2, Sec. 4)

305.53. Organization, By-Laws. Subdivision 1. Organization. Within 30 days after the effective date of this Section or within 30 days after the first appointment of its members, such advisory commission shall meet for the purpose of adopting by-laws for the conduct of its affairs.

Subd. 2. By-Laws. Commission by-laws shall provide for the election from its membership of a Chairperson, Vice-Chairperson, Secretary, Recorder, and such other officers as it shall deem necessary. The by-laws shall specify the month of the election of officers, term of office, duties of the officers, composition of task forces and committees, date and time of meetings, number of members to constitute a quorum, the order of business, attendance requirements, and other matters necessary for the conduct of the business of the advisory commissions. The by-laws of each commission shall not be effective until approved by the City Council. The advisory commissions shall endeavor to adopt uniform by-laws.

Subd. 3. Recorder. The commission recorder shall be appointed by the Chairperson; provided however, that the City Manager may assign members of the City administrative staff to serve as recorder to a commission as deemed necessary. The recorder shall perform the clerical duties of the commission. (Ord. No. 76.2, Sec. 4)

305.55. Minutes, Reports, Liaison. Subdivision 1. Minutes. The proceedings of advisory commission meetings shall be recorded in minute form and shall be transmitted to the City Clerk, who shall furnish copies to each member of the Commission, the Mayor and City Council members. A commission may make copies of its minutes available to other advisory commissions and individuals as it deems necessary. The commission shall keep a record of all resolutions, transactions, and findings. These records and minutes shall be public records.

Subd. 2. Reports. Advisory commissions shall make an annual report to the City Council containing the commission's summary of the commission's activities, conclusions and recommendations. The annual report may include a proposed budget for the commission for the ensuing year. The report shall be submitted prior to August 1 of each year. Other Commission reports, conclusions, and recommendations shall be made from time to time to the City Council as may be requested by the Council or as the commission deems appropriate in light of the matter being considered.

Subd. 3. Requests for Expenditure of Funds. Advisory commission activities requiring the expenditure of funds from the commission's budget shall be submitted to the City Manager with estimated cost figures prior to any commitment of the expenditures.

Subd. 4. Liaison. The City Council shall annually appoint one Council member as an ex-officio member without voting rights to each advisory commission to provide a liaison between the City Council and the Commissions. (Ord. No. 76.2, Sec. 4)

305.57. Application. Subsections 305.45, 305.47, 305.49, 305.51, 305.53; and 305.55, do not apply to the Board of Health or the Board of Adjustments and Appeals. (Ord. No. 76.2, Sec. 4)

305.67. Planning Commission. Subdivision 1. Policy and Duties. The Planning Commission has those powers and duties assigned to it by Minnesota Statutes, Section 462.351 to 462.364, (the Municipal Planning Act) and by this Code. The Planning Commission is hereby designated the Planning Agency of the City in accordance with the Minnesota Statutes, Section 462.354.

Subd. 2. Membership. The Planning Commission shall consist of ten members. The City Manager, Building Inspector, and Engineer shall act as consultants to the Planning Commission.

Subd. 3. Oath of Office. Members of the Planning Commission shall, before entering upon the discharge of their duties, take an oath as prescribed by Section 12.02 of the City Charter that they will faithfully discharge the duties of their office. (Ord. No. 76.2, Sec. 4)

June 6, 1989

RTB APPOINTMENT ALERT

The Metro Council will be appointing a new Regional Transit Board within the next forty-five days or so. Commission Districts will be combined for purposes of making recommendations to the full council.

Districts Combined:

Districts #'s 9 & 13

Ken Kunzmen (9)
15449 South Ham Lake Drive
Ham Lake, MN 55304
786-0600
(Andover, Anoka, Champlin, Dayton, Maple Grove & Ramsey)

Dirk deVries (13)
18600 Woolman
Minnetonka, MN 55343

Districts #'s 8 & 10

Don Stein (8)
11721 Evergreen Circle, MN 55433
755-3333
(Blaine, Columbia Heights, Fridley, Coon Rapids, & Spring Lake Park)

John Evans (10)
7531 Angeline Drive
New Hope, MN 55428
893-2444
(Brooklyn Center, Brooklyn Park, Crystal, & New Hope)

Districts #'s 6 & 11

Joan Cambell (6)
947 -17th Ave. S.E.
Minneapolis, MN

Dottie Rietow (11)
1317 Kilmer Avenue South
St. Louis Park, MN
545-5848
(Robbinsdale)

Districts #'s 3 & 7

James Senden (3)
507 17th Avenue NW
New Brighton, MN 55112
633-3934
(St. Anthony, New Brighton)

Mary Hauser (7)
616 Hall Avenue
Birchwood, MN 55110
(Shorewood, Circle Pines)

PLEASE CONTACT ME AS SOON AS POSSIBLE WITH ANY NAMES OF
PEOPLE THAT YOU WOULD RECOMMEND TO BE APPOINTED TO THE NEW
RTB.

We will co-ordinate your suggestions both with the AMM and the Metro Council. See the attached outline of the appointment process for your information. If you have any questions please contact me at 493-5115 or 5373.

Let me hear from you by June 15th, 1989.

Joseph D. Strauss



BULLETIN

June 6, 1989

TO: Member City Officials
FROM: Walt Fehst, President
RE: MEMBERSHIP ON AMM LEGISLATIVE POLICY COMMITTEES AND
NOMINATIONS TO THE REGIONAL TRANSIT BOARD

1. REGIONAL TRANSIT BOARD (RTB) NOMINATIONS.

Recent legislation reorganizing the Regional Transit Board provides that of the new eleven member board, eight shall be appointed by the Metropolitan Council one each from the various council districts per the enclosed map. Of these eight, at least two must be elected county officials and four must be elected city or town officials. Various organizations representing counties and cities, including the AMM are required to provide the Metropolitan Council with at least two nominations for each position.

This is a significant change from past philosophy. Recent AMM policy called for elected official direct participation on the Regional Transit Board. Legislators, including the principal authors, were concerned about the dedication and commitment of time by elected officials and only after several strong assurances by AMM staff did they in fact establish an RTB with a majority of elected officials.

The new RTB in addition to its previous tasks and duties, has regional planning and approval authority over LRT. Its responsibilities will include coordination of all transit, approval of LRT Grants, study and provision of increased suburban transit opportunity and overseeing a new LRT planning advisory group.

A position on this new board will be challenging and will require a commitment on the part of those serving to be active participants. RTB members receive \$50 per meeting not to exceed \$50 per day and parking and travel expenses. The current board meets twice a month late Monday afternoon with subcommittee meetings following. However, meeting day, time and frequency will be at the discretion of the new board. The AMM board must make nominations to the Metropolitan Council by the last week of June.

ACTION REQUESTED

If you as an elected official or another elected official from your city or neighboring city wishes to serve on the RTB and can make the necessary time commitment, please indicate your interest to AMM President Walt Fehst or AMM staff no later than Wednesday, June 21, 1989. Your request for nomination should be in the form of a letter to Walt Fehst in care of the AMM office at 183 University Ave., East, St. Paul, Minnesota 55101 and accompanied by a resume of at least your governmental experience. Some discussion of your interest or previous involvement in transit and transportation issues would be helpful.

2. **MEMBERSHIP ON AMM LEGISLATIVE POLICY COMMITTEES:**
THE AMM NEEDS YOUR HELP. GET INVOLVED AND BE PART OF THE AMM POLICY PROCESS AND REPRESENT YOUR CITY'S INTERESTS.

We, as city officials, cannot afford to be silent. Please take a few minutes to read the brief description of the five standing policy committees (enclosed) and volunteer a small amount of your valuable time to make an impact by filling in and returning the attached form. The committees will meet in August and September approximately four times each year. The Board of Directors will be making two year appointments in late June and would like a clear indication of all persons who are willing to give a small part of their time and energy to serve on one or more of these committees. The Board would also welcome any suggestions for specific issues or concerns to be studied by the committees. If you have questions, please contact either Roger Peterson or Vern Peterson in the AMM Office (227-4008).

DISTRIBUTION NOTE:

Mayor, Councilmember, Managers, and Administrators will receive this Bulletin individually. However, if other city employees such as finance directors, housing officers, planners, etc. would like to serve on an AMM Committee, please submit their names.

COMMITTEE DESCRIPTIONS:

1. METROPOLITAN AGENCIES COMMITTEE

Considers legislative issues and non-legislative issues related to the Metropolitan Council and Metropolitan Commissions. The Committee monitors the structure and relationship between the regional entities and local units of government and reviews amendments to Metropolitan Development Guide Policy Chapters or any new chapters developed. In past years, the Committee has developed policy on land use planning, metropolitan significance, solid waste management, Met Council selection process, etc. It also reviews the council's yearly budget.

2. MUNICIPAL REVENUES COMMITTEE

Considers any matter concerning revenues, taxes, and city expenditures. Included are state aid formulas, state aid dollars, levy limits, property tax assessments, and fiscal disparities. The Committee will be looking very carefully at the effects of the state aid formula and levy limit modifications as well as the new net tax capacity rates and the balance of aids/credits between the metro and outstate regions.

3. HOUSING AND ECONOMIC DEVELOPMENT

Concerns itself with all issues related to economic development and housing including subsidized housing, affordable housing, and activities of the Metropolitan HRA. Reviews all amendments to the Metropolitan Council's Housing Guide Policy Chapter with particular emphasis on low and moderate income housing concerns. Will review legislation dealing with EDA's, HRA's, Tax Increment Financing (TIF) and Development authorities.

4. GENERAL LEGISLATION COMMITTEE

Examine issues which have impact on metropolitan area cities outside the scope of other AMM committees. In the past, this Committee developed policy on municipal self insurance, municipal consolidation, pensions, cable communications, PELRA Amendments, Comparable Worth, etc.

5. TRANSPORTATION COMMITTEE

Studies all major issues related to transportation and transit at the metropolitan, state and federal levels. The ten (10) elected officials who represent the AMM on the Transportation Advisory Board (TAB) and the eight (8) city staff officials who represent the AMM on the Technical Advisory Committee (TAC) are encouraged to be members of this Committee along with other city officials.

ASSOCIATION OF METROPOLITAN MUNICIPALITIES

(Please return by not later than June 21st.)

NAME _____ CITY POSITION _____
CITY _____
PREFERRED MAILING ADDRESS _____
(street)
(city) (zip code)
PREFERRED TELEPHONE CONTACT NUMBER _____

PLEASE INDICATE COMMITTEE CHOICE
(1ST. AND 2ND.)

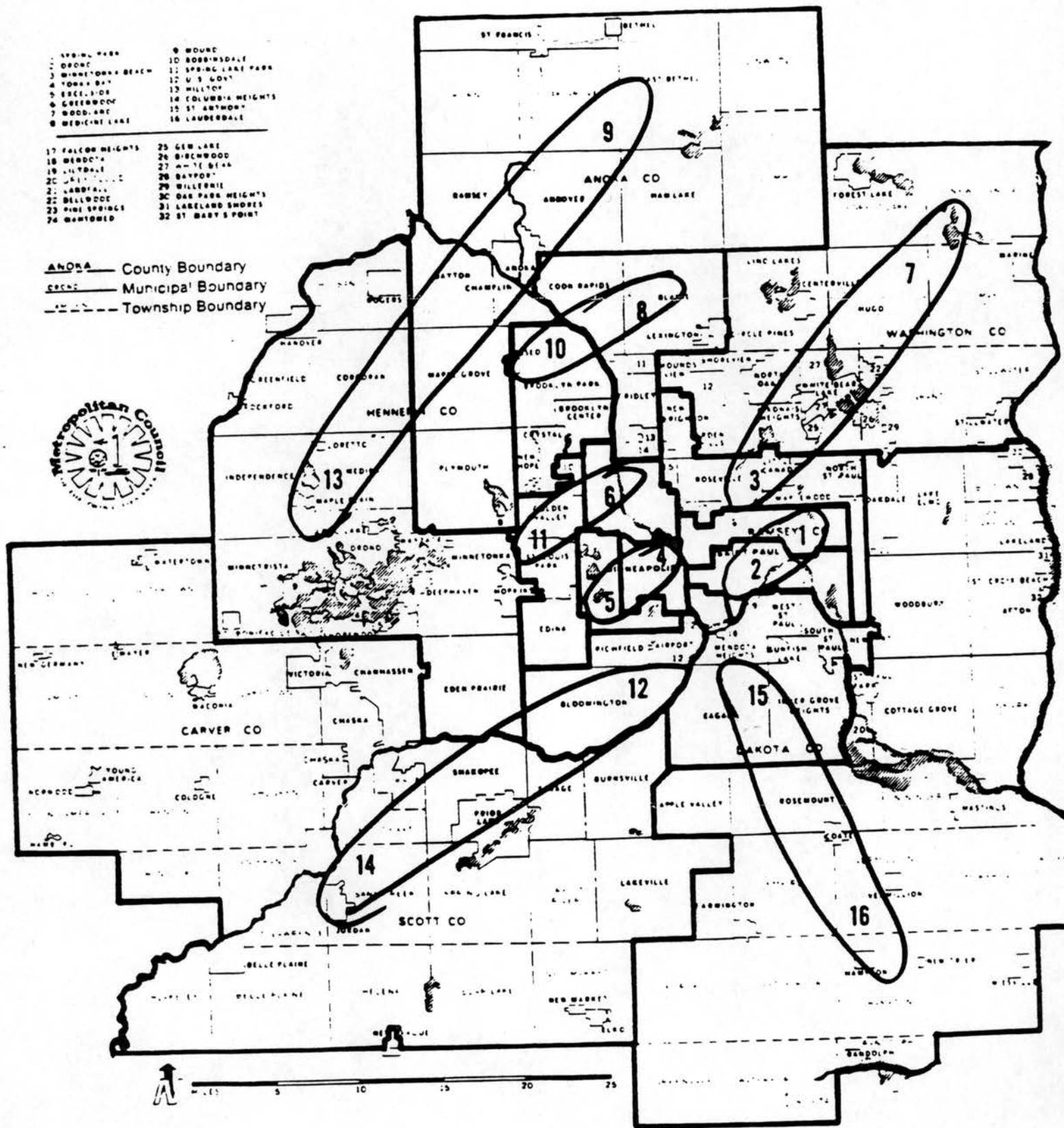
Municipal Revenues _____
Metropolitan Agencies _____
Housing and Economic Development _____
General Legislation _____
Transportation _____

SUGGESTED ISSUES TO BE STUDIED _____

PLEASE RETURN TO:

Association of Metropolitan Municipalities
183 University Ave., East
St. Paul, Minnesota 55101
Att: Carol Williams

REGIONAL TRANSIT BOARD DISTRICTS



METROPOLITAN COUNCIL OF THE TWIN CITIES AREA



METROPOLITAN COUNCIL Mears Park Centre, 230 East Fifth Street, St. Paul, MN. 55101 612 291-6359

June 16, 1989

To: Local Government Key Contacts:

The Metropolitan Council will be appointing eight people to a new Regional Transit Board (RTB) this summer. To accomplish this, the Council's Metropolitan Agencies Appointments Committee will be holding four public meetings in July to hear statements from candidates and also on behalf of candidates who wish to be appointed to the RTB.

The new RTB will consist of 11 members. At least six of the Council's eight appointees must be elected officials of cities, townships or counties. In addition to the Council's appointees, the governor appoints the RTB chair; he also appoints a person who is age 65 or older, and a person with a disability.

Of the Council's appointees who are elected officials, two must be county board members from different counties, and four must be elected officials of cities or townships. Those who serve on the RTB as elected officials may do so only as long as they hold that elected office. No more than three of the board's members may be residents of the same city or township.

As required by law, the Council is requesting nominations from organizations of local elected officials, such as the Association of Metropolitan Municipalities, the Metropolitan Inter-County Association, the Minnesota Association of Urban Counties and the Minnesota Association of Townships. Each of these organizations may nominate at least two persons for each of the district seats on the RTB. Local governments that are not members of these organizations may submit nominations independently.

The public and local elected officials are invited to attend and participate in the meetings. Following the meetings, the committee will submit its recommendations to the Council, which will appoint the RTB members. In making its recommendations, the committee will consider evidence of the candidate's commitment to regularly communicate with Council members, legislators and local elected officials in the district on issues before the agency.

Enclosed is a list of dates and locations for the four public meetings, all of which will begin at 7 p.m., and a map of RTB districts. Some districts for the RTB have changed and constitute new combinations of Metropolitan Council districts different from those of the Metropolitan Parks and Open Space Commission and the Metropolitan Waste Control Commission.

I hope you will participate in this process and assist us in selecting members of the RTB. For more information or to receive applications for candidacy, call Sandi Lindstrom of the Council staff at 291-6390.

Sincerely,



Steve Keefe
Chair

Enclosures: List of meeting dates and locations, RTB district map

PUBLIC MEETINGS OF
THE METROPOLITAN COUNCIL'S
METROPOLITAN AGENCIES APPOINTMENTS COMMITTEE

Districts G and H	July 19	Burnsville Council Chambers 100 Civic Center Pkwy. Burnsville, MN
Districts E and F	July 20	Champlin Council Chambers Main City Hall Building 11955 Champlin Dr. Champlin, MN
Districts C and D	July 25	Hennepin County Government Center Auditorium - A Level 300 So. 6th St. Minneapolis, MN
Districts A and B	July 27	Metropolitan Council Chambers Mears Park Centre 230 E. Fifth St. St. Paul, MN

All meetings will begin at 7 p.m.

- | | |
|-------------------|----------------------|
| 17 FALCON HEIGHTS | 25 GEM LAKE |
| 18 MENDOTA | 26 BIRCHWOOD |
| 19 LILYDALE | 27 WHITE BEAR |
| 20 GREY CLOUD | 28 RAYPORT |
| 21 LANDFALL | 29 WILLERMIE |
| 22 DELLWOOD | 30 OAK PARK HEIGHTS |
| 23 PINE SPRINGS | 31 LAKELAND SHORES |
| 24 MANTOMEDI | 32 ST. MARTY'S POINT |



**METROPOLITAN
COUNCIL**



Memorandum

DATE: June 15, 1989
TO: Jerry Dulgar, City Manager
FROM: John A. Olson, Assistant City Manager
SUBJECT: Composition of the Tri-City Airports Commission

The Tri-City Airports Commission consists of representatives from Brooklyn Center, Brooklyn Park, and Crystal and representatives from the airport. Specifically they are as follows: two (2) residents from each City; one (1) staff member from each City; one (1) councilmember from each City; four (4) representatives of the airplane operators on the airport; a representative from MAC; and a representative from the Federal Aviation Administration.

The committee was formed in early 1982 after several airplane crashes prompted a joint meeting between the Metropolitan Airports Commission and the Crystal City Council. Speakers at that meeting indicated that there should be better communication between the parties involved to help resolve issues regarding the airport. The commission was formed with Eugene Welter, a Crystal resident, as its first chairperson.

The focus of the commission was to establish any actions which could be taken to reduce the number of accidents and to heighten the awareness of the pilots and the citizens concerning an airport which is so closely surrounded by residential property.

Upon Mr. Welter's resignation due to ill health, I was appointed as chairperson. When the final report of the commission was drafted, and work was completed, the commission adjourned to be reassembled at the call of the chair if any matters arose to warrant a meeting.

Attached to this memo is a copy of emergency calls to the airport by the Fire Department and Police Department, a draft letter to the mayors of other cities regarding the formation of the commission, the present roster of the commission, and a copy of the final report.

JAO/js

attachments

EMERGENCY FIRE DEPARTMENT RESPONSES TO
CRYSTAL AIRPORT - CRYSTAL FIRE

1978 thru 1981

1978

- No. 1: 1/27/78 at 01:05 hrs., Plane in trouble - cancelled enroute - 18 men
No. 2: 4/15/78 at 15:45 hrs., Bad landing - gasoline wash-down - 13 men

1979

- No. 1: 9/8/79 at 15:49 hrs., Plane on fire - caught fire while demolishing - 28 men
No. 2: 11/9/79 at 21:17 hrs., Aircraft down - faulty landing gear, not down - 23 men
No. 3: 12/4/79 at 16:23 hrs., Plane in trouble - landing gear - 23 men . . .

1980

- No. 1: 4/8/80 at 19:26 hrs., Mutual aid to B.P. - plane hit house, 63rd & Douglas,
"fire" - 30 men
No. 2: 5/24/80 at 14:52 hrs., Plane in trouble - landing gear (stand-by) - 20 men
No. 3: 7/7/80 at 17:27 hrs., Plane in trouble - stand by - 17 men
No. 4: 8/19/80 at 08:10 hrs., Airplane on fire - unfounded - 14 men

1981

- No. 1: 1/24/81 at 11:39 hrs., Plane in trouble - stand by - 27 men
No. 2: 6/18/81 at 08:45 hrs., Plane crash hit house, 5331 Idaho - mutual aid - 21 men
No. 3: 7/19/81 at 23:00 hrs., Airport emergency - engine trouble - 17 men
No. 4: 7/28/81 at 15:51 hrs., Plane crash - 5630 Regent Avenue - Mutual Aid - 29 men
No. 5: 9/21/81 at 15:18 hrs., Plane in trouble, engine out - stand by - 16 men
No. 6: 11/8/81 at 17:11 hrs., Plane crash - 5212 - 56th Ave. - stand by -
mutual aid - 23 men

DRAFT TO MAYORS

Dear Mayor

Recently the Crystal City Council met with the Metropolitan Airports Commission to discuss the safety and operations of the Crystal Airport.

The meeting brought out several views, not only from neighborhood residents, but also from airplane operators and representatives of the Commission and Council.

One suggestion brought forth at the end of the meeting was the establishment of an Airport Liaison Committee consisting of residents, airport operators, representatives of the three communities surrounding the airport, and a representative from MAC.

At its February 2, 1982 meeting the Crystal City Council instructed me to contact the neighboring communities to discuss the establishment of such a committee which would consist more specifically of two (2) citizens from each city, one (1) council member and one (1) staff member from each city, four (4) or five (5) representatives of the airplane operators, a representative from MAC and possibly a representative from the Federal Aviation Administration.

The purpose of this letter is to solicit the interest of your city in creating and participating in such an effort. I believe such a committee may help to increase communication between the MAC, airplane operators, residents and the cities. This too, may act as a forum for any problems that might arise in the operations of the airport which directly affect the cities and their residents.

Please discuss the formation of this committee with your Council and let us know your response.

Yours truly,

Peter E. Meintsma, Mayor
City of Crystal

PEM:djg

1-27-88

TRI-CITY AIRPORT COMMISSION

1. Betty Herbes (Crystal Council)	5336 Idaho Ave. No. 55428	537-8891 (Home)
2. John Olson (Crystal Staff)	6915 - 59th Ave. No. 55429	537-5621 (Home) 537-8421 (pob)
3. Garrison L. Hale (Brooklyn Park)	8476 Brunswick Ave. No. 55443	
4. Rick Engh (B.P. Council)	8224 - 62nd Ave. No. 55428	537-6876 (Home)
5. Charles Lenthe (B.P. Staff)	5800 - 85th Ave. No. 55443	425-4502 (pob)
6. Edward H. Luckow (B.P. Res.)	8272 Scott Ave. No. 55443	561-2514 (Home) 533-3561 (pob)
7. Bill Hawes (B.C. Council)	3612 - 53rd Ave. No. 55429	537-0788 (Home) 339-5804 (pob)
8. Jerry Splinter (B.C. Staff)	6301 Shingle Creek Pkwy. 55430	561-5440 (pob)
9. Ed Commers (B.C. Res.)	6206 Kyle Ave. No. 55429	533-5706 (Home) 571-1000 (pob)
10. William Killion (B.C. Res.)	5309 E. Twin Lake Blvd. 55429	533-9878 (Home)
11. Willard Doty (Mounds View Council)	2401 Highway 10 55112	786-3421 (Home) 784-3055 (pob)
12. Jeff Hamiel (MAC Rep.)	MAC P.O. Box 1700 T.C. Airport 55111	726-1892 (pob)
13. Robert Peterson (MAC Commissioner)	MAC 335 Inland Lane Plymouth, MN 55447	726-1892 (pob)
14. Andrew Detroi (FAA Rep.)	DPT/FAA General Aviation Dist. Office 6201 - 34th Ave. So. 55450	725-3341
15. Raymond B. Spann	Air Traffic Control Tower Hwy. 169 & Airport Drive Crystal, MN 55429	537-4096 (pob)

16. Jay Olson (Fixed Base Opr.)	Crystal Airport (Thunderbird Aviation) Mpls., MN 55428	546-3491 (Home) 926-1671
17. Jack Johnson (Fixed Base Opr.)	Crystal Airport (Northland) Mpls., MN 55429 or 6225 34th Avenue So., Mpls.	533-9238 727-1356
18. Larry Cassem	Crystal Airport (Pro-Air) Minneapolis, MN 55428	560-0479 (Home) 537-4137 (pob)
19. Roy Arneson (Fixed Base Opr.)	6300 Zane Ave. No. (Flying Scotchman) Brooklyn Park 55429	537-8485 (pob)
20. James A. Kraker (Crystal Res.)	4913 Vera Cruz Crystal, MN 55429	537-4362 (Home)
21. Jane Elson (Crystal Res.)	5419 Maryland Ave. No. Crystal, MN 55428	537-8595 (Home)
22. Chauncey Case (Met. Council)	300 Metro Square Bldg., #276 St. Paul, MN 55101	291-6359 (pob)

REPORT OF THE TRI-CITY AIRPORT COMMISSION

One of the directives of the Tri-City Airport Commission as outlined by the City Councils of Brooklyn Center, Brooklyn Park and Crystal, was to determine if there were actions which could have prevented and can prevent aircraft accidents at the Crystal Airport.

The concern by the communities was brought about by the series of accidents between 1980 and 1983. Investigations by the Federal Aviation Administration (FAA) had determined that all accidents had occurred because of pilot errors.

However, this conclusion did not provide the Commission with a concrete way of reducing or eliminating accidents and did not alleviate fears and concerns of the residents surrounding the airport.

Today when the Crystal Airport is mentioned, the public perception is of a place where aircraft accidents occur. At least for the City of Crystal, when the City is mentioned the first topic of conversation has been the Crystal Airport.

The Commission has spent a considerable amount of time attempting to arrive at an answer to the problem of aircraft accidents. The Metropolitan Airports Commission has spent time and money to find a solution. The Crystal Airport Study, commissioned by the MAC through Aviation Resources Group, Inc. did not provide answers.

The Tri-City Airport Commission also discovered answers hard to find. It was frustrated by the fact that the FAA had limited powers to stop a pilot from taking off even if a violation or hazardous situation was observed. Only after a pilot had landed could something be done. Even then, enforcement of the regulations could not always be accomplished by the FAA, which would have to rely on the enforcement powers of the local police departments (such as in cases of pilots observed being drunk while in the operation of aircraft).

The MAC could not be held accountable for the accidents because none of the accidents were the result of the condition of the facilities provided.

Pilot error was the cause of the accidents and yet observable pilot error cannot be stopped by the enforcement powers of the FAA through its General Aviation District Office (GADO). The FAA could not have stopped the pilot with ice on his wings from flying. It could not have stopped the experienced pilot who overloaded his aircraft from flying and it could not have stopped a pilot who forgot to fasten an engine cowling.

In its defense however, the FAA-GADO is a regulatory agency charged with establishing and informing those who fly for business and pleasure of the rules to fly by. Its enforcing capabilities are minimal, not only because of the rules it is governed by but also by the lack of staff to enforce the rules (similar to a police department with no patrol officers).

Since it does not appear that the status and size of the FAA-GADO will change so that its ability to prevent accidents through enforcement will increase, the Tri-City Commission was faced with the task of finding a way to reduce or eliminate pilot error without enforcement by FAA-GADO.

The Commission investigated other alternatives which included increased safety awareness, increased publicity of the need for caution and safety around this particular airport and finally insurance.

Of these suggestions, insurance seemed to be the best method of enforcing regulations. This does not mean that the Commission eliminated any others, but believed that loss of insurance would directly affect pilots and make them aware that their performance in the air and on the ground directly affects their ability to get and maintain the insurance necessary to keep flying. (It would also apply to pilots renting aircraft).

The cooperation of the FAA-GADO and the insurance industry is necessary, but the Commission believes a method can be found to provide communication between the two to facilitate the recommendations cited below.

Throughout its review of the problems, the Commission has found that the MAC and FAA-GADO have become increasingly more responsive to suggestions and increasingly more involved in safety promotion through, safety seminars and physical reminders to pilots about safety. Finally MAC has fenced the airport property, improved the visual approach indicators and hired a full-time manager at the airport. Both organizations have become active members in the Commission and have been helpful in the discussions.

In addition, even though the fixed base operators and the cities involved may have entered the Commission in an adversarial position, both have become more aware that working together cooperatively has meant quicker resolution of problems brought up by either one.

With all factors in mind the Commission makes the following recommendations in an attempt to increase awareness of safety in the minds of the pilots, not just of those using the Crystal Airport but every general aviation pilot:

1. Notification to insurance companies and agents dealing in aircraft related insurance of observed violations of rules by pilots, citations issued to pilots or renting firms and finally notification of accidents and apparent cause. This recommendation means that FAA-GADO and the insurance companies both must establish procedures to (a) report incidents (b) communicate the occurrence of incidents to the insurance companies and aircraft rental agencies, (c) make attributable violations affect the ability to get and maintain insurance and finally (d) report cancellation of insurance to the FAA-GADO and rental agencies.

2. Increase the visibility of FAA-GADO at general aviation airports through routine visits, unscheduled visits and advisory inspections. It has been noted that FAA-GADO inspections tend to be of paperwork and not of equipment and practices. It has also been reported that these inspections tend to be punitive and not instructive. It is recommended that the GADO inspections provide methods of correcting problems or situations and make citations that indicate how and when they should be corrected and when a follow-up inspection will be conducted. Although OSHA inspections cannot always be held up as perfect examples of inspections, the inspectors have been helpful in correcting situations, providing information and setting out time periods in which violations should be corrected.
By promoting its public image at airport sites and not just at safety seminars, the Commission believes that visibility, instructive inspections, reasonable citations, heavier concentration on equipment and practices and a visible expression of safety by FAA-GADO can go far in decreasing accidents by pilot error.
3. Publication of the toll free number so that the public can report violations or apparent violations to the FAA. To do this they would need to report the specific time and day, tail number of the aircraft and the observed violation. The Federal Aviation Regulation Violations toll free number is 1-800-255-1111.
4. Promote safety in as many ways as possible and at all times. The Minnesota Safety Council promotes driving safety to all who drive. A Minnesota Air Safety Council should promote air safety to all who fly.

In making these recommendations, the Commission is not saying there aren't any others which could help in promoting safety, but that from several years of work, these appear to be the best alternatives.

The Commission will continue to meet at the call of the chair and when the need for discussion of airport matters is apparent.

DATE: May 24, 1989
TO: Jerry Dulgar, City Manager
FROM: Bill Monk, City Engineer
SUBJECT: Meeting Regarding Crystal Airport

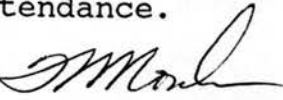
As noted on the attached attendance record, the turnout at the May 22 meeting to discuss City/MAC/Tenant relations at the Crystal Airport was impressive. It was evident that all parties present were interested in reactivating the Tri City Airport Commission which has not had meetings in a number of years. As John Olson was Chairperson of the group as it was disbanded, an in-house meeting to review reactivation would appear in order.

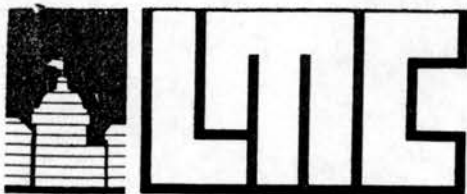
Other items mentioned at the meeting included the following:

- Overruns on runways in relation to existing residential area.
- Improved street and hangar area lighting.
- Extensions of municipal sanitary sewer, water and storm sewers.
- Improved addressing and signage in relation to hangars.
- Potential for fly-in events including vendor-pilot exhibits.
- Brooklyn Center park plan for NE corner of MAC property.
- Potential for improved traffic control on CR 81 at 58th Avenue.
- Availability of promotional material from Pilot's Association.
- Extension of perimeter roadways.
- Definition of personal property tax charged to tenants.

Additionally, contact was initiated between the Frolics Committee (Rollie Smothers) and local pilots regarding coordination of activities during the Frolics weekend. Overall the meeting went well and was well received by all in attendance.

WM/mb
Encl.





League of Minnesota Cities

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

June 6, 1989

To: Mayors, Managers, Clerks, Council (% Clerk)
From: Darlyne Lang, Director, Office & Building Services
Subj: 1990 Conference Planning Committee

As a city official, you have an opportunity to provide a valued contribution to planning the League's 1990 annual conference. Your firsthand knowledge of the problems confronting city government can provide the insight needed in planning programs to benefit other municipal officials.

It's important that we have representation from cities of all sizes. In addition to maintaining the continuity and knowledge provided by previous committee members, we need new views and input from new members.

This past year we had an excellent response. To accommodate as many as possible, we must limit the representation to one per city, while maintaining some previous and some new members.

The Conference Planning Committee will convene this fall, meeting five or six times prior to the conference. The meetings are initially scheduled monthly, 2-3 hours in length, with the final meeting held at the conference. The 1990 conference is scheduled for June 12-15, at the Duluth Arena-Auditorium in Duluth.

If you are interested in becoming a member of the Conference Planning Committee, or if anyone in your city has an interest, please complete the form below and mail it to my attention.

Your participation is welcomed.

MAIL TO:

Darlyne Lang
League of Minnesota Cities
183 University Avenue East
St. Paul, MN 55101

I am interested in becoming a member of the 1990 Conference Planning Committee.

I previously served on a Conference Planning Committee _____ .
year(s)

I have not previously served _____ .

Name: _____ Title: _____
(please print)

Address: _____

City: _____ Zip Code: _____

LeFevre
Lefler
Kennedy
O'Brien &
Drawz

a Professional
Association

2000 First Bank Place West
Minneapolis
Minnesota 55402

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

J. Dennis O'Brien
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TO: Darlene George

COMPANY/FIRM: City of Crystal

TELEPHONE NO: 537-8421 FAX NO: 537-3279

FROM: Dave Kennedy

NOTES: _____

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ORDINANCE NO. 89-_____

AN ORDINANCE RELATING TO LIQUOR AND
BEER: HOURS OF SALE: AMENDING
CRYSTAL CITY CODE SECTIONS 1200,
1205 AND 1215 BY ADDING SUBSECTIONS:
REPEALING CRYSTAL CITY CODE, SUBSECTIONS
1200.37, 1205.01, SUBDIVISION 4 AND 1215.27

THE CITY OF CRYSTAL DOES ORDAIN:

Section 1. Crystal City Code, Section 1200 is amended by adding a Subsection to read:

"1200.38. Hours of Sale. The hours of sale for intoxicating liquor are those specified in Minnesota Statutes, Chapter 340A."

Sec. 2. Crystal City Code, Section 1205.01 is amended by adding a Subdivision to read:

"Subd. 5. Hours of Consumption and Display. The hours consumption and display of intoxicating liquor are those specified in Minnesota Statutes, Chapter 340A."

Sec. 3. Crystal City Code, Section 1215 is amended by adding a Subsection to read:

"1215.28. Hours of Sale. The hours of sale for non-intoxicating liquor are those specified in Minnesota Statutes, Chapter 340A."

Subdivision 4, Crystal City Code, Subsections 1200.37; 1205.01, of the date of the second reading of this Ordinance, that is, June 20, 1989.

Mayor

Attest:

City Clerk

CRYS5:00110D02.F16

LeFevere
Lefler
Kennedy
O'Brien &
Drawz

a Professional
Association

2000 First Bank Place West
Minneapolis
Minnesota 55402

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Clayton L. LeFevere, Retired
Herbert P. Lefler, Retired

May 15, 1989

Mr. Ed Brandeen
Director, Department of Recreation
City of Crystal
4141 Douglas Drive North
Crystal, Minnesota 55422

Re: The reviewed and somewhat revised lease between the
Knights of Columbus Council and the City of Crystal
(4947 West Broadway, Crystal, Minnesota).

Dear Mr. Brandeen:

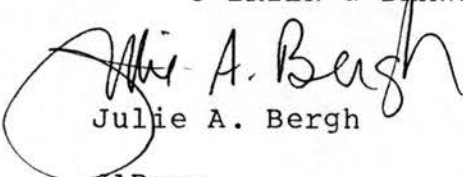
David Kennedy has asked me to review the 1988 lease
between the City and the Knights of Columbus Council.
Enclosed please find for your review and comment a
slightly revised lease to be used for the term beginning
on July 5, 1989 (see paragraph 2 of the lease).

I have highlighted in yellow my recommended additions and
changes to the 1988 lease. The language highlighted in
pink were changes made by the City.

Please call me once you have had the opportunity to
review this revised lease, as to any questions or
comments that you may have, including any changes that
you want made.

Very truly yours,

LEFEVERE, LEFLER, KENNEDY,
O'BRIEN & DRAWZ


Julie A. Bergh

JAB:np
enclosure
cc Jerry Dular
David J. Kennedy

L E A S E

This lease is made this _____ day of _____, 1989, by and between FATHER WILLIAM BLUM HOME ASSOCIATION, doing business as Knights of Columbus Council, 4947 West Broadway, Crystal, Minnesota (the "lessor") and the CITY OF CRYSTAL, (the "tenant").

WITNESSETH: That the lessor, in consideration of the covenants described below to be performed by the tenant, hereby demises and leases to the tenant and the tenant hereby hires and takes from the lessor a portion of the following described property:

The building and fixed equipment at 4947 West Broadway, Crystal, Minnesota, legally described as:

Lot 1, Block 1, Father William Blum Addition, Hennepin County, Minnesota ("Property").

In consideration of the lease as described above and of the mutual covenants herein set forth it is agreed:

1. Demised Premises. The lessor hereby leases and demises to the tenant the following portion of the Property:

The Crystal Room on the lower level of the building located on the Property, from 8:30 a.m. to 5:00 p.m. on Mondays through Fridays and from 5:00 p.m. to 10:00 p.m. on Mondays and Wednesdays ("Demised Premises").

The lessor has the option to move the Crystal Senior Program to the main ballroom facility if the lower level is scheduled for use. Lessor must notify (by telephone to the tenant's Park and Recreation office) the tenant of such move, one week prior to the move. Lessor must also post a written notice one week prior to the move on a sheet of paper at least 8½ inches by 11 inches,

which clearly describes the change of location. That one week written, posted notice must be posted at the main entrance to the _____. The lessor will assist with the move. Tenant shall have exclusive use and enjoyment of the Demised Premises during the hours and on the days specified herein. In addition, tenant shall have the non-exclusive right to use the kitchen facilities on the Property, as provided in paragraph 7 below. Tenant shall also have the right to use such parking facilities as are made available on the Property, together with common hallways and restrooms (collectively referred to as "Common Areas").

2. Term. This lease shall be for a term commencing on July 5, 1989 and terminating on July 4, 1990.

3. Option to Renew. Tenant has an option to renew the lease for an additional one-year period by notifying lessor in writing on or before June 30, 1990, of tenant's intent to exercise the option.

4. Termination. Either party may terminate this lease or any extension hereof by giving 30 days written notice of its intention to so termination this lease.

5. Rent. The rent for the Demised Premises and all rights conferred herein shall be \$2,500 per month, payable in advance on the first day of each month of the term of the lease. The rent includes payment for all of the rights granted herein, including contribution for heat, utilities, refuse removal, and maintenance of the Demised Premises.

6. Purpose. The tenant may use the Demised Premises for non-profit community purposes, including but not limited to the operation of the Crystal Senior Center and Senior Nutrition Program. It is anticipated that the Volunteers of America organization will operate the dining program on behalf of the tenant, and for purposes of this lease, the term "tenant" shall also refer to the Volunteers of America.

7. Kitchen Facilities. Tenant and lessor agree as follows:

A. Lessor will allow tenant to have non-exclusive access to the kitchen facilities on the Property ("Kitchen Area") from 8:30 a.m. to 2:00 p.m. on Mondays through Fridays.

B. Lessor will allow tenant to use the Kitchen Area for food preparation purposes from 8:30 a.m. to 3:30 p.m. on Mondays through Fridays and will provide tenant with two ovens in working condition for that purpose.

C. Lessor will provide tenant with the following items: (1) a hand sink in the kitchen and (2) refuse bins for daily removal of garbage.

D. Lessor will provide tenant with appropriate food storage space and will provide space in the Kitchen Area for tenant to install a 13 cubic foot lockable refrigerator.

E. Lessor will allow tenant to install a telephone jack near the Kitchen Area adjacent to the food counter window at the cost of the tenant.

F. Lessor will allow tenant to place a desk for tenant's use near the Kitchen Area, the desk will be on wheels and move to a storage area when not in use.

G. Lessor will provide tenant with adequate storage space to store the pans and kitchen utensils necessary to operate the dining program.

H. Lessor will maintain the Kitchen Area in a neat and clean condition that complies with all relevant federal, state and local health regulations for food preparation facilities.

I. The tenant will have the option to hire an outside caterer for occasional Senior Special Events.

8. Storage. Lessor will provide tenant with a locked storage area free of debris and adequate to store the equipment and supplies needed for the senior program and will also provide tenant with the keys to that storage area.

9. Equipment Assistance. Lessor agrees that its custodial staff for the Property will set up and take down tables, chairs and other equipment as needed for the senior dinner program and senior activities and as directed by tenant. The tables and chairs for the dinner program will be set up by 10:00 a.m. Mondays through Fridays.

10. Maintenance, Repair, or Replacement. The lessor shall maintain, repair, and improve the Demised Premises and the Property of which the Demised Premises are a part, as follows:

A. The lessor shall perform routine maintenance and repair to the Property's plumbing, electrical, heating, ventilating and utility metering equipment and facilities, and shall replace the plumbing, electrical, heating, ventilating and utility metering equipment and facilities of the Property, if replacement is necessary by ordinary wear and tear.

B. The lessor shall maintain and repair all parking areas, driveways and walkways (including but not limited to handrails) on or surrounding the Property, and shall remove snow and ice from the sidewalks and parking area on and surrounding the Property, and shall mow the grass on the site surrounding the Property.

C. All maintenance, repairs and replacements shall be made promptly and in a good and workmanlike manner and so that the defective parts of the Demised Premises are put in good, tenable and sanitary condition.

If lessor fails to perform any of its obligations set out above at Paragraph 10. A. B. and C., tenant shall have the option, not the duty, and without notice to lessor, to perform

said obligations, and if tenant does so perform, it may deduct the cost of the work from the rent due under above Paragraph 5.

D. If it should be necessary to repair, maintain or replace (collectively referred to as "Repair") any of the structural members of the building located on the Property, its walls, footings, roof, floors or doorways, the lessor, at its sole discretion, may decline to do so, and the lessor shall not be liable to the City Council considered tenant or any of its subtenants or assigns for its decision not to do so. If the lessor elects not to Repair any of the structural members of the building, the tenant may terminate this lease immediately and without written notice.

11. Initial Condition of Demised Premises. The lessor represents that it is not aware of any substantial defect in the Demised Premises or the Property. Tenant represents that it has examined the Demised Premises and accepts it in its present condition except as hereinafter provided. The tenant does not waive any rights against the lessor with respect to concealed defects on or about the Demised Premises or the Property.

12. The Lessor's Representations of Leasable Interests and of Permissible Use. The lessor represents that it has the full right, power and authority to enter into this lease for the term herein granted and that the Leased Premises and the Property may be used by tenant during the term and for the purposes herein specified.

13. Hazard Insurance. The lessor shall at all times during the term of this lease procure and maintain, at its own expense, fire insurance with an extended coverage endorsement insuring the building and contents owned by the lessor and the tenant located on the Demised Premises and the Property to the extent of 90% of the insurable value thereof or the amount set out in the co-insurance clause of the policy, whichever is greater. Lessor

shall provide to the tenant sufficient evidence of this insurance coverage.

14. Public Liability and Property Damage Insurance. Lessor shall at all times during the term of this lease procure and maintain, at lessor's expense, general public liability insurance as to the Demised Premises and the Property, with the City of Crystal named as an additional insured. The lessor shall provide sufficient evidence of this insurance to the tenant. This insurance policy shall cover the claims for personal injuries, wrongful death, and property damage occurring in or from the Demised Premises and the Property. Such insurance is to afford protection to a limit of not less than \$300,000 in respect to injuries or death for any one event and to a limit of not less than \$100,000 in respect to property damage.

15. Indemnification. Lessor shall indemnify tenant, tenant's agents, employees and invitees, and hold them harmless from and against any and all claims, actions, damages, losses, liability and expenses in connection with the loss of life and personal injury (whether occurring separately or at the same time and from the same incident) to any third parties. This indemnification shall also apply to any damages or losses to the property of third parties arising out of any act or omission by the lessor, its agents, employees or invitees, and for which the lessor is found to be legally liable. This indemnification shall survive the expiration or termination of this lease.

16. Quiet Enjoyment. The tenant, upon the payment of the rent and upon the performance of all the terms of this lease,

shall at all times during the lease term, and during any extension or renewal term, peaceably and quietly enjoy the Demised Premises, and the Property as set out herein, without any disturbance from the lessor or from any other person claiming through the lessor.

17. Enforcement. In case of default by lessor of any of the covenants, provisions, terms or agreements under this lease, or any renewals thereof, tenant shall be specifically entitled to recover from lessor all costs of enforcement, including, but not limited to, its attorney's fees, costs and expenses.

18. Restriction on Tenant. Tenant shall not sublease all or any part of the Demised Premises, without the prior written consent of the lessor, which consent may not unreasonably be withheld.

19. Successor and Assigns. Each of the covenants, provisions, terms and agreements of this lease, or any renewals thereof, shall inure to the benefit of and shall be binding upon the respective heirs, representatives, successors and assigns of lessor and tenant respectively.

20. Meetings/Change of Management. The manager of lessor and the city manager or his designee shall meet to discuss any issues relating to this lease, at least one time per quarter at a mutually agreeable location. In the event that there is a change of management of lessor, lessor shall notify tenant of the identity of the new manager within a reasonable (not to exceed one month) time.

21. Meanings of Captions. The paragraph captions and headings in this lease are for convenience and reference only and do not limit or construe the provisions hereof. When the context so requires, the neuter gender includes the masculine and the feminine; and the singular includes the plural.

22. Severability. If any provision of this lease shall be declared invalid or unenforceable, the remainder of the lease shall continue in full force and effect.

23. Applicable Law. The validity, performance, interpretation and enforcement of this lease shall be governed by the laws of the State of Minnesota.

24. Notices. The notices permitted or required under Paragraphs 3, 4 and 20 shall be in writing and shall be deemed given when sent postage paid, certified mail, return receipt requested, if to lessor, then at 4947 West Broadway, Attention: _____, its manager, Crystal, Minnesota 55429, and if to tenant, then at 4141 Douglas Drive North, Attention: City Manager, Crystal, Minnesota 55422. The parties agree that whenever giving notices permitted or required under this lease, each will also notify the above-named contact person by telephone as to the intended action. Changes as to the contact person may be made, but only if done pursuant to this Paragraph 24.

25. Acknowledgment. The undersigned hereby acknowledge that they are duly authorized to and do execute this lease on behalf of the parties hereto, respectively, on the date first above written.

CITY OF CRYSTAL:

By: _____
Its Mayor

By: Its City Manager

The foregoing instrument was acknowledged before me this _____ day of _____, 1989, by _____ and _____, the Mayor and City Manager, respectively, of the City of Crystal, a municipal corporation under the laws of the State of Minnesota.

Notary Public

The foregoing instrument was acknowledged before me this _____ day of _____, 1989, by _____ and _____, the Grand Knight and Manager, respectively, of Father William Blum Home Association, doing business as Knights of Columbus Council.

Notary Public

11LE01K

APPLICATION FOR LICENSE

4141 Douglas Drive, Crystal, Minnesota 55422

HONORABLE CITY COUNCIL
CRYSTAL, MINNESOTA

GENTLEMEN:

I Roland L. Smothers for
WE Crystal Lion's Club

6315 - 55th Ave. N. #215

Crystal, MN 55428

Fee, \$ 13.25/day
seasonal

NewRenewal.....

Telephone.....

enclose the sum of Request Waiver of Fee DOLLARS
to the City of Crystal as required by the Ordinances of said City and have complied with all the
requirements of said Ordinances necessary for obtaining this License:

NOW, THEREFORE, I

Crystal Lion's Club

.....hereby make application to

operate a 3.2 beer stand at Becker Park (Octoberfest in July)

for the period July 4, 1989 through subject to all
conditions and provisions of said Ordinance.

City Use Only

Lions Club of Crystal
by R. L. Smothers
Signature of Applicant

DUE DATE: NOON, WEDNESDAY, June 14, 1989

MEMO TO: Jerry Dulgar, City Manager

MEMO FROM: John A. Olson, Assistant City Manager

ACTION NEEDED MEMO: From the June 5, 1989 Council Meeting

The items listed below are the actions requested by the City Council at their regular Council meeting of June 5, 1989. 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

CONSENT AGENDA

CITY CLERK

1. Consideration of an application permit to consume liquor and beer at Lions Valley Place Park on July 15, as requested by Judith Wicklund, 2731 Vale Crest Road.
ACTION NEEDED: Notify applicant of Council approval.
ACTION TAKEN: Notified by phone 6-6-89.

CITY CLERK

2. Consideration of a special permit to consume liquor and beer at Bassett Creek Park on June 11, 1989 for a picnic, as requested by Ray Kodet, 5430 Maryland Avenue North.
ACTION NEEDED: Notify applicant of Council approval.
ACTION TAKEN: Notified by phone 6-6-89.

CITY CLERK

3. Consideration of a special permit to consume 3.2 beer at Bassett Creek Park on June 22, 1989 for the City of Crystal 2nd Annual Employee Picnic, as requested by Jerry Dulgar, City Manager.
ACTION NEEDED: Notify applicant of Council approval.
ACTION TAKEN: Applicant present at meeting.

CITY CLERK

4. Consideration of a charitable gambling license renewal for Celebrity Bowl Charities, Inc. at Doyle's Lanes.
ACTION NEEDED: Notify applicant of Council approval.
ACTION TAKEN: Applicant present at meeting.

CITY CLERK

5. Consideration of a request from Klein Shows and Crystal Frolics Committee to operate a carnival at Becker Park for the Crystal Frolics on July 28, 29 and 30, 1989.
ACTION NEEDED: Notify applicant of Council approval.
ACTION TAKEN: Applicant notified by phone.

CITY MANAGER

6. Consideration of the resignation of Cyril Soukup from the Civil Service Commission.
ACTION NEEDED: Send letter of thanks and appreciation to Mr. Soukup for his service to the City.
ACTION TAKEN: Letter sent.

CITY CLERK

7. Consideration of a request for charitable gambling license from the Crystal Lions Club for Burlings Tally Ho.
ACTION NEEDED: Notify applicant of Council approval.
ACTION TAKEN: Applicant present - waiver letter for 60-day notice sent to Gambling Board.

PUBLIC HEARINGSPUBLIC WORKS
DIRECTOR

1. Public hearing to consider a request from Brutger Companies for density, parking and unit size variances.
ACTION NEEDED: Request withdrawn; note in file no action needed.

BUILDING
INSPECTOR

2. Public hearing to consider a request for a variance in the rear yard setback for an addition at 3024 Wisconsin Avenue North.
ACTION NEEDED: Notify applicant of Council approval.
ACTION TAKEN: Applicant notified.

BUILDING
INSPECTOR

3. Public hearing to consider a request for variance in the front yard setback for an addition at 3136 Hampshire Avenue North.
ACTION NEEDED: Notify applicant of Council approval.
ACTION TAKEN: Applicant was present at meeting.

REGULAR AGENDA

CITY CLERK

1. Consideration of Second Reading of an Ordinance Regarding Elderly Housing.
ACTION NEEDED: Publish ordinance.
ACTION TAKEN: Sent for publishing 6-6-89.

CITY CLERK

2. Consideration of a three-day temporary on-sale liquor license for August 31, September 1, and September 2, 1989 as requested by Knights of Columbus #3656, 4947 West Broadway, and a request for waiver of the fee.
ACTION NEEDED: Notify applicant of Council approval and waiver of fee.
ACTION TAKEN: Notified by phone 6-6-89.

CITY MANAGER

3. Consideration of 1989 labor agreement between the City of Crystal and Law Enforcement Labor Service Local #44 (Patrol Officers).
ACTION NEEDED: Forward copies of approved contract to union.
ACTION TAKEN: Copies forwarded.

CITY MANAGER

4. Consideration of a request for donation to the Hennepin County Olde Tyme County Fair.
ACTION NEEDED: Notify County Fair of Council contribution of \$100.
ACTION TAKEN: Payment will be notification.

FINANCE DIRECTOR

ACTION NEEDED: Send \$100 check to Hennepin County Olde Tyme County Fair.
ACTION TAKEN: Check sent 6--89.

CITY MANAGER

5. Consideration of a contribution to the Northwest Hennepin Human Services Council for the year 1990.
ACTION NEEDED: Notify Northwest Hennepin Human Services Council of Council approval.
ACTION TAKEN: Payment will be notification.

6. Consideration of First Reading of an Ordinance amending the City Code regarding the Administrative Code.
ACTION NEEDED: Item tabled.

CITY CLERK

7. Consideration of a resolution establishing dates for the 1989 Municipal Election.
ACTION NEEDED: Dates established, note in files, and proceed as authorized.
ACTION TAKEN: Noted and will proceed.

CITY CLERK

8. Consideration of the Second Reading of an Ordinance regarding pickup times for commercial refuse haulers and refuse enclosures.
ACTION NEEDED: Publish ordinance.
ACTION TAKEN: Sent for publishing 6-6-89.

CITY CLERK

9. Consideration of the Second Reading of an Ordinance regarding Community Service Officers to have authority to issue citations in lieu of arrest.
ACTION NEEDED: Publish ordinance.
ACTION TAKEN: Sent for publishing 6-6-89.

CITY MANAGER

10. Consideration of a resolution regarding housing maintenance code.
ACTION NEEDED: Resolution approved, forward to Environmental Quality Commission.
ACTION TAKEN: Given to Redevelopment Coordinator who is staff person for Environmental Commission.

REDEVELOPMENT
COORDINATOR

11. Consideration of bids for the demolition of a house at 4836 Douglas Drive.
ACTION NEEDED: Notify low bidder of Council approval.
ACTION TAKEN: Bidder notified by mail and telephone 6-8-89.
12. Consideration of plastics recycling.
ACTION NEEDED: No action needed, no discussion made.

CITY MANAGER

13. Consideration of a request from Nicklows to hold an outdoor customers appreciation party in the parking lot.
ACTION NEEDED: Notify Nicklows of Council approval pending setting of date.
ACTION TAKEN: Notified by phone 6-6-89.

ADMINISTRATIVE
SECRETARY

14. Consideration of First Reading of an Ordinance changing City code to comply with State law on hours of liquor operation and which holidays liquor stores can be open.
ACTION NEEDED: Place item on June 20 Council agenda.
ACTION TAKEN: Item to be placed on June 20 Council agenda.

CITY CLERK

15. Licenses.
ACTION NEEDED: Issue licenses.
ACTION TAKEN: License issued.

MEMORANDUM

DATE: June 7, 1989
TO: Jerry Dulgar, City Manager
FROM: Julie Jones, Community Development Coordinator
SUBJECT: Review of Metropolitan Council Report on the Effects of the 1986 Tax Reform Act on Tax-Exempt Bond Financing

I have reviewed the study recently completed by the Metropolitan Council on the effects of the 1986 Tax Reform Act on Tax-Exempt Multi-family Housing Financing, and a study on monitoring low-income set-aside compliance. There are two main results of the studies:

1. The vast majority of buildings financed with tax-exempt bond financing are currently monitored and are meeting the set-aside requirements with ease.
2. The 1986 Tax Reform Act had a stiffling effect on the development of low-income multi-family housing but projects are still occurring with the aid of other forms of subsidy in addition to tax-exempt bonding.

The Calibre-Chase Apartment Project in Crystal was one of the examples included in the study. There has been much debate as to whether or not the City subsidized this project excessively. The table on page 33 (attached) shows that two other elderly projects in the metro area received much more subsidy dollars in excess of tax-exempt benefits than the Calibre Chase Project (Project #12 on the table). One elderly project received 45% of the bond amount, where Calibre Chase received only 16%.

According to the study, future low/moderate-income housing projects, making use of tax-exempt bonds, will need to take advantage of additional forms of subsidy to be viable. This certainly appears to be the trend in the Metro area currently.

In the area of compliance to low-income set-aside requirements, Calibre Chase Apartments also fits the norm. The property managers have had no difficulty in meeting the 20/50 low-income requirements for the building. Their compliance is being monitored by HUD, Hennepin County staff, and myself.

The information in these two studies should be available to the City Council and the HRA Commissions as background information in considering future housing developments using tax-exempt bonds.

kg

AMOUNT OF SUBSIDY USED

The amount of additional subsidy used by each project that received tax-exempt bond financing varied dramatically. As Table 13 and Figure 12 indicate, the amount of additional subsidy as a percent of the tax-exempt financing ranged from 0 percent for three of the projects, to a mid-range between 15 and 50 percent, to one project that used over 100 percent of the tax-exempt amount in other subsidies. Although projects designed for elderly occupants tended to use a smaller amount of other subsidies as a percent of tax-exempt bond financing than family projects did, this was not consistently the case. Nor does location seem to explain the variation in the amount of subsidy used by each project.

Table 13
AMOUNT OF SUBSIDY USED IN TAX-EXEMPT BOND-FINANCED PROJECTS
TWIN CITIES METROPOLITAN AREA, 1986-1988

Project Number	Tax-Exempt Bond Amount	Other Subsidy Amount	Other Subsidy as a Percent of Tax-Exempt Bonds	Elderly or Mixed Use
1	\$ 2,470,000	\$ 2,550,000	103%	Mixed
2	12,975,000	0	0	Elderly
3	8,800,000	0	0	Elderly
4	500,000	240,000	48	Mixed
5	15,000,000	0	0	Elderly
6	4,200,000	250,000	6	Mixed
7	6,300,000	2,620,000	42	Mixed
8	4,250,000	1,670,000	39	Mixed
9	2,640,000	1,200,000	45	Elderly*
10	3,255,000	530,000	16	Mixed
11	3,050,000	540,000	18	Elderly**
12	3,675,000	573,625	16	Elderly

* This project was rented up as mixed use to fill immediate vacancies, but will eventually become an all-senior building.

** Occupants must be over 40.

Source: Minnesota Department of Trade and Economic Development, project representatives.



The Springsted Letter

Published by SPRINGSTED Incorporated, Public Finance Advisors

Series MN 1989
June 1

Interest Rates

Interest rates for both fixed and variable rate obligations have continued in their volatile mode over the past 90 days. While dropping slightly, short-term rates have remained near recent record highs while long-term rates have come down over the year's earlier high levels, as can be seen by the table below:

	<u>12-30-88</u>	<u>3-1-89</u>	<u>5-26-89</u>
180-Day T-Bills	8.68	9.18	8.98
365-Day T-Bills	9.03	9.36	8.94
Prime Rate	10.50	11.50	11.50
20-Year T-Bonds	9.08	9.24	8.72
20-Year BBI	7.50	7.55	7.11
30-Year BBI	7.71	7.83	7.28
7-Day TENR	7.75	6.50	6.62

Pressure for reductions in short-term rates is mounting as fear of inflation diminishes and the

dollar remains strong versus foreign currency. Many private investors are switching to long-term investments in anticipation of lower short-term yields.

Unfortunately, national and world markets react to every financial indicator with wide swings of optimism or pessimism. Sometimes we long for the "good old days" when interest rates didn't change by more than 1/4% over twelve months; fixed rate obligations were the only financing instruments available; the government didn't monitor multiple indicators of economic activity, each report released at different times; and economists were employed only to teach economics to starry-eyed college freshmen.

Arbitrage Regulations

The Internal Revenue Service, on May 12, released its first set of an expected series of arbitrage regulations for a 60 day public comment period. The 243 page document provides some help to issuers and related tax-exempt market participants, but a number of critical issues will have to await resolution in a second set of regulations due later this year. Public comments on the initial regulations are due before July 14.

We reached several general conclusions following a first blush review.

1. There will be no blanket exemption from arbitrage rules and rebate requirements for "plain vanilla" general obligation and revenue infrastructure related bonds, as some had advocated.
2. "Small issuers," less than \$5,000,000 of government bonds in a calendar year, will

be exempt from all arbitrage requirements.

3. Issuers expending all bond proceeds in six months will be exempt from rebate requirements on initial bond proceeds but will be required to rebate on bond reserves or non bona fide sinking funds.
4. Sinking funds for all issues, except those of "small issuers," will have to be monitored. When balances exceed 13 months of debt service requirements, the fund no longer qualifies as a bona fide debt service fund, and investment records and rebate calculations will be required. This monitoring will be critical for certain types of issues where debt service revenues can't be fully controlled by an issuer, such as improvement bonds which will have special assessment prepayments.

5. A credit of \$1,000 per issue per rebate payment will be provided against required rebate amounts if the volume of bonds outstanding per issue is more than \$5,000,000, with declining credits for reduced volumes outstanding.
6. Rebate payments are due at five-year intervals from the date of original issue of bonds, and the rebate calculation is not required annually. However, Springsted continues to suggest annual calculations for issuer ease of administration and to

insure an adequate set aside annually of required rebate payments.

If you have questions about the proposed regulations or arbitrage requirements in general, call your Springsted Project Manager who may refer your questions to our arbitrage monitoring staff. As indicated previously, Springsted will complete the required calculations under separate contract, with the issuer retaining the responsibility of providing us with investment records.

Legislative Changes

Many of you still are trying to determine what the 1989 Legislature did or didn't do to you relative to public policy and finance related matters. This media doesn't permit an extensive analysis of these actions or inactions but some of the changes made in bonding authorizations are listed below:

1. Issuers may designate an agent for the purpose of accepting, opening and tabulating proposals on bonds which must be sold through competitive bidding. This authorizes a procedure which has been widely used in the past.
2. The requirement for published notices of bond calls was eliminated if mailed notice was provided the registered holder of the called bonds.
3. Under many conditions, a municipality must remit to school districts the amount

of tax increment generated by higher tax capacity rates authorized by voter approval of increased school budgets.

4. At least 90% of the tax increment revenues derived from a redevelopment district must be used to finance the cost of correcting those conditions which allowed designation of the redevelopment district status.
5. The annual reporting requirements to the Commissioner of Revenue by a municipality on the status of each local tax increment district were expanded and strengthened. The new rules apply to all districts, regardless of when certified. The required reports are due by March 1 of each year.

County Capital Improvement Programs

While the authority of counties to issue bonds for approved five-year capital improvement programs was threatened, legislation to end the program was not approved. Counties which have not developed approved plans may want to do so and implement financing before next year's legislative session. Springsted has worked with a number of counties in the

preparation and approval stage for such plans and we would be pleased to assist you.

The original authority which was granted in 1988, and threatened in 1989, serves as an example of the difficulty municipalities have in carrying out long-term plans in today's fragile legislative environment.

CITY OF CRYSTAL

MEMORANDUM

DATE: June 12, 1989

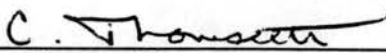
TO: James F. Mossey
Chief of Police

FROM: C. Thomseth

SUBJECT: Special Assignment
July 26, 1989
City of Crystal Baseball Nightout

In reference to the City Manager's request that the Police Department provide parking lot security, I will assign one of the Community Service Officers (C.S.O.) to perform the task. I will assign the C.S.O. to work 1800 HRS to 2300 HRS on July 26, 1989, to provide parking lot security at the west side Target parking lot. The C.S.O. will drive the Police Reserve vehicle #214 if it is available or squad #210 (if #214 is unavailable).

Please let me know if there are any changes.


C. Thomseth

CT:dsl

EMBER D. REICHGOTT

Senator 46th District
Room 24, State Capitol
St. Paul, Minnesota 55155
Phone: 296-2889
and
7701 48th Avenue North
New Hope, Minnesota 55428

Senate

State of Minnesota

June 6, 1989

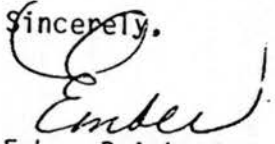
Mayor Betty Herbes
City of Crystal
4141 Douglas Drive N.
Crystal, Minnesota

Dear Betty:

As you know, I passed along your comments and those of City Attorney Paul Rosenthal to Senator Allan Spear, chief author of Senate File 139, the bill concerning identification of minors for liquor purposes. I thought you would be interested in the final bill as passed by the legislature.

Please let me know if you, Mr. Rosenthal, or other city council members still have concerns about this legislation that should be addressed next year. As always, I appreciate your help.

Sincerely,


Ember Reichgott
State Senator

ER/nn

enclosure

cc: Mr. Paul Rosenthal
Mr. Jerry Dular

Version as sent to Governor

1 A bill for an act

2 relating to public safety; providing for special
3 license plates for veterans who are owners of
4 self-propelled recreational equipment; providing for
5 disposition of POW plates to surviving spouses of
6 former prisoners of war; defining physically
7 handicapped person for purposes of parking privileges;
8 prohibiting issuance of both a Minnesota
9 identification card and a driver's license, other than
10 an instruction permit, to the same person; providing
11 for fees; changing driver's license classification
12 from provisional to under-21 and changing expiration
13 date to holder's 21st birthday; providing for license
14 suspension for minors misrepresenting their age for
15 purposes of purchasing alcoholic beverages and
16 increasing suspension period; providing penalty for
17 misuse of Minnesota identification card or driver's
18 license; increasing penalty for counterfeiting
19 driver's license or Minnesota identification card;
20 prohibiting lending of form of identification for use
21 by minor to purchase alcoholic beverage; clarifying
22 application of carding defense for illegal sale of
23 alcoholic beverage; amending Minnesota Statutes 1988,
24 sections 168.123, subdivision 1; 168.125, subdivision
25 1; 169.345, subdivision 2; 171.02, subdivisions 1 and
26 3; 171.06, subdivision 2; 171.07, subdivisions 1 and
27 3; 171.171; 171.22; 171.27; 260.195, subdivision 3;
28 340A.503, subdivisions 2 and 6; and 340A.801, by
29 adding a subdivision.

30 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

31 Section 1. Minnesota Statutes 1988, section 168.123,
32 subdivision 1, is amended to read:

33 Subdivision 1. [GENERAL REQUIREMENTS; FEES.] The registrar
34 shall issue special license plates to an applicant who served in
35 the active military service in a branch of the armed forces of
36 the United States, was discharged under honorable conditions,
37 and is an owner or joint owner of a motor vehicle included

1 within the definition of a passenger automobile or which is
2 self-propelled recreational equipment, on payment of a fee of
3 \$10 for each set of two plates, payment of the registration tax
4 required by law, and compliance with other laws relating to
5 registration and licensing of motor vehicles and drivers. The
6 additional fee of \$10 is payable for each set of plates, is
7 payable only when the plates are issued, and is not payable in a
8 year in which tabs or stickers are issued instead of number
9 plates. An applicant must not be issued more than two sets of
10 plates for vehicles owned or jointly owned by the applicant.

11 The veteran shall have a certified copy of the veteran's
12 discharge papers, indicating character of discharge, at the time
13 of application.

14 Sec. 2. Minnesota Statutes 1988, section 168.125,
15 subdivision 1, is amended to read:

16 Subdivision 1. [ISSUANCE AND DESIGN.] The registrar shall
17 issue special license plates bearing the inscription "EX-POW" to
18 any applicant who is both a former prisoner of war and an owner
19 or joint owner of a motor vehicle upon the applicant's
20 compliance with all the laws of this state relating to the
21 registration and licensing of motor vehicles and drivers. The
22 special license plates shall be of a design and size to be
23 determined by the commissioner. Plates bearing the "EX-POW"
24 inscription may be issued for only one motor vehicle per
25 applicant.

26 Application for issuance of these plates shall be made at
27 the time of renewal or first application for registration. The
28 application shall include a certification by the commissioner of
29 veterans affairs that the applicant was a member of the military
30 forces of the United States who was captured, separated, and
31 incarcerated by an enemy of the United States during a period of
32 armed conflict.

33 The applicant shall pay, in addition to the registration
34 tax required by law, a fee for the special license plates issued
35 under this section, in an amount calculated by the commissioner
36 to cover the cost of the license plates. The additional fee is

1 payable only when the plates are issued and no additional fee is
2 payable in any year in which tabs or stickers are issued in lieu
3 of number plates. All fees from the sale of the special license
4 plates shall be paid into the state treasury and credited to the
5 highway user tax distribution fund.

6 Notwithstanding the provisions of section 168.12,
7 subdivision 1, the special license plates issued under this
8 section may be transferred to another motor vehicle owned or
9 jointly owned by the former prisoner of war upon the payment of
10 a fee of \$5. This fee shall be paid into the state treasury and
11 credited to the highway user tax distribution fund.

12 Upon the death of a former prisoner of war, the registrar
13 shall continue to issue, upon renewal, the special license
14 plates to a vehicle owned by the surviving spouse of the former
15 prisoner of war. Special license plates issued to a surviving
16 spouse may be transferred to another vehicle owned by the
17 surviving spouse as provided in this subdivision.

18 For purposes of this section, "motor vehicle" means a
19 passenger automobile, station wagon, pickup truck, motorcycle,
20 or recreational vehicle.

21 Sec. 3. Minnesota Statutes 1988, section 169.345,
22 subdivision 2, is amended to read:

23 Subd. 2. [DEFINITIONS.] For the purpose of this section,
24 "physically handicapped person" means a person who:

25 (1) because of disability cannot walk without significant
26 risk of falling;

27 (2) because of disability cannot walk 200 feet without
28 stopping to rest;

29 (3) because of disability cannot walk without the aid of
30 another person, a walker, a cane, crutches, braces, a prosthetic
31 device, or a wheelchair;

32 (4) is restricted by a respiratory disease to such an
33 extent that the person's forced (respiratory) expiratory volume
34 for one second, when measured by spirometry, is less than one
35 meter;

36 (5) has an arterial oxygen tension (PAO2) of less than 60

1 mm/hg on room air at rest;

2 (6) uses portable oxygen; or

3 (7) has a cardiac condition to the extent that the person's
4 functional limitations are classified in severity as class III
5 or class IV according to standards set by the American Heart
6 Association; or

7 (8) has a disability that would be aggravated by walking
8 200 feet under normal environmental conditions to an extent that
9 would be life threatening.

10 Sec. 4. Minnesota Statutes 1988, section 171.02,
11 subdivision 1, is amended to read:

12 Subdivision 1. No person, except those hereinafter
13 expressly exempted, shall drive any motor vehicle upon any
14 street or highway in this state unless such person has a license
15 valid under the provisions of this chapter for the type or class
16 of vehicle being driven. No person shall receive a driver's
17 license unless and until the person surrenders to the department
18 all valid driver's licenses in possession issued to the person
19 by any other jurisdiction. All surrendered licenses shall be
20 returned by the department to the issuing department together
21 with information that licensee is now licensed in new
22 jurisdiction. No person shall be permitted to have more than
23 one valid driver's license at any time. No person may receive a
24 driver's license, other than an instruction permit, unless the
25 person surrenders to the department any Minnesota identification
26 card issued to the person under section 171.07, subdivision 3.

27 Sec. 5. Minnesota Statutes 1988, section 171.02,
28 subdivision 3, is amended to read:

29 Subd. 3. [MOTORIZED BICYCLES.] No motorized bicycle shall
30 be operated on any public roadway by any person who does not
31 possess a valid driver's license, unless the person has obtained
32 a motorized bicycle operator's permit or motorized bicycle
33 instruction permit from the commissioner of public safety. The
34 operator's permit may be issued to any person who has attained
35 the age of 15 years and who has passed the examination
36 prescribed by the commissioner. The instruction permit may be

1 issued to any person who has attained the age of 15 years and
2 who has successfully completed an approved safety course and
3 passed the written portion of the examination prescribed by the
4 commissioner.

5 This course must consist of, but is not limited to, a basic
6 understanding of:

- 7 (1) motorized bicycles and their limitations;
- 8 (2) motorized bicycle laws and rules;
- 9 (3) safe operating practices and basic operating
10 techniques;
- 11 (4) helmets and protective clothing;
- 12 (5) motorized bicycle traffic strategies; and
- 13 (6) effects of alcohol and drugs on motorized bicycle
14 operators.

15 The commissioner may promulgate rules prescribing the
16 content of the safety course, examination, and the information
17 to be contained on the permits. A person operating a motorized
18 bicycle under a motorized bicycle permit is subject to the
19 restrictions imposed by section 169.974, subdivision 2, on
20 operation of a motorcycle under a two-wheel instruction permit.

21 The fees for motorized bicycle operator's permits are as
22 follows:

- | | |
|--|--------|
| 23 (a) Examination and operator's permit, | |
| 24 valid for one year | \$6 |
| 25 (b) Duplicate | \$3 |
| 26 (c) Renewal permit before age 19 <u>21</u> | |
| 27 and valid until age 19 <u>21</u> | \$9 |
| 28 (d) Renewal permit after age 19 <u>21</u> | |
| 29 and valid for four years | \$15 |
| 30 (e) Duplicate of any renewal permit | \$4.50 |
| 31 (f) Written examination and | |
| 32 instruction permit, valid for | |
| 33 30 days | \$6 |

34 Sec. 6. Minnesota Statutes 1988, section 171.06,
35 subdivision 2, is amended to read:

36 Subd. 2. [FEES.] (a) The fees for a license and Minnesota

1 identification card are as follows:

2 Classified Driver License C-\$15 B-\$22.50 A-\$30

3 Classified Provisional Under-21

4 D.L. E-\$9 B-\$15 A-\$10

5 C-\$15 B-\$22.50

6 Instruction Permit \$6

7 Duplicate Driver or Provisional

8 Under-21 License \$4.50

9 Minnesota identification card, except

10 as otherwise provided in section 171.07,

11 subdivisions 3 and 3a \$9

12 Sec. 7. Minnesota Statutes 1988, section 171.07,

13 subdivision 1, is amended to read:

14 Subdivision 1. [LICENSE; CONTENTS.] The department shall,
15 upon the payment of the required fee, issue to every applicant
16 qualifying therefor a license designating the type or class of
17 vehicles the applicant is authorized to drive as applied for,
18 which license shall bear thereon a distinguishing number
19 assigned to the licensee, the full name, date of birth,
20 residence address and permanent mailing address if different, a
21 description of the licensee in such manner as the commissioner
22 deems necessary, and a space upon which the licensee shall write
23 the usual signature and the date of birth of the licensee with
24 pen and ink. No license shall be valid until it has been so
25 signed by the licensee. Except in the case of an instruction
26 permit, every license shall bear thereon a colored photograph of
27 the licensee. Every license issued to an applicant under the
28 age of ~~19~~ 21 shall be of a distinguishing color and plainly
29 marked "~~provisional~~ Under-21." The department shall use such
30 process or processes in the issuance of licenses that prohibits
31 as near as possible, the ability to alter or reproduce the
32 licenses, or prohibit the ability to superimpose a photo on such
33 licenses without ready detection. A license issued to an
34 applicant of age 65 or over shall be plainly marked "senior" if
35 requested by the applicant.

36 Sec. 8. Minnesota Statutes 1988, section 171.07,

1 subdivision 3, is amended to read:

2 Subd. 3. Upon payment of the required fee the department
3 shall issue to every applicant therefor a Minnesota
4 identification card. The department may not issue a Minnesota
5 identification card to a person who has a driver's license,
6 other than an instruction permit. The card must bear a
7 distinguishing number assigned to the applicant, a colored
8 photograph, the full name, date of birth, residence address, a
9 description of the applicant in the manner as the commissioner
10 deems necessary, and a space upon which the applicant shall
11 write the usual signature and the date of birth of the applicant
12 with pen and ink.

13 Each Minnesota identification card must be plainly marked
14 "Minnesota identification card - not a driver's license." The
15 fee for a Minnesota identification card issued to a person who
16 is mentally retarded, as defined in section 252A.02, subdivision
17 2, is 50 cents.

18 Sec. 9. Minnesota Statutes 1988, section 171.171, is
19 amended to read:

20 171.171 [SUSPENSIONS; ILLEGAL PURCHASE OF ALCOHOLIC
21 BEVERAGES.]

22 The commissioner shall suspend for a period of ~~30~~ 90 days
23 the license of a person who:

24 (1) is under the age of 21 years who and is convicted
25 of purchasing or attempting to purchase an alcoholic beverage in
26 violation of section 340A.503 if the person used a drivers
27 license or, permit or Minnesota identification card to purchase
28 or attempt to purchase the alcoholic beverage; or

29 (2) is convicted under section 171.22, subdivision 1,
30 clause (2), or 340A.503, subdivision 2, clause (3), of lending
31 or knowingly permitting a person under the age of 21 years to
32 use the person's driver's license, permit or Minnesota
33 identification card to purchase or attempt to purchase an
34 alcoholic beverage.

35 Sec. 10. Minnesota Statutes 1988, section 171.22, is
36 amended to read:

1 171.22 [UNLAWFUL ACTS.]

2 Subdivision 1. [ACTS.] It shall be unlawful for any person:

3 (1) to display, or cause or permit to be displayed, or have
4 in possession, any canceled, revoked, suspended, fictitious, or
5 fraudulently altered driver's license or Minnesota
6 identification card;

7 (2) to lend the person's driver's license or Minnesota
8 identification card to any other person or knowingly permit the
9 use thereof by another;

10 (3) to display or represent as one's own any driver's
11 license or Minnesota identification card not issued to that
12 person;

13 (4) to fail or refuse to surrender to the department, upon
14 its lawful demand, any driver's license or Minnesota
15 identification card which has been suspended, revoked, or
16 canceled;

17 (5) to use a fictitious name or date of birth to any police
18 officer or in any application for a driver's license or
19 Minnesota identification card, or to knowingly make a false
20 statement, or to knowingly conceal a material fact, or otherwise
21 commit a fraud in any such application;

22 (6) to alter any driver's license ~~or to counterfeit or~~
23 ~~make any fictitious license~~ or Minnesota identification card;

24 (7) to take any part of the driver's license examination
25 for another or to permit another to take the examination for
26 that person; or

27 (8) to make a counterfeit driver's license or Minnesota
28 identification card; or

29 (9) to use the name and date of birth of another person to
30 any police officer for the purpose of falsely identifying
31 oneself to the police officer.

32 Subd. 2. [PENALTIES.] Any person who violates subdivision
33 1, clause (8) or (9), is guilty of a gross misdemeanor. Any
34 person who violates any other provision of subdivision 1 is
35 guilty of a misdemeanor.

36 Sec. 11. Minnesota Statutes 1988, section 171.27, is

1 amended to read:

2 171.27 [EXPIRATION OF LICENSES.]

3 The expiration date for each driver's license, other than
4 ~~provisional~~ under-21 licenses, is the birthday of the driver in
5 the fourth year following the date of issuance of the license.
6 The birthday of the driver shall be as indicated on the
7 application for a driver's license. A license may be renewed on
8 or before expiration or within one year after expiration upon
9 application, payment of the required fee, and passing the
10 examination required of all drivers for renewal. Driving
11 privileges shall be extended or renewed on or preceding the
12 expiration date of an existing driver's license unless the
13 commissioner believes that the licensee is no longer qualified
14 as a driver.

15 The expiration date for each ~~provisional~~ under-21 license
16 shall be the ~~19th~~ 21st birthday of the licensee. Upon the
17 ~~provisional~~ licensee attaining the age of ~~19~~ 21 and upon the
18 application, payment of the required fee, and passing the
19 examination required of all drivers for renewal, a driver's
20 license shall be issued ~~if-the-commissioner-deems-the-record-of~~
21 ~~the-provisional-licensee-to-be-satisfactory~~ unless the
22 commissioner determines that the licensee is no longer qualified
23 as a driver.

24 The expiration date for each provisional license issued
25 before August 1, 1989, is the 19th birthday of the licensee.
26 When a holder of a provisional license attains the age of 19,
27 requires a duplicate license, or wants to obtain an updated
28 under-21 license, and upon the payment of a \$5 application fee
29 and passing the examination required for renewal, an under-21
30 driver's license must be issued unless the commissioner believes
31 that the licensee is no longer qualified as a driver. The
32 expiration date of an under-21 license is the person's 21st
33 birthday.

34 Any valid Minnesota driver's license issued to a person
35 then or subsequently on active duty with the Armed Forces of the
36 United States, or the person's spouse, shall continue in full

1 force and effect without requirement for renewal until 90 days
2 after the date of the person's discharge from such service,
3 provided that a spouse's license must be renewed if the spouse
4 is residing within the state at the time the license expires or
5 within 90 days after the spouse returns to Minnesota and resides
6 within the state.

7 Sec. 12. Minnesota Statutes 1988, section 260.195,
8 subdivision 3, is amended to read:

9 Subd. 3. [DISPOSITIONS.] If the juvenile court finds that
10 a child is a petty offender, the court may require the child to:

- 11 (a) Pay a fine of up to \$100;
- 12 (b) Participate in a community service project;
- 13 (c) Participate in a drug awareness program; or
- 14 (d) Order the child to undergo a chemical dependency
15 evaluation and if warranted by this evaluation, order
16 participation by the child in an inpatient or outpatient
17 chemical dependency treatment program; or

- 18 (e) Perform any other activities or participate in any
19 other treatment programs deemed appropriate by the court.

20 In all cases where the juvenile court finds that a child
21 has purchased or attempted to purchase an alcoholic beverage in
22 violation of section 340A.503, if the child has a driver's
23 license or permit to drive, and if the child used a driver's
24 license or, permit or Minnesota identification card to purchase
25 or attempt to purchase the alcoholic beverage, the court shall
26 forward its finding in the case and the child's driver's license
27 or permit to the commissioner of public safety. Upon receipt,
28 the commissioner shall revoke suspend the child's license or
29 permit for a period of 30 90 days.

30 None of the dispositional alternatives described in clauses
31 (a) to (e) shall be imposed by the court in a manner which would
32 cause an undue hardship upon the child.

33 Sec. 13. Minnesota Statutes 1988, section 340A.503,
34 subdivision 2, is amended to read:

35 Subd. 2. [PURCHASING.] It is unlawful for any person:

- 36 (1) to sell, barter, furnish, or give alcoholic beverages

1 to a person under 21 years of age, except that a parent or
2 guardian of a person under the age of 21 years may give or
3 furnish alcoholic beverages to that person solely for
4 consumption in the household of the parent or guardian;

5 (2) under the age of 21 years to purchase or attempt to
6 purchase any alcoholic beverage; or

7 (3) to induce a person under the age of 21 years to
8 purchase or procure any alcoholic beverage, or to lend or
9 knowingly permit the use of the person's driver's license,
10 permit, Minnesota identification card, or other form of
11 identification by a person under the age of 21 years for the
12 purpose of purchasing or attempting to purchase an alcoholic
13 beverage.

14 Sec. 14. Minnesota Statutes 1988, section 340A.503,
15 subdivision 6, is amended to read:

16 Subd. 6. [PROOF OF AGE; DEFENSE.] (a) Proof of age for
17 purchasing or consuming alcoholic beverages may be established
18 only by a valid drivers license or Minnesota identification
19 card, or in the case of a foreign national by a valid passport.

20 (b) In a prosecution under subdivision 2, clause (1), it is
21 a defense for the defendant to prove by a preponderance of the
22 evidence that the defendant reasonably and in good faith relied
23 upon representations of proof of age authorized in paragraph (a)
24 in selling, bartering, furnishing, or giving the alcoholic
25 beverage.

26 Sec. 15. Minnesota Statutes 1988, section 340A.801, is
27 amended by adding a subdivision to read:

28 Subd. 3a. [DEFENSE.] The defense described in section
29 340A.503, subdivision 6, applies to actions under this section.

30 Sec. 16. [EFFECTIVE DATE.]

31 Sections 1 to 15 are effective August 1, 1989, except that
32 the designation of driver's licenses of persons under age 21 as
33 "Under-21" licenses is effective January 1, 1990.

CRYSTAL PARK AND RECREATION DEPARTMENT
MONTHLY REPORT
MAY 1989

PROGRAM ACTIVITIES: APRIL START

ACTIVITY NAME	REGISTRATION 1989 1988	LOCATION	AGE GROUP	DAY/TIME
TEEN PROGRAM	230 175	HOSTERMAN MIDDLE	GR 6 - 8	FRIDAY EVENING
MEN'S SOFTBALL LGE	47T 48T	CRYSTAL FIELDS	ADULTS	MON, TUES, THURS EVES
WOMEN'S SOFTBALL LGE	16T 18T	CRYSTAL FIELDS	ADULTS	WED EVENINGS
CO-REC SOFTBALL LGE	16T 17T	CRYSTAL FIELDS	ADULTS	MONDAY EVENINGS
WOMEN/SR GOLF LGE	45 42	SUNDANCE	ADULTS	THURSDAY MORNINGS
MEN GOLF LGE	47 48	SUNDANCE	ADULTS	TUESDAY EVENING

ONGOING PROGRAMS - MAY 1989

SENIORS	ADULTS
CENTER MEMBERSHIP: 590 (Apr. 1989 - 590/May 1988 - 579)	OVER 50 AND FIT - 9 (May Session)
CRIBBAGE: 32 (36)	ADULT OPEN BASKETBALL
WELCOME: 2	ADULT OPEN VOLLEYBALL
500 DAY: 64 (48)	
500 NITE: 32 (32)	
SCRAPBOOK: 4 (2)	
POKER FOR FUN: 21 (25)	
BRIDGE DAY: 64 (48)	
BRIDGE NITE: 32 (36)	
DUPLICATE BRIDGE: 32 (40)	
POOL: Not mtg/rm conflict (6)	
EXECUTIVE COMMITTEE: 9 (9)	
SPECIAL EVENTS:	
OTLB: 47 to Lavender Inn	
BRUNCH BUNCH: 45 - Police Dept. spoke on the DARE program	

Continued

YOUTH

GYMNASTICS

OTHER ACTIVITIES

TMH-EMH/ADAPTED**

COMMUNITY TRIPSTERS**

HOLLAND TULIP FESTIVAL: 36 Total/9 Crystal

CANTERBURY DOWNS: 126 Total/28 Crystal

GETAWAY**

OCTAGON HOUSE: 38 Total/9 Crystal

PICNIC PERMITS:

MAY: 7 (1988 - 7)

SOFTBALL PRACTICE PERMITS:

APRIL: 201 (1988: 335)

MAY: 224 (1988: 280)

**-CO-SPONSORED WITH OTHER AGENCIES

----- PROGRAMS COMPLETED -----

1. ADULT OPEN GYMS

1988-89 REGISTRATION VOLLEYBALL: 56 (1987-88: 54)

1988-89 REGISTRATION BASKETBALL: 30 (1987-88: 25)

OBJECTIVE: To provide the opportunity for open play for adults.

SUCCESSSES: Activity ran well, participants had fun.

PROBLEMS: Open Volleyball (Wednesday) got shifted between 3 locations due to school availability. Elementary schools aren't the best facilities for adult play.

RECOMMENDATIONS: Continue program format.

2. R.C. TEEN PROGRAM

1988-89 REGISTRATION: 1035 (5 EVENTS)

1989 REGISTRATION: 850 (4 EVENTS)

OBJECTIVE: To provide organized activities for Middle School students.

SUCCESSSES: Hosterman is a good location. Good staff. Kids group helps to plan events.

PROBLEMS: None encountered.

RECOMMENDATIONS: Keep present format. Activities will be added at the Community Center next year.

CRYSTAL PARK AND RECREATION ADVISORY COMMISSION

Minutes

May 3, 1989

The regular meeting of the Crystal Park and Recreation Advisory Commission was called to order at 7:03 p.m. by Chairperson Mark Hoffmann. Members present were: Mr. Theisen, Mr. Gentry, Mr. O'Reilly, Ms. Moucha, Ms. Spaulding, Ms. Saunders and Ms. Reid. Also present were: Mr. Smothers, Council liaison; Mr. Monk, City Engineer; and, Mr. Brandeen and Ms. Hackett from the department staff.

Gail Spaulding was introduced as the new commission member.

The minutes were approved as sent.

Ms. Hackett reviewed the monthly report, highlighting major activities.

Mr. Monk reviewed the status of the proposed holding pond at Yunkers Park. He reviewed the existing problem and possible solutions. The accepted solution was to develop a holding pond in the park. New Hope residents bordering the park were against the pond, so an alternate plan of adding pipe in New Hope and enlarging the catch basin was devised. However, the pond could still become a future alternative if the present plan does not work. The Commission thanked Mr. Monk for his information.

Ms. Reid reviewed the last Crystal Frolics meeting. The Publicity Committee met with Bob Moxness from the Post regarding the tabloid. A \$2,000 donation from Budweiser has been received. The Crystal Lions has made a \$9,000 donation. Raffle tickets will be in the homes in June. The next meeting is May 22.

Mr. Hoffmann reported on the Long-Range Planning Commission meeting. The 5-Year plans from Engineering and Park & Recreation were presented. The 1990 budget requests will be reviewed at the June meeting. Also in June, the Long Range Planning Commission will make the 1990 budget recommendations.

Mr. Brandeen reviewed the bids received for playground equipment at Lee, Crystal Highlands and Iron Horse. These bids were higher than anticipated which leaves a smaller amount of money for three remaining areas (Cavanagh, Bassett Creek and Kentucky) proposed to be constructed this fall. Mr. Brandeen felt that only two of these three areas would be able to be constructed with the remaining funds. After discussion, the following motion was made:

Moved by Ms. Reid and seconded by Ms. Moucha to recommend that the Bassett Creek and Cavanagh parks playground equipment be constructed this fall in addition to the three parks constructed this spring.

Motion carried-unanimous.

Mr. Brandeen reviewed the Bass Lake Road Flower Planting Contest. Ms. Reid will chair the Commission group with Ms. Spaulding, Ms. Saunders and Mr. Gentry assisting. Flowers can be picked up on June 3.

Mr. Brandeen showed the Commission the samples of the park identification signs to be placed at all parks.

Moved by Ms. Saunders and seconded by Mr. Theisen to recommend the acceptance of the proposed park identification signs.

Motion carried-unanimous.

Mr. Brandeen informed the Commission that the informational signs will be standardized at all the parks and that directional signs have been placed in the 1990 budget request.

The Commission discussed the proposed 1990 swimming pool rates. Mr. Brandeen recommended increasing these fees due to the need to increase staff salaries to attract part-time employees. The Commission also discussed a reduced swim rate for seniors.

Moved by Ms. Saunders and seconded by Mr. Theisen to recommend the following 1990 pool prices:

- Resident family - \$36
- Non-resident family - \$45
- Resident single - \$23
- Non-resident single - \$28
- 1/2 price off above for Seniors age 55+

Motion carried-unanimous.

Mr. Brandeen informed the Commission that the Little League organization has asked the city to build dugouts at the newly constructed fields. The cost estimate is \$12,800 for all dugouts. Discussion centered around having Little League do the labor and the city supplying the materials if funds are available.

Moved by Ms. Reid and seconded by Ms. Spaulding to recommend to wait until the construction bids are finalized and then decide how construction of dugouts will be handled.

Motion carried-unanimous.

Mr. Brandeen informed the Commission that the Council approved the Commission's recommendation on the Park Dedication Ordinance.

The Commission discussed the upcoming "Ruggedd Mann" special event. Ms. Saunders, Ms. Reid and Mr. Hoffmann offered to help.

The Commission discussed a park tour. It will be held Wednesday, May 31 at 6 p.m. at City Hall.

Commission members were reminded to register with Mr. Brandeen for the NRPA Teleconference May 20.

Ms. Moucha asked about kids' reaction to the new skateboard ordinance. Comments are directed to the Police Department. Mr. O'Reilly asked about a skateboard park. Mr. Brandeen replied that there is a liability problem with that facility.

Mr. Brandeen informed the Commission that the Crystal Lions have made a \$3,000 donation to include a Becker Park concert, Becker Park benches and Frolics softball tourney prize money.

Mr. Smothers questioned if water could be kept year round in the pond at North Lions. Mr. Brandeen will check with Len Zuehl.

Mr. Brandeen reported that the Becker tennis courts will be re-constructed.

The park clean-up will be finalized at the June meeting. One scout troop has volunteered to assist. Mr. Smothers will check with the troops sponsored by the Crystal Lions. Three areas will be worked on:

- North Lions - Janell Saunders (Coordinator)
- Bassett Creek - Mary Moucha (Coordinator)
- MAC - Red Sochacki (Coordinator)

The June 7 meeting is at Lions Valley Place Park.

The meeting was adjourned at 8:57 p.m.

Respectfully submitted,

Gene Hackett
Recorder

11 MAY 1989

MINUTES OF THE REGULAR MEETING OF
THE HOUSING AND REDEVELOPMENT AUTHORITY
OF THE CITY OF CRYSTAL, Minnesota

The regular meeting of the Crystal Housing and Redevelopment Authority (HRA) was called to order by the Chair at 7:46 p.m.

Those members present were: John T. Irving, Marty Gates, Peter Meintsma, Sharon Garber and John Moravec. No members were absent.

Staff members present were: John Olson, HRA staff; Julie Jones, Community Development Coordinator; and David Kennedy, City Attorney.

Special guests were: Adrian Rygg, Councilmember.

The Chair asked if there were any changes to the agenda. Staff noted that the audit information for items five and six were not available for discussion at this time. Commissioner Gates moved to approve the agenda with the elimination of items five and six.

Motion Carried.

The Chair asked for a motion on the April meeting minutes. Commissioner Moravec asked for the removal sentence three on page three. Commissioner Irving moved to approve the April regular HRA meeting minutes as corrected.

Motion Carried.

The next agenda item was consideration of the By-Laws as updated by the City Attorney. Commissioner Moravec moved adoption of the updated By-Laws.

Motion Carried.

The next item was consideration of the updated HRA Goals and Objectives. Several changes and modifications were suggested and discussed. Sharon Garber moved to adopt the mission statement, goals and objectives with the changes agreed to by consensus.

Motion Carried.

The fourth agenda item was a report by the City Attorney on allowable stipend payments. Mr. Kennedy reported that State Statutes allow only stipend payments for HRA Commissioners. Therefore, he noted that no change was necessary to the By-Laws.

The next agenda item was discussion with the HRA's options and procedures on the 4500 Adair Avenue North Project. Julie Jones reported on potential options for the project. The Commissioners favored holding onto the vacant lot with the intent hiring a contractor to build a new home on the site. The possibility of obtaining an allotment of MHFA First Time Home Buyer Loan funds was discussed. Sharon Garber moved to pursue the MHFA Single Family Loan Program.

Motion Carried.

Commissioner Gates moved to establish a tour of all HRA properties which might be suitable for this program.

Motion Carried.

The night Thursday, May 25 at 6:30 p.m. was selected for the date of the tour and established it as a special meeting of the HRA. Staff was directed to invite the Planning Commission, City Council and appropriate staff to attend the tour. Mr. Kennedy suggested that a memo be drafted to the City Council and Planning Commission members in regards to the HRA's plans on pursuing the MHFA Loan Program. Commissioner Moravec requested an update on the market values of the properties listed on the potential scattered site acquisition list before the tour.

The last agenda item was an update by Julie Jones regarding the Environmental Quality Commission's progress on studying the Housing Maintenance Code issue.

Under other business, Commissioner Gates inquired about the HRA applying for FEMA (Federal Emergency Management Association) Grant funds. She volunteered to investigate the HRA's opportunities with this program.

Commissioner Moravec inquired about the Grant Program update, asking for addresses and more data. Julie Jones said that she would have to clarify exactly how much data the HRA could receive due to the confidentiality surrounding the program. Other clarification was given on the grant program requirements and guidelines by Ms. Jones.

Ms. Jones then presented the HRA with information regarding recent changes in Brutger Companies, Incorporated, which had been forwarded to the HRA by Councilmember Adrian Rygg. Commissioner Gates thanked Mr. Rygg for forwarding this valuable real estate information to the HRA.

Commissioner Garber then moved to adjourn the meeting.

Motion Carried.

The meeting adjourned at 9:55 p.m.

Chair

Secretary

ENVIRONMENTAL QUALITY COMMISSION MEETING MINUTES

May 18, 1989

7:30 P.M.

Crystal City Hall

Since the Chair and Vice-chair were absent, the Secretary Designate, Julie Jones, called the meeting to order at 7:38 p.m. recognizing a quorum.

Those members present were: Diane Christopher, Mary Pat Hanauska, Gail Gove, Lerry Teslow, Ryan Schroeder, Beth Jarvis (arrived at 8:03 p.m., and Julie Jones (Staff Liaison). Those members absent were: Gerald Schultz, Philip Domek, Jerome Farrell, Phyllis Isaacson, and Pauline Langsdorf (Liaison).

The first agenda item was approval of the April 20, 1989 meeting minutes. The Secretary Designate asked if there were any changes necessary on the minutes before approval. Mary Pat Hanauska asked for the removal of the last sentence in the fourth paragraph. Diane Christopher moved to approve the minutes as changed. Mary Pat Hanauska seconded the motion.

Motion Carried.

The Secretary Designate asked to deviate from the agenda to discuss attendance. She explained that she had discussed two members absence for three meetings in a row with the Chair earlier in the day by phone and verified the proper procedures on excessive absenteeism with the City Clerk. It was discovered that the Commission needs to vote on whether these two members should be recommended for removal from the Commission as stated in the By-laws. The absenteeism issue was discussed. Lerry Teslow moved to request the Chair to contact Philip Domek, requesting his future attendance or resignation if he is unable to attend regularly. She also amended her motion to have the Chair set a policy to contact those members who have missed two meetings in a row and warn them that their attendance is needed regularly. Gail Gove seconded the motion, as amended.

Motion Carried.

Ryan Schoeder also suggested adding attendance tallies to each month's agenda. Mary Pat Hanauska suggested that adding a request for an applicant's commitment and stressing regular attendance on commission opening applications may also be helpful.

The Chair arrived at the meeting at 8:03 p.m. and led the meeting from that point.

The next agenda item was discussion of the Housing Maintenance Code issue. The first issue discussed was the Environmental Quality Commission's direction in making recommendations to the City Council. Each member was given the opportunity to express their opinions of what should be included in a revised Housing Maintenance Code for the City of Crystal. The Commission discussed and voted on the following questions:

1. What type of Housing Maintenance Code is best for Crystal?
 - a. "Truth and Housing"

b. Point of Sale Code Compliance

c. Licensing Rental Properties

Decision: Pursue Point of Sale Code Compliance for owner occupied properties and license rental properties under a three year licensing system.

2. Should single family rental properties be included?

Decision: Yes.

3. Should multi-unit buildings included?

Decision: Yes.

4. Should inspections on owner occupied homes be conducted at point of sale only?

Decision: Yes, with other circumstances to be considered later.

5. Should inspections on rental properties be once a year, at point of new renter or both?

Decision: Once a year.

6. Should the new code include radon gas testing?

Decision: No.

7. Should the new code include enforcement of the state well abandonment rules?

Decision: It was decided that more information was needed before a decision could be made.

8. Should the new code include enforcement of adding backflow preventers?

Decision: It was decided that more information was needed.

9. Should the new code address lead-based paint testing?

Decision: It was decided that the group should investigate testing costs and liability issues.

10. Should the City use City inspectors or private inspectors?

Decision: City inspectors or contracted inspectors.

11. Should there be a fee for inspections?

Decision: Yes, but the fee should only be high enough to cover the costs of the inspections.

12. Should the City devise a housing task force to assist in drafting the code?

Decision: No decision was made.

13. Is it possible to devise a housing code that rewards those who make improvements voluntarily?

Decision: Possibly through Home Improvement Loan Programs.

14. How can the City ensure that inspections are completed fairly and only address health and safety issues rather than cosmetic improvements?

Decision: By writing the code specifically addressing health and safety corrections only. However, it was decided that the group needed to more thoroughly discuss what exactly were "health and safety" corrections.

Since it was getting very late the Chair entertained a motion to adjourn. Mary Pat Hanauska moved to adjourn. Lerry Teslow seconded the motion.

Motion Carried.

The meeting adjourned 10:00 p.m.

MEMORANDUM

DATE: June 20, 1989
TO: Jerry Dulgar, City Manager
FROM: Julie Jones, Recycling Coordinator 49.
SUBJECT: Curbside Recycling Program Statistics

Participation in the first two weeks of Crystal's curbside recycling collection program has been very good with an average of 52.3% of residents participating in the program. A total of 86.53 tons of recyclables were collected during the first two weeks of collection. According to BFI's figures, 7,481 households are currently being serviced curbside.

The weight of recyclables collected per household has been very high the first two weeks. The first week the average collection weight per household was 24 pounds. It was 20 pounds the second week. This average is expected to be around 14 - 16 pounds per household once the program has been in operation for a few months.

There were only eight missed collections reported to City Hall each of the first two weeks of collection. There may have been more missed collections, however, since residents are asked to call BFI directly. If a resident is missed during the collections, and they did indeed have the recyclables out by 6:30 a.m., BFI will service them within 24 hours.

Our biggest problem has been getting containers delivered to those households which were missed in the original container deliveries. Approximately 50 households were missed and BFI has completed delivery to those households. Only two containers to date have been reported stolen.

Another problem has been aluminum can scavengers. The Police Department has been dealing with these cases as they arise. I suspect that this problem will disappear once the public is aware that removing recyclables from recycling bins at the curb is forbidden by City Ordinance.

kg

June 20, 1989

If you wish to speak at the City Council meeting

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