



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

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Marlene

COUNCIL AGENDA

March 27, 1990

Pursuant to due call and notice thereof, the Regular meeting of the Crystal City Council was held on March 27, 1990, 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 Carlson
P Moravec
P Irving
P Grimes
P Herbes
P Langsdorf
P Joselyn 7:01 p.m.

Staff

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

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 March 13, 1990.

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

to) the minutes of the Regular City Council meeting of March 13, 1990.

Motion Carried.

Councilmember Jaselyn arrived 7:01 p.m.
CONSENT AGENDA

1. Consideration of an application for a One-Day Off-Site Lawful Gambling license at Becker Park on July 29, 1990 (Crystal Frolics) from Knights of Columbus #3656, 4947 West Broadway.
2. Consideration of an application for exemption from lawful gambling license for Church of St. Raphael, 7301 Bass Lake Road, for its festival August 3, 4 and 5, 1990.
3. Consideration of a solicitor's permit from Greenpeace Action to canvass in Crystal from April 1, 1990 thru April 30, 1990.

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

Moved by Councilmember L and seconded by Councilmember I 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 sit as a Board of Adjustments and Appeals to consider a variance request of 10' to the rear yard setback of 40' to build a 12' x 24' garage addition onto the existing garage at 5600 - 34th Avenue North, as requested by Robert Towler. The Mayor asked those present to voice their opinions or to ask questions concerning this matter. Those present and heard were: **(5 votes needed for approval)**

The Mayor closed the Public Hearing.

Moved by Councilmember M and seconded by Councilmember G to (grant) (deny) (continue until _____ the discussion of) the authorization pursuant to Section 515.55 of the Crystal City Code to vary or modify the strict application of Section 515.13, Subdivision 4 a) to grant a variance of 10' in the required 40' rear yard setback for a 12' x 24' addition to the existing attached garage at 5600 - 34th Avenue North, as requested in application #90-5.

Motion Carried.

REGULAR AGENDA

1. The City Council considered the application for appointment to the Park & Recreation Advisory Commission from R. L. "Rollie" Smothers, 6315 - 55th Avenue North, for an unexpired term expiring December 31, 1990.

Moved by Councilmember M and seconded by Councilmember C to appoint R. L. "Rollie" Smothers to the Park & Recreation Advisory Commission for an unexpired term expiring December 31, 1990.

Motion Carried.

2. The City Council considered a resolution awarding bid for General Obligation Equipment Certificates of Indebtedness, Series 1990 A.

Jerry Shannon of Springsted, Inc.

Award to Miller, Johnson and Kuehn, Inc.

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

RESOLUTION NO. 90-13

A RESOLUTION AWARDING THE SALE OF \$760,000
GENERAL OBLIGATION EQUIPMENT CERTIFICATES
OF INDEBTEDNESS, SERIES 1990A;
FIXING THEIR FORM AND SPECIFICATIONS;
DIRECTING THEIR EXECUTION AND DELIVERY;
AND PROVIDING FOR THEIR PAYMENT

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

Motion carried, resolution declared adopted.

Mayor Herber recognized Elk's #44 Scout Troop #533 who were in attendance.

3. The City Council considered the final plat of Chalet Acres located at 3359 Vera Cruz Avenue North.

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

RESOLUTION NO. 90-14

A RESOLUTION APPROVING A PLAT

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

Motion carried, resolution declared adopted.

4. The City Council considered a preliminary and final plat for Johnson Industrial Park located at 5141 Lakeland Avenue North.

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

RESOLUTION NO. 90-15

A RESOLUTION APPROVING A PLAT

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

Motion carried, resolution declared adopted.

5. The City Council considered an excavation permit for 3335 Pennsylvania Avenue North to be issued to Kevitt Excavating.

Moved by Councilmember I and seconded by Councilmember G to
(approve) (deny) (continue until _____ the
discussion of) authorization for issuance of a grading permit to
Kevitt Excavating to ~~remove 25,000 cubic yards of material~~ ^{excavate remove material} at 3335
Pennsylvania Avenue North as recommended by the City Engineer, and
further to authorize the Mayor and City Manager to sign such
agreement.

Motion Carried.

6. The City Council considered a resolution for passage of final bond, \$6,000,000 City of Crystal, Minnesota Commercial Development Revenue Refunding Bonds (Crystal Gallery Mall Project) Series 1990.

Ms. Rasmussen of Miller Schroeder appeared and was heard.

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

RESOLUTION NO. 90-16

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CRYSTAL, MINNESOTA (THE "ISSUER") AUTHORIZING THE ISSUANCE, SALE AND DELIVERY OF THE ISSUER'S COMMERCIAL DEVELOPMENT REVENUE REFUNDING BONDS (CRYSTAL GALLERY MALL PROJECT) SERIES 1990 (THE "BONDS"), WHICH BONDS AND THE INTEREST AND ANY PREMIUM THEREON SHALL BE PAYABLE SOLELY FROM REVENUES PLEDGED THERETO; APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION AND DELIVERY OF A TRUST INDENTURE, A LOAN AGREEMENT, A REMARKETING AGREEMENT, AND A BOND PURCHASE AGREEMENT; APPROVING THE USE OF AN OFFICIAL STATEMENT; APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION AND DELIVERY OF THE BONDS; AND PROVIDING FOR THE SECURITY, RIGHTS AND REMEDIES OF THE OWNERS OF SAID BONDS

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

Motion carried, resolution declared adopted.

7. The City Council considered the Second Reading of an Ordinance Relating to Public Safety.

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

ORDINANCE NO. 90-9

AN ORDINANCE RELATING TO PUBLIC SAFETY:
FIRE PREVENTION: REPEALING CRYSTAL
CITY CODE, SECTION 905: AMENDING CRYSTAL
CITY CODE BY ADDING A SECTION

and further that this be the second and final reading.

Motion Carried.

8. The City Council considered a resolution honoring the volunteers in the City of Crystal.

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

RESOLUTION NO. 90-17

RESOLUTION HONORING THE VOLUNTEERS
IN THE CITY OF CRYSTAL

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

Motion carried, resolution declared adopted.

9. The City Council considered the First Reading of an Ordinance relating to lawful gambling trade area of the City.

L/G to continue to require all charitable gambling organizations licensed in the City of Crystal to expend 10% of their net profits within the City of Crystal.

Motion Carried.

Moved by Councilmember L and seconded by Councilmember M to adopt the following ordinance:

ORDINANCE NO. 90-

AN ORDINANCE RELATING TO LAWFUL
GAMBLING: AMENDING CRYSTAL CITY CODE,
SUBSECTION 1100.09, SUBDIVISION 8

and further, that the second and final reading be held on April 3, 1990.

Motion Carried.

10. The City Council considered the First Reading of an Ordinance relating to intoxicating liquor license bonds and insurance.

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

ORDINANCE NO. 90-

AN ORDINANCE RELATING TO INTOXICATING
LIQUOR LICENSES: BONDS AND INSURANCE:
AMENDING CRYSTAL CITY CODE,
SUBSECTION 1200.07, BY ADDING SUBDIVISION:
REPEALING CRYSTAL CITY CODE, SUBSECTION
1200.07, SUBDIVISIONS 3, 4 AND 5

and further, that the second and final reading be held on April 3, 1990.

Motion Carried.

11. The City Council considered the 1990-1991 Labor Agreement between the City of Crystal and Law Enforcement Labor Services Local #56.

Moved by Councilmember L and seconded by Councilmember I to ~~(approve)~~ (deny) (continue until _____ the discussion of) the 1990-1991 Labor Agreement between the City of Crystal and Law Enforcement Labor Services Local #56, to include: 1) ~~4% increase 1990; 2) 4% increase 1991; 3) Insurance -~~ employer will contribute up to a maximum of \$220 per month per employee in 1990 (Crystal's current average contribution) toward health and life insurance, up to \$15 of the maximum amount may be used for dental insurance. ~~In 1991 the above stated benefit will increase to the amount of the average City of Crystal contribution for family coverage, and further,~~ that the Mayor and City Manager be authorized to sign such agreement. *leave in* Motion Carried.

12. The City Council discussed an Amusement Center license fee and hours of operation. *Council directed staff to obtain a more specific recommendation relative to administrative costs ~~process license and~~ and research Amusement Center hours and ages of clientele of amusement centers in other cities.*

*Recess 8 p.m.
Reconvened 8:13 p.m.*

13. The City Council discussed the progress of the Crystal Community Center.

Kurt Dale of Anderson Dale Architects and two ^{unidentified} female senior citizens and a male senior citizen referred to as "Joe" appeared and were heard.

Make motion as follows per City Engineer:

M/C to authorize the addition of restrooms adjacent to the senior space by modification of the storage area and a multiple use women's restroom.

Motion carried

14. The City Council discussed the construction contract for the double flume water slide at the Crystal Municipal Pool.

C/E to proceed with the contract with the addition of plan certification in the amount of \$3,500 and soil testing in the amount of \$1,500.

Motion Carried

INFORMAL DISCUSSION AND ANNOUNCEMENTS

Mgr. - Update on 1990 yard waste disposal from H.R.G.

Mgr. - Reminder of No. Metro Mayors Board meeting - Reserve for C.M. During

Mayor commended City employees for work during March 11 rainstorm and asked City Engr. to pass along to ~~those~~ ^{all} who worked.

13. The City Council discussed the progress of the Crystal Community Center.

Hurt Dale of Anderson Dale Architects and two ^{unidentified} female senior citizens and a male senior citizen referred to as "Joe" appeared and were heard.

M/C to authorize 2 regular height water closets to be installed in the current storage area of the Senior Center with privacy stalls and door that does not lock, make the existing women's restroom a unisex handicapped bathroom with appropriate lock on doors and the men's restroom with a urinal and water closet with privacy walls if space permits.

OPEN FORUM

Motion carried

14. The City Council discussed the construction contract for the double flume water slide at the Crystal Municipal Pool.

C/G to proceed with the contract with the addition of plan certification in the amount of \$3,500 and soil testing in the amount of \$1,500.

Motion Carried

INFORMAL DISCUSSION AND ANNOUNCEMENTS

Mgr. - Update on 1990 yard waste disposal from H.R.G.

Mgr. - Reminder of No. Metro Mayors Board meeting - Reserve for C.M. During

Mayor commended City employees for work during March 11 rainstorm and asked City Engrs. to pass along to ~~those~~ ^{all} who worked.

Moved by Councilmember G and seconded by Councilmember I to approve the list of license applications.

Motion Carried.

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

Motion Carried.

Meeting adjourned at 9:40 p.m.

APPLICATIONS FOR LICENSE
March 20, 1990

PLUMBER'S LICENSE - \$30.25 - Renewals

Bill Fignar Plumbing, 2844 Johnson St. NE, Minneapolis, MN 55418
Quality Plumbing, 4322 Zane Ave. N., P.O. Box 22409, Crystal, MN 55422

SIGN LICENSE RENEWALS

Pier 1 Imports, 5590 West Broadway 45.00

AUCTIONEER - \$18.25 a day

Ronald Lund for Lund Auctioneer's, one-day auction at the City of Crystal
garage, April 21, 1990

TREE TRIMMER - \$55.00

Shadywood Tree Experts, 12825 South Cedar Lake Road, Minnetonka, MN
55343

Sent with preliminary agenda for 3-27-90 meeting:

Minutes of the 3-13-90 City Council meeting.
Planning Commission minutes of 3-12-90.
Application for 1-day off-site lawful gambling license for K of C on July 29, 1990 (Becker Park).
App. for Exemption from Lawful Gambling License for St. Raphael's Church on August 3, 4 and 5, 1990.
Solicitor's permit for Greenpeace Action.
Memo from Bldg. Inspector dated 3-21-90 re: Variance #90-5, 5600 - 34th Ave. N.
Application for P & R Advisory Comm. from Rollie Smothers.
Resolution re; sale of equipment certificates 1990A.
Newsbrief re: Moody's.
Memo from City Engr. dated 2-26-90 re: Chalet Acres Final Plat.
Memo from City Engr. dated 2-6-90 re: Johnson Equipment Site Preliminary and Final Plat.
Memo from City Engr. dated 3-20-90 re: Grading Permit for 3335 Pennsylvania Ave. No.
Letter from Holmes & Graven dated 3-23-90 re: City of Crystal Commercial Development Revenue Refunding Bonds (Crystal Gallery Mall Project) Series 1990; resolution authorizing issuance, sale & delivery of the issuer's commercial development revenue refunding bonds (Crystal Gallery Mall Project) Series 1990.
Ordinance relating to public safety; fire prevention.
Resolution honoring the volunteers in the City of Crystal.
Letter from Holmes & Graven dated 3-9-90 re: Cystic Fibrosis Gambling; ordinance relating to lawful gambling.
Letter from Holmes & Graven dated 3-9-90 re: Liquor License Bonds; ordinance relating to intoxicating liquor licenses: bonds and insurance.
Memo from Asst. Mgr. dated 3-20-90 re: Labor Agreement LELS Local #56 for 1990-1991; copy of agreement.
Memo from City Clerk dated 3-21-90 re: Amusement Center License Fee.
Memo from William Monk dated 6-29-90 re: Crystal Community Center.

Memo from Hennepin Recycling Group Brd. of Directors dated 3-26-90 re: 1990 yard waste disposal.

Memo from City Engr. dated 3-16-90 re: Storm of March 11, 1990.

Crystal Park & Recreation Advisory Comm. minutes of 2-7-90 (Grand Opening Sub Committee).

Crystal Park & Recreation Advisory Comm. minutes Mtg. minutes of the Joint Crystal Economic Development Authority/Economic Development Authority Advisory Commission of 2-13-90, and 1-9-90.

Minutes of the Environmental Quality Comm. of 2-15-90.

A Note From The Mayor from VFW paper.

Letter of thanks from Twin West Chamber of Commerce dated 3-14-90 for hosting the Community Coffee Break.

Action Needed Memo from the March 13, 1990 City Council Meeting.

Bulletin from AMM dated 3-21-90 re: nominations for Board of Directors - Annual Mtg.

Letter from MN House of Representatives dated 3-20-90.

Barlene

Memorandum

DATE: March 23, 1990
TO: Mayor and Council
FROM: Jerry Dulgar, City Manager
SUBJECT: Preliminary Agenda for the March 27, 1990 Council Meeting

Consent Agenda:

Items 1, 2 and 3. These are all applications that we have had in the past and approved and they have not been any problem. I'd recommend that they all be approved.

Regular Agenda:

Item 2. Consideration of a resolution awarding bid for General Obligation Equipment Certificates of Indebtedness, Series 1990 A. Bob Thistle, representing Springsted, our fiscal consultants, will be in attendance as will Miles to review the bids with the Council. I anticipate that we will get good bids and we will be recommending awarding of the bid.

Item 6. Consideration of a resolution for passage of final bond, \$6,000,000 City of Crystal, Minnesota Commercial Development Revenue Refunding Bonds (Crystal Gallery Mall Project) Series 1990. The owners of the mall are refinancing the mall in order to get a lower bond rate which will ultimately save them money on the project. It takes our involvement in the process but the City really has no obligation. In fact we'll be better off if the owner is able to refinance it, is more successful and has less chance of failure on the project. I'd recommend approval.

Item 8. Consideration of a resolution honoring the volunteers in the City of Crystal. The Governor has asked all cities to participate in a volunteer recognition program. The Park Department is carrying the ball for us on this and its going to tie in with the Community Center's grand opening. Information regarding this will be included in their newsletter which will go out to the residents soon.

Item 9. Consideration of the First Reading of an Ordinance relating to lawful gambling trade area of the City. This is in relation to the information that we have received from the Cystis Fibrosis Foundation relative to their gambling operation at Nicklows. I don't believe we would really have to do this if we don't want to and I'm not so sure we shouldn't just tell them to pay the 10 percent and proceed about our business. It's a policy decision that the Council will have to make.

Item 10. Consideration of the First Reading of an Ordinance relating to intoxicating liquor license bonds and insurance. If

as Dave indicates the City is protected by insurance as well as a bond for the same kind of things, and it makes it easier for our businesses to operate in the City, I have no concern about our accepting insurance rather than bonds.

Item 11. Consideration of 1990-1991 Labor Agreement between the City of Crystal and Law Enforcement Labor Services Local #56. This is our police supervisors or sergeants. It's a two-year agreement as Nancy points out in her memo. The settlements are typical of what's happening around the area and I would recommend that the Council approve the two-year agreement with our supervisors.

Item 12. Discussion of Amusement Center license fee and hours of operation. Darlene has enclosed a memo relative to this for your consideration. I would recommend that we just drop the amusement center license and go to a per machine license for this operation.

Item 13. Discussion of Community Center progress. I just wanted Council to be brought up-to-date on the progress of the Community Center relative to the proposed schedule, how we're doing budget wise on it, and to discuss the restroom issue that the seniors won't let die. Bill has been at school this week but he'll try to put together something before the meeting if possible. If not he'll be prepared to review it at the meeting. I guess the only thing that I would say about the restroom issue, it seems to me that we are curing a problem that probably doesn't even exist and at no small cost to the City. Although it could be more costly in the future to make changes, however, I seriously question if there would ever have to be changes made.

Have a nice weekend.

JD/js

COUNCIL AGENDA - SUMMARY

COUNCIL MEETING OF
MARCH 27, 1990

Call to order

Roll call

Pledge of Allegiance to the Flag

Consideration of a proclamation to urge the citizens of Crystal to recognize May 11 and May 12 as Poppy Days and to contribute generously to the support of this worthy fund-raising campaign.

Approval of the minutes of the regular meeting of March 13, 1990.

Consent Agenda

1. Consideration of an application for a One-Day Off-Site Lawful Gambling license at Becker Park on July 29, 1990 (Crystal Frolics) from Knights of Columbus #3656, 4947 West Broadway.
2. Consideration of an application for exemption from lawful gambling license for Church of St. Raphael, 7301 Bass Lake Road, for its festival August 3, 4 and 5, 1990.
3. Consideration of a solicitor's permit from Greenpeace Action to canvass in Crystal from April 1, 1990 thru April 30, 1990.

Public Hearings

1. Public hearing for March 27, 1990 to consider a variance request of 10' to the rear yard setback of 40' to build a 12' x 24' garage addition onto the existing garage at 5600 - 34th Avenue North, as requested by Robert Towler.

Regular Agenda Items

1. Consideration of the Application for Appointment to the Park & Recreation Advisory Commission from R. L. "Rollie" Smothers, 6315 - 55th Avenue North.
2. Consideration of a resolution awarding bid for General Obligation Equipment Certificates of Indebtedness, Series 1990 A.

3. Consideration of final plat for Chalet Acres located at 3359 Vera Cruz Avenue North.
4. Consideration of preliminary and final plat for Johnson Industrial Park located at 5141 Lakeland Avenue North.
5. Consideration of excavation permit for 3335 Pennsylvania Avenue North to be issued to Kevitt Excavating.
6. Consideration of a resolution for passage of final bond, \$6,000,000 City of Crystal, Minnesota Commercial Development Revenue Refunding Bonds (Crystal Gallery Mall Project) Series 1990.
7. Consideration of the Second Reading of an Ordinance Relating to Public Safety: Fire Prevention Repealing Crystal City Code, Section 905: Amending Crystal City Code by adding a section.
8. Consideration of a resolution honoring the volunteers in the City of Crystal.
9. Consideration of the First Reading of an Ordinance relating to lawful gambling trade area of the City.
10. Consideration of the First Reading of an Ordinance relating to intoxicating liquor license bonds and insurance.
11. Consideration of 1990-1991 Labor Agreement between the City of Crystal and Law Enforcement Labor Services Local #56.
12. Discussion of Amusement Center license fee and hours of operation.
13. Discussion of Community Center progress.

Open Forum

Informal Discussion and Announcements

Licenses

Adjournment

APPLICATIONS FOR LICENSE
March 20, 1990

PLUMBER'S LICENSE - \$30.25 - Renewals

Bill Fignar Plumbing, 2844 Johnson St. NE, Minneapolis, MN 55418
Quality Plumbing, 4322 Zane Ave. N., P.O. Box 22409, Crystal, MN 55422

SIGN LICENSE RENEWALS

Pier 1 Imports, 5590 West Broadway 45.00

AUCTIONEER - \$18.25 a day

Ronald Lund for Lund Auctioneer's, one-day auction at the City of Crystal
garage, April 21, 1990

TREE TRIMMER - \$55.00

Shadywood Tree Experts, 12825 South Cedar Lake Road, Minnetonka, MN
55343

March 13, 1990

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Pursuant to due call and notice thereof, the Regular meeting of the Crystal City Council was held on March 13, 1990 at 7:00 P.M., at 4141 Douglas Drive, Crystal, Minnesota.

The Secretary of the Council called the roll and the following were present: Carlson, Moravec, Grimes, Herbes, Langsdorf, Joselyn; absent was: Irving. 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; Kevin McGinty, Fire Chief/Marshal; Julie Jones, Redevelopment Coordinator.

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

The Mayor acknowledged contributions from Charles Knaeble Post 494 and its Ladies' Auxiliary to the Crystal DARE Program in respective amounts of \$3,000 and \$100.

The Mayor acknowledged a contribution from Knights of Columbus, Father William Blum Council, No. 3656, to the Crystal Fire Department for fire equipment in the amount of \$2,000.

The City Council considered the minutes of the Regular City Council meeting of February 20, 1990.

Moved by Councilmember Moravec and seconded by Councilmember Grimes to approve the minutes of the Regular City Council meeting of February 20, 1990.

Motion Carried.

The City Council considered the following Consent Agenda:

1. Consideration of holding City of Crystal's 18th Annual Rabies Vaccination Clinic on Saturday, May 19, 1990 at the Crystal City Garage, 6125 - 41st Avenue North.
2. Consideration of the following requests from the Crystal Firefighters' Relief Association and Crystal Fire Department relating to their open house on May 19, 1990 at the North Fire Station:
 - 1) temporary sign licenses, with waiver of fee, to be on display from May 12th to May 19th;
 - 2) conduct a raffle from 12 noon to 6 p.m.;
 - 3) to have a dance in the parking lot from 7 p.m. to 11 p.m. or midnight if crowd warrants it.
3. Set 7:00 P.M., or as soon thereafter as the matter may be heard, March 27, 1990 as the date and time for a public hearing at which time the City Council will sit as a Board of Adjustments and Appeals to consider a variance request of 10'

March 13, 1990

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to the rear yard setback to build an addition onto the existing garage at 5600 - 34th Avenue North, as requested by Robert Towler.

4. Set 7:00 P.M., or as soon thereafter as the matter may be heard, April 3, 1990 as the date and time for a public hearing at which time the City Council will consider Year XVI Urban Hennepin County Community Development Block Grant Program proposal.
5. Consideration of the resignation of Walter Sochacki from the Park & Recreation Advisory Commission effective February 14, 1990.
6. Consideration of taxi cab rates for Travel Express Taxi, 4109 - 42nd Avenue North, Robbinsdale, Minnesota. (\$1.25 - first 1/6th of a mile; \$.20 - each additional 1/6th of a mile; \$15.00 - per hour of waiting time including time lost in delays.)

Moved by Councilmember Grimes and seconded by Councilmember Carlson to approve the Consent Agenda.

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 sit as a Board of Adjustments and Appeals to consider a variance of 10' in the required 20' side street side yard setback for a 28' x 34' detached garage, at 3154 Louisiana Ave. N. The Mayor asked those present to voice their opinions or to ask questions concerning this matter. Present and heard was: Larry Clark, applicant.

The Mayor closed the Public Hearing.

Moved by Councilmember Carlson and seconded by Councilmember Moravec 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, Subdivision 3 a) 2) ii) to grant a variance of 10' in the required 20' side street side yard setback for a 28' x 34' detached garage, at 3154 Louisiana Ave. N. as requested in application #90-2.

Motion Carried.

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 will consider increases in license fees for vending machines. Gene Winsted, American Amusement Arcades, was present and heard.

March 13, 1990

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The Mayor closed the Public Hearing.

Moved by Councilmember Moravec and seconded by Councilmember Langsdorf to ratify the action of the City Council's adoption of Resolution No. 89-85 on November 21, 1989.

Motion Carried.

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

1. The City Council considered a sign variance request to allow another free standing sign at 5502 West Broadway, as requested by Lincoln Properties. Randy Johnson, Schad Tracy Signs, was heard.

Moved by Councilmember Moravec and seconded by Councilmember Grimes to approve a variance to Section 406.17, Subdivision 1 of the sign ordinance to install a 6' x 7' monument type sign at 5502 West Broadway, as requested by Lincoln Properties.

Motion Carried.

2. The City Council considered the Second Reading of an Ordinance Amending the Zoning Code Related to Changes in Variance Procedures. Paulette Magnuson, Chair of the Planning Commission, was heard.

Moved by Councilmember Moravec and seconded by Councilmember Grimes to adopt the following ordinance:

ORDINANCE NO. 90-5

AN ORDINANCE RELATING TO ZONING: BOARD
OF ADJUSTMENTS AND APPEALS: AMENDING
CRYSTAL CITY CODE, SUBSECTION
305.71 AND CRYSTAL CITY CODE
(APPENDIX I - ZONING) BY ADDING A
SUBSECTION; REPEALING CRYSTAL CITY
CODE, APPENDIX I - ZONING), SUBSECTIONS
515.53, SUBDIVISION 1, CLAUSE M) AND 515.55.

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

Motion Carried.

3. The City Council considered the First Reading of an Ordinance Relating to Public Safety: Fire Prevention Repealing Crystal City Code, Section 905: Amending Crystal City Code by adding a section.

Moved by Councilmember Langsdorf and seconded by Councilmember Joselyn to adopt the following ordinance:

March 13, 1990

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ORDINANCE NO. 90-

AN ORDINANCE RELATING TO PUBLIC SAFETY:
FIRE PREVENTION: REPEALING CRYSTAL
CITY CODE, SECTION 905: AMENDING CRYSTAL
CITY CODE BY ADDING A SECTION

and further, that the second and final reading be held on
March 27, 1990.

Motion Carried.

4. The City Council considered the approval of an amusement center license for Sharks at 100 Pool Hall, 5311 - 36th Avenue North (Anthony Shopping Center), and consideration of fees. Those present and heard were: Bill Nicklow; Gene Winsted, American Amusement Arcades. Discussion was held regarding closing hours.

Moved by Councilmember Carlson and seconded by Councilmember Moravec to adopt the first reading of the following ordinance:

ORDINANCE NO. 90-

AN ORDINANCE AMENDMENT
RELATING TO HOURS OF OPERATION

and further, that the second and final reading be held on
March 27, 1990.

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

Motion Carried.

Moved by Councilmember Grimes and seconded by Councilmember Carlson to approve an amusement center license for Sharks at 100 Pool Hall, 5311 - 36th Avenue North (Anthony Shopping Center) with a fee of \$2,500 to cover March thru December of 1990 until staff researches administrative costs and comes back to Council with a recommendation on fees for an amusement center license.

Motion Carried.

5. The City Council considered initiating a feasibility study process for reconstruction of 36th Avenue between Welcome and Louisiana Avenues. Present and heard were: Richard Revell, 5812 - 36th Avenue North; Ronald Hartzberg, 5616 - 36th Avenue North; Barry Kline, 5905 - 36th Avenue North; Greg Lundeen, 6125 - 36th Avenue North; Don Meunier, owner of rental property (double bungalow) on 36th Avenue; Janice Evans, 5918 - 36th Avenue North; Russ Blixt, 5816 - 36th Avenue North; Betty Lund, 6403 - 36th Avenue North.

March 13, 1990

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The Mayor announced that the Economic Development Authority meeting scheduled for 9 p.m. would be delayed until this item is completed.

The Mayor called a recess at 9:05 p.m. and the meeting was reconvened at 9:15 p.m.

Moved by Councilmember Joselyn and seconded by Councilmember Grimes to approve authorization to prepare a feasibility study detailing construction and cost aspects for reconstruction of 36th Avenue between Welcome and Louisiana Avenues.

Moved by Councilmember Moravec and seconded by Councilmember Grimes to amend the motion to include upgrade of Section I and a meeting with citizens for their input. By roll call and voting aye: Moravec, Grimes; voting no: Carlson, Langsdorf, Joselyn, Herbes; absent, not voting: Irving.

Motion Failed.

Voting on the main motion: by roll call and voting aye: Carlson, Grimes, Langsdorf, Joselyn, Herbes; voting no: Moravec; absent, not voting: Irving.

Motion Carried.

The City Council meeting was closed to conduct the meeting of the Economic Development Authority at 9:25 p.m. The City Council meeting reconvened at 10:17 p.m.

6. The City Council considered insurance and indemnity letter and Hold Harmless Agreement for Earth Day 1990 event at Brookdale Shopping Center on April 22, 1990.

Moved by Councilmember Langsdorf and seconded by Councilmember Joselyn to approve insurance and indemnity letter and Hold Harmless Agreement as presented by staff, and further to authorize Mayor and City Manager to sign such agreements.

Motion Carried.

7. The City Council considered the Second Reading of an Ordinance Requiring Refuse Haulers to Pick-up Yard Waste.

Moved by Councilmember Joselyn and seconded by Councilmember Moravec to adopt the following ordinance:

ORDINANCE NO. 90-6

AN ORDINANCE RELATING TO RECYCLING:
DISPOSAL OF YARD WASTE: AMENDING
CRYSTAL CITY CODE, SECTION 607
BY ADDING A SUBSECTION

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

Motion Carried.

8. The City Council considered the Second Reading of an Ordinance Relating to Traffic Regulation.

March 13, 1990

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Moved by Councilmember Langsdorf and seconded by Councilmember Moravec to adopt the following ordinance:

ORDINANCE NO. 90-7

AN ORDINANCE RELATING TO
TRAFFIC REGULATION: AMENDING
CRYSTAL CITY CODE, SUBSECTION 1305.03

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

9. The City Council considered the Second Reading of an Ordinance relating to the Crystal Community Center.

Moved by Councilmember Langsdorf and seconded by Councilmember Joselyn to adopt the following ordinance:

ORDINANCE NO. 90-8

AN ORDINANCE RELATING TO
THE CRYSTAL COMMUNITY CENTER:
AMENDING CRYSTAL CITY CODE,
SUBSECTION 815.13

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

10. The City Council considered a resolution in opposition to the use of Motor Vehicle Excise Tax (MVET) funds to balance the budget.

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

RESOLUTION NO. 90-11

RESOLUTION IN OPPOSITION TO THE USE OF MVET
FUNDS TO BALANCE BUDGET

By roll call and voting aye: Carlson, Moravec, Grimes,
Herbes, Langsdorf, Joselyn; absent, not voting: Irving.
Motion carried, resolution declared adopted.

11. The City Council considered changing the time or date of the regular City Council meeting of May 15, 1990.

Moved by Councilmember Moravec and seconded by Councilmember Grimes to begin the regular City Council meeting of May 15, 1990 at 8:00 p.m. due to the District 281 School Board Election.

Motion Carried.

March 13, 1990

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12. The City Council considered a resolution on consultant contract related to the space needs analysis.

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

RESOLUTION NO. 90-12

RESOLUTION AWARDED CONTRACT FOR
CITY HALL SPACE NEEDS ANALYSIS

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

Motion carried, resolution declared adopted.

13. The City Council discussed Tax Increment Financing legislation.
14. The City Council discussed Fiscal Disparities proposal to use fiscal disparities as a revenue source for Light Rail Transit.
15. The City Council discussed the District 281 Youth Partnership.

Moved by Councilmember Moravec and seconded by Councilmember Langsdorf 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.

Moved by Councilmember Langsdorf and seconded by Councilmember Joselyn to adjourn the meeting.

Motion Carried.

Meeting adjourned at 11:00 p.m.

Mayor

March 13, 1990

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ATTEST:

City Clerk

CRYSTAL PLANNING COMMISSION MINUTES

March 12, 1990

The meeting of the Crystal Planning Commission convened at 7:00 p.m. with the following present: Anderson, Barden, Christopher, Elsen, Guertin, Kamp, Lundeen, Magnuson, Nystrom and Smith; also present were Community Development Director Olson, Building Inspector Barber, and Recording Secretary Scofield.

Moved by Commissioner Elsen and seconded by Commissioner Nystrom to approve the minutes of the February 12, 1990, meeting.
Motion carried.

1. Chairperson Magnuson declared this was the time and the place as advertised for a public hearing to consider approval of the preliminary and final plat of Johnson Industrial Park which is unplatted property, located at 5141 Lakeland Ave. N., as submitted by Johnson Equipment Company. Chairperson Magnuson asked those present to voice their opinions or to ask questions concerning the proposed plat. No one appeared.

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

Moved by Commissioner Elsen and seconded by Commissioner Kamp to recommend to the City Council to approve the preliminary and final plat of Johnson Industrial Park which was unplatted property, located at 5141 Lakeland Ave. N., as submitted by Johnson Equipment Company.

The findings of fact are: All qualifications for this type of change have been submitted and are proper.
Motion carried

2. Chairperson Magnuson declared this was the time and the place as advertised for a public hearing to consider Application #90-3 as submitted by Daniel L. Pearson to rezone property from B-4 (Community Commercial) District to B-3 (Auto-Oriented Commercial) District and #90-4 for a conditional use permit to allow a used car sales lot in a B-3 District at 6048 Lakeland Ave. N. The proponents, Martin Raskin (Mr. Pearson's accountant) and Mr. Pearson, presented the following: property presently zoned B-4 and many permitted uses would create more traffic than the used car lot proposal, potential buyers would try out cars on Highway 81 rather than through neighborhood, not a large operation with 21 cars and will use Osseo operation for overflow, good track record with no complaints from neighbors in Osseo, would agree to no parking signs being

posted on service road and would like application looked at on own merits not Norling's application.

The following were heard: Robert Bartosch, 6101 Florida, was concerned lot not large enough, might park cars on service road, increased traffic and increased vandalism. Thought the possibility of a gun shop instead of the car lot would not cause as much traffic. Ron Long, 6131 Florida, concerned with uncontrolled traffic and more traffic with Brooklyn Park's new low cost housing might necessitate barricading streets.

Moved by Commissioner Nystrom and seconded by Commissioner Christopher to close the public hearing.

Motion carried.

Moved by Commissioner Christopher and seconded by Commissioner Barden to recommend to the City Council to deny Application #90-3, as submitted by Daniel L. Pearson, to rezone from B-4 (Community Commercial) District to B-3 (Auto-Oriented Commercial) District and #90-4 for a conditional use permit to allow a used car sales lot in a B-3 District at 6048 Lakeland Ave. N., legally described as Lot 2, Block 1, Engstrom Addition.

The findings of fact are: 1) lot size at 15,000 square feet is too restrictive and not sufficient for the proposed long-term use or other automotive uses, 2) proposed use would increase traffic congestion in an area with poor access, 3) poor track record in Crystal in terms of vehicle sales lots on sites of limited size, 4) close proximity of existing residential property and 5) no demonstrated need for such use.

Motion carried.

3. Consideration of Variance Application #90-5 for an addition to the existing attached garage which will encroach in the required 40' rear yard setback at 5600 - 34th Ave. N. as requested by Robert Towler.

Moved by Commissioner Smith and seconded by Commissioner Christopher that pursuant to Section 515.55 of the Crystal City Code to recommend to the City Council to vary or modify the strict application of Section 515.13, Subd. 4 a) granting a variance of 10' in the required 40' rear yard setback for a 12' x 24' addition to the existing attached garage at 5600 - 34th Ave. N., P.I.D. #21-118-21-21-0031, as requested in Application #90-5 of Robert Towler.

The findings of fact are: 1) it has been indicated that space is needed, 2) no objections raised by neighbors and 3) a corner lot hardship is shown.

Motion carried.

4. Chairperson Magnuson declared this was the time and the place for a continuation of a public hearing to consider an amendment to the City Code providing for a license process for rental dwellings. Commissioners were concerned as to electrical and plumbing inspections being done by qualified inspectors and questioned procedure under current ordinance to handle complaints and getting search warrants, new building inspection and fire inspection of apartments. Building Inspector stated he is trained to make inspections, inspections by complaint, 99 out of 100 problems can be resolved (many by telephone or letter), City licenses restaurants to serve food and would be licensing apartments that they are habitable.

Moved by Commissioner Barden and seconded by Commissioner Nystrom to reopen the public hearing.

Motion carried.

The following voiced their concerns and opposition:

John Paulson, 320 Edgewood Ave. N., Golden Valley
 Lee Bennett, 3117 Hampshire Ave. N.
 Ron Doty, 4201 -46th Ave. N., Robbinsdale

These concerns were as follows: already have annual fire inspections; building inspections for any work done; health inspections if have pool, sauna or whirlpool, boiler inspection and license; weed inspection and tree inspection; why have another inspection? Wish could do inspections for free but understand can't, but with high vacancy rate owners cannot afford. Recommend registration of apartment owners. Questioned handling method of asbestos and lead paint in proposed ordinance. Owners possibly will not fix up but just abandon houses. Questioned right of appeals cost. Other cities with licensing pay about one-third of the inspection fee.

The following voiced concerns of tenants: Kiki Sonnen, MN Tenants Union, 1513 Franklin Ave., Minneapolis, stated about 20 people last week were without heat (complaints throughout winter of owner of 220 units). Some fear retaliation of increased rent and forced to move. Complaints of water damaged ceilings, peeling paint, no lights in hall, etc.

Planning Commission wanted copy of current housing maintenance code, map giving the age of housing, someone from New Hope to speak on point-of-sale inspection of housing and registration and perhaps Sanitarian Tom Heenan could come back.

Moved by Commissioner Barden and seconded by Commissioner Nystrom to continue until the April 9 meeting the discussion of an amendment to City Code (Section X) for licensing rental dwellings.

Motion carried.

A recess of 5 minutes was taken and Commissioner Guertin left at this time.

5. Consideration of applications of Superamerica for conditional use permits to allow a motor fuel station in a B-3 (Auto-Oriented Commercial) District and to allow retail sales of food items exceeding 50% of the gross floor area of the principal use at 5359 West Broadway.

Moved by Commissioner Anderson and seconded by Commissioner Kamp to set a public hearing before the Planning Commission at 7:00 p.m., or as soon thereafter as the matter may be heard, Monday, April 9, 1990, to consider the request of Superamerica for conditional use permits to allow a motor fuel station in a B-3 (Auto-Oriented Commercial) District and to allow retail sales of food items exceeding 50% of the gross floor area of the principal use at 5359 West Broadway.

Motion carried.

6. Consideration regarding approval of final plat of Chalet Acres located at 3357-59 Vera Cruz Ave. N. as submitted by Chalet Ski & Patio.

Moved by Commissioner Christopher and seconded by Commissioner Nystrom to recommend to the City Council to grant approval of final plat of Chalet Acres which is a replat of Lot 1, Block 1, Breustedt Addition, and east 132' of north 1/2 of Lot 1, Block 6 except street, Rosedale Acres, property is located at 3357-59 Vera Cruz Ave. N.

Motion carried.

7. Consideration of Application #90-7 of Semper Holdings, Inc. for rezoning property from B-3 (Auto-Oriented Commercial) District to B-4 (Community Commercial) District at 6918 - 56th Ave. N.

Moved by Commissioner Kamp and seconded by Commissioner Christopher to set a public hearing before the Planning Commission at 7:00 p.m., or as soon thereafter as the matter may be heard, Monday, April 9, 1990, to consider the request of Semper Holdings, Inc. for rezoning property from B-3 (Auto-Oriented Commercial) District to B-4 (Community Commercial) District at 6918 - 56th Ave. N., described as Lot 2, Block 1, Crystal State Bank except road.

Motion carried.

8. Consideration of resolution regarding a Tax Increment Financing District in the area of 36th Avenue North and TH 100.

Moved by Commissioner Smith and seconded by Commissioner Elsen to recommend to the City Council to approve the Resolution Finding the Redevelopment Project Plan for Redevelopment Project No. 2 and the Tax Increment Financing Plan for Tax Increment Financing District No. 2-1 Consistent with the Plans for Development of the City of Crystal.

The following voted aye: Anderson, Barden, Christopher, Elsen, Lundeen, Magnuson and Smith. The following voted no: Kamp and Nystrom.

Motion carried 7-2.

9. Discussion items:

- A. Variance Procedures Second Reading will be March 13 at City Council Meeting. Commissioners Magnuson, Christopher and Anderson will attend and justify the change.
- B. Reminder of Appreciation Dinner March 15.
- C. City Council has changed its meeting from December 4 to December 10. Planning Commission changed its meeting from December 10 to December 3.

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

Motion carried.

The meeting adjourned at 10:45 p.m.

Chairperson Magnuson

Secretary Elsen

City of Crystal

f-13a

CG 230(8/89)

**Minnesota Lawful Gambling
Application for One-Day
Off-Site Lawful Gambling**

Send in this application at least 60 days before your gambling activity.

Organization	KNIGHTS OF COLUMBUS 3656	License number	A 00200
Address (street or post office box number)			
4947 West Broadway			
City	Crystal	State	MN
		Zip code	55429
		Phone number	612-537-1492

Off-Site Information

1	Name of location where off-site gambling will be held			
	BECKER PARK	Crystal	MN	55428
2	Address of off-site location			
	5500 West Broadway	Crystal	MN	55428
3	Date of one-day event			
	July 29, 1990			
4	Has your organization conducted off-site gambling this year? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/> If yes, what was date of event?			

5	Name of chief executive officer (please print)	Signature of chief executive officer	Date	Phone Number
	THOMAS N. TOPHEN	Thomas N. Tophen	3/2/90	535-4081

Local Government Acknowledgement

I have received a copy of this application. This application will be reviewed by the Gambling Control Board and will become effective 60 days from the date of receipt by the city or county, unless the local government passes a resolution to specifically forbid the activity. A copy of that resolution must be received by the Gambling Control Board within 60 days of the date filled in below.

City or County (to be filled in for all applicants)		Township	
City or county name		Township name	
City of Crystal			
Signature of person receiving application		Signature of person receiving application	
Darlene George			
Title	Date received	Title	Date received
City Clerk	3-12-90		

Attach a copy of the lease for the off-site location

Mail this application and a copy of the lease to:
Department of Gaming - Gambling Control Division
Mail Station 3315
St. Paul, MN 55146-3315

For board use only:

Approved ☐ Denied ☐

Director
Gambling Control Division

**Minnesota Lawful Gambling
Application for Exemption from
Lawful Gambling License**

For Office Use Only

Fill in the unshaded portions of this application for exemption and send it in at least 45 days before your gambling activity for processing.

Name and Address of Organization

Organization Church of St. Raphaels Crystal		current/previous license number		current/previous exempt number X-27016-93	
Street 7301 Bass Lake Road	City Crystal	State MN	Zip code 55428	County Hennepin	
Chief executive officer Msgr. Stanley J. Snee		Phone (612) 537-8401	Manager David M. Hoffmann	Phone (612) 537-1700	

Type of Non-profit Organization

Years in existence 37 Attach proof of three-years or more of existence. Number of active members 9600

☐ Fraternal ☒ Religious ☐ Veterans ☐ Other non-profit

If you checked box for other nonprofit, check one of the following and attach proof of nonprofit status

☐ IRS designation ☐ Incorporated with Secretary of State ☐ Affiliate of parent nonprofit organization (charter)

Gambling Site

Name of site where activity will take place
Church grounds and parking lot

Street 7301 Bass Lake Road	City Crystal	State MN	Zip code 55428	County Hennepin
-------------------------------	-----------------	-------------	-------------------	--------------------

Date(s) of activity
August 2, 4, and 5 1990

Types of Games

Game	Yes	No	Financial Report			
			Gross receipts	Expenses, including Cost of Prizes	Net profit	Market Value of Prizes
Bingo	<input checked="" type="checkbox"/>	<input type="checkbox"/>				
Raffles	<input type="checkbox"/>	<input type="checkbox"/>				
Paddlewheels	<input type="checkbox"/>	<input checked="" type="checkbox"/>				
Tipboards	<input type="checkbox"/>	<input checked="" type="checkbox"/>				
Pull-tabs	<input checked="" type="checkbox"/>	<input type="checkbox"/>				

How will profit be used:
Christian Education

Distributor from whom gambling equipment purchased

Distributor's license number

I declare all information submitted to the Department of Gaming is true, accurate, and complete

I declare all information submitted to the Department of Gaming is true, accurate, and complete

Chief executive officer's signature _____ Date _____

Chief executive officer's signature _____ Date _____

Local Government Acknowledgement

I have received a copy of this application. This application will be reviewed by the Department of Gaming and will become effective 30 days from the date of receipt by the city or county, unless the local government passes a resolution to specifically prohibit the activity. A copy of that resolution must be received by the Department of Gaming within 30 days of the date filled in below. Cities of the first class have 60 days in which to disallow the activity.

City or County		Township	
City or county name City of Crystal		Township name	
Signature of person receiving application		Signature of person receiving application	
Title	Date received 8-10-90	Title	Date received

White - Board
Pink - Organization
Yellow - Board returns to Organization to complete shaded areas
Gold - City or County

Mail this application and fee of \$25 (check made out to Commissioner of Revenue) to:

Department of Gaming - Gambling Control Division
Mail Station 3315
St. Paul, MN 55146-3315

**CITY OF CRYSTAL
POLICE DEPARTMENT
MEMORANDUM**

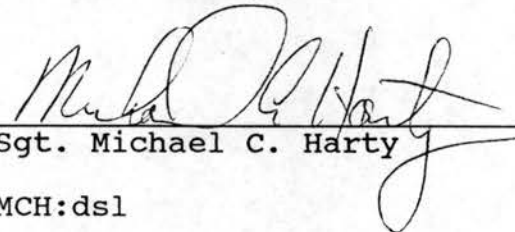
DATE: March 23, 1990
TO: Joan Schmidt
FROM: Sgt. Harty
SUBJECT: Permit Application
Greenpeace Action

Per the directions of the Chief of Police, I have made inquiries into Greenpeace Action concerning their permit application for soliciting in the City of Crystal.

I have contacted a number of agencies that deal with charities and they have no problems with Greenpeace. The Attorney General's Charity Division has advised me Greenpeace is registered to solicit in the State of Minnesota. Their Consumer Division states there have been no legal actions against this organization by the State of Minnesota.

I contacted the Better Business Bureau and they have had no reports on the Minnesota Division of Greenpeace and have found the Washington, D.C. organization to have reasonable standards. The Minnesota Charities Review Board said they have found nothing that should concern the police in this organization.

Based on the above, I see no problem with issuing a solicitation permit.


Sgt. Michael C. Harty

MCH:dsl

cc: Chief James F. Mossey

CITY OF CRYSTAL
4141 DOUGLAS DRIVE
CRYSTAL, MINNESOTA 55422

PERMIT # _____
DATE _____

RELIGIOUS AND CHARITABLE ORGANIZATIONS
PERMIT APPLICATIONS

ORGANIZATION'S NAME GREENPEACE ACTION
ORGANIZATION'S ADDRESS 2637 NICOLLET AV. S., MINNEAPOLIS, MN, 55408
APPLICANT'S NAME Bill Bussé PHONE NO. (612) 874-0320
APPLICANT'S ADDRESS 2386 STEWART AV, ST. PAUL, MN 55116
LOCAL ADDRESS SAME

NAMES AND ADDRESSES OF OFFICERS AND DIRECTORS OF THE ORGANIZATION:

OFFICERS: PETER BAHOUTH
CYNTHIA MOORE } 1436 U. STREET, N.W., SUITE 201A
IMELDA SALVADOR } WASHINGTON, D.C. 20009

DIRECTORS: DAVID CHATFIELD } FORT MASON CENTER, BUILDING E, SAN FRANCISCO, CA 94123
KAY TREACLE } 1436 U. ST. N.W., WASHINGTON, D.C. 20009
MICHAEL MANOLSON } 578 BLOOR ST. W, TORONTO, ONTARIO M6G 1K1

SOLICITATION IS TO BE CARRIED ON (Date) April 1 APRIL 30
(From) (To)

IS ANY COMMISSION, FEE, WAGE OR EMOLUMENT GOING TO BE EXPENDED IN CONNECTION
WITH SUCH SOLICITATION? Yes.

IF THE ANSWER IS YES, WHAT IS THE AMOUNT THEREOF? 30%

IF PERMIT IS ISSUED, YOUR ORGANIZATION, ASSOCIATION OR CORPORATION SHALL FURNISH
ALL OF ITS MEMBERS, AGENTS OR REPRESENTATIVES CONDUCTING SOLICITATION CREDENTIALS
IN WRITING STATING THE NAME OF THE ORGANIZATION, NAME OF AGENT AND PURPOSE OF
SOLICITATION.

ATTACH A LIST OF NAMES, ADDRESSES, AND PHONE NUMBERS OF SOLICITORS.

SIGN THE FOLLOWING STATEMENT:

I AFFIRM THAT THE ABOVE STATEMENTS ARE TRUE AND CORRECT.

APPROVED:

J. Schmidt
CITY CLERK Deputy Clerk

DATE 3/23/90

POLICE DEPT. _____

DATE _____

Bill Bussé
SIGNATURE OF APPLICANT

Bill Bussé
PRINT NAME OF APPLICANT

3/21/90
DATE

CITY OF CRYSTAL
4141 DOUGLAS DRIVE
CRYSTAL, MINNESOTA 55422

PERMIT # _____

In order to comply with State and Federal regulations, the City of Crystal is required to ask the information indicated below. This form will be filed separately from your application and will be used only for record keeping purposes.

AUTHORIZATION AND RELEASE

The undersigned, having filed an application with the City of Crystal for a _____ license, realizing that the City has need to investigate the background and history of the applicant in order to better evaluate his or her application for the above license, does hereby authorize and request every law enforcement official and every other person, firm, officer, corporation, association, organization or institution having control of any documents, records or other information pertaining to me to furnish the original or copies of any such documents, records and other information to the City or any of its representatives, and to permit said City or any of its representatives to inspect and make copies of any such documents, records and other information. I further authorize any such persons to answer any inquiries, questions or interrogatories concerning the undersigned which may be submitted to them by the City or its authorized representative. I fully understand that the information so obtained by the City may be used by it in its evaluation of my application.

I hereby release and exonerate any person who shall comply with the authorization and request made herein from any and all liability of every nature and kind growing out of and in any way pertaining to the furnishing or inspection of such documents, records and other information.

Dated this 21st day of March, 19 90.

PLEASE PRINT:

Bill Busse
Signature of Applicant

<u>William</u>	<u>M</u>	<u>Busse</u>
First	Middle	Last Name

2386 STEWART AVE
Address

ST. PAUL, MN, 55116
City, State, Zip Code

305 E. MONTANA #107
Previous Address

ST. PAUL, MN 55105
City, State, Zip Code

[REDACTED]
Date of Birth

GREENPEACE ACTION
Name of Organization Associated With

GREENPEACE ACTION

2637 Nicollett Avenue S

Minneapolis, MN 55408

(612) 874-0320

City of Crystal
4141 N. Douglas Dr.
Crystal, MN, 55422

Dear Darlene Goerge,

This is just a letter to let you know that Greenpeace Action plans to canvass in Crystal from April 1, 1990 thru April 30, 1990. Normal canvass times are between 5pm and 9pm Monday thru Friday and 1pm and 5pm on Saturdays.

Greenpeace Action is a non-profit environmental organization concerned with the preservation of species, the elimination of toxics in our environment and protecting the earth from nuclear devastation.

For more information please contact me at (612)874-0320.

Peace,

Bill Busse
Assistant Canvass Director

* Enclosed please find a list of canvassers and the completed application.

DATE: March 21, 1990
TO: Jerry Dulgar, City Manager
FROM: Bill Barber, Building Inspector *Bill*
SUBJECT: Variance #90-5
5600 34th Ave. N.
Robert Towler

The homeowner is requesting a variance to 515.13 Subd 4(a) which requires a 40' rear yard setback. The proposal is to add a 12'x24' garage addition to the rear of the existing house and garage. With 42' remaining now, the addition would leave 30' remaining.

I have visited the site and find that this garage addition would be adjacent to the neighbor's garage on the opposite corner.

The homeowner should be present to answer any questions that you might have.

UPDATE

Planning Commission recommended to the City Council to vary the strict application of Section 515.13 Subd 4(a) of the Zoning Ordinance. They did not find a problem with the 10' variance. Their findings were: 1) evidently space is needed, 2) shouldn't be a problem with neighbors, and 3) a corner lot hardship is shown.

BB/kk

Date: March 2-90

APPEAL FOR A VARIANCE TO THE ZONING ORDINANCE

Street Location of Property: 5600 - 34th Ave No
Legal Description of Property: _____

Property Identification Number: 21-118-21-21-0031

Applicant: Robert Towler
(Print Name)

5600 34th Ave No 531-0215
(Address) (Phone No.)

Owner: Robert Towler
(Print Name)

5600 34th Ave No 531-0215
(Address) (Phone No.)

REQUEST: Applicant requests a variance on the above-described property from Section 515.15
SUBD. 4(a) of the Zoning Ordinance, as amended, which requires 40' REAR YARD
SETBACK. REQUESTING A 10' VARIANCE TO THE REQ'D
40' VARIANCE

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

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

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

The Requirements will not allow me enough room
to add the additional room in which to house
my vehicle's.

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

This is a lot where there is not
enough free space
all the room is taken up by Bldg. + Set Backs

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

None whatsoever!

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

THIS PROPERTY IS:

TORRENS / ABSTRACT
(Circle one)

Robert I Towler
(Applicant's Signature)

Robert I Towler
(Owner's Signature)

(Office Use Only)

FEE: \$75.00 DATE RECEIVED: 3-2-90 RECEIPT # 49995

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

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

Application considered 2-6-90
Mary Krogetad appointed

Application considered 1-2-90
Thasin, Saunders & O'Reilly
reappointed.

Ward 4

CITY OF CRYSTAL

APPLICATION FOR APPOINTMENT TO THE

Park & Rec.

COMMISSION

Name R.L. 'Rollie' Smothers Address 6315-55th AVE. No 55428
Zip #

Phone (home) (612) 537-5064 (Office) Same

Resident of Crystal Since (year) 1937

Occupation Retired Employer _____

Education: (please indicate highest grade completed or highest degree and major course of study) 12th grade 2 YRS Busi. College

Civic and other activities: (please list past and present civic activities and organizational memberships, particularly those which may be relevant to the appointment you are seeking) 12 YR Member Perfect HHT. CRYSTAL LEAGUE

19 YRS WITH Little League & Babe Ruth Baseball, CRYSTAL CITY COUNCIL

6 YRS 4 year's Council Liason To Park & Rec.

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

Other Than the above INFORMATION & Having
Raised (5) SON'S IN CRYSTAL, all OF Them having used
The park'S For sports & other activities.

Date Submitted: 12/18, 19 89.

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

Extract of Minutes of Meeting
of the City Council of the City of
Crystal, Hennepin County, Minnesota

Pursuant to due call and notice thereof, a (regular) (special) meeting of the City Council of the City of Crystal, Minnesota, was duly held in the City Hall in said City on Tuesday, March 27, 1990, commencing at 7:00 o'clock P.M.

The following members were present:

and the following were absent:

* * *

The Mayor announced that the next order of business was consideration of the bids which had been received for the purchase of the City's \$760,000 General Obligation Equipment Certificates of Indebtedness, Series 1990A, as advertised for sale. The City Clerk presented affidavits showing publication of the notice of sale in the City's official newspaper and in Northwestern Financial Review, a financial paper published in Minneapolis, Minnesota, which affidavits were examined and found satisfactory and ordered placed on file.

The City Clerk presented a tabulation of the bids which had been received in the manner specified in the Official Terms of Offering of the Certificates. The bids were as follows:

After due consideration of the bids, Member _____ then introduced the following written resolution and moved its adoption the reading of which had been dispensed with by unanimous consent:

RESOLUTION NO. _____

A RESOLUTION AWARDED THE SALE OF \$760,000
GENERAL OBLIGATION EQUIPMENT CERTIFICATES
OF INDEBTEDNESS, SERIES 1990A;
FIXING THEIR FORM AND SPECIFICATIONS;
DIRECTING THEIR EXECUTION AND DELIVERY;
AND PROVIDING FOR THEIR PAYMENT

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

Section 1. Sale of Certificates.

1.01. The bid of _____ (Purchaser) to purchase \$760,000 General Obligation Equipment Certificates of Indebtedness, Series 1990A (Certificates) of the City described in the Official Notice of Sale Terms of Offering thereof is determined to be the highest and best bid received pursuant to duly advertised notice of sale and is accepted, the bid being to purchase the Certificates at a price of \$ _____ plus accrued interest to date of delivery, for Certificates bearing interest as follows:

<u>Year of Maturity</u>	<u>Interest Rate</u>	<u>Year of Maturity</u>	<u>Interest Rate</u>
-------------------------	----------------------	-------------------------	----------------------

Net effective interest rate: _____

1.02. The sum of \$ _____ being the amount bid by the Purchaser in excess of \$754,300 is credited to the Debt Service Fund hereinafter created. The City Treasurer is directed to retain the good faith check of the Purchaser, pending completion of the sale of the Certificates, and to return the good faith checks of the unsuccessful bidders forthwith. The Mayor and City Manager are authorized and directed to execute a contract with the Purchaser on behalf of the City.

1.03. The City will forthwith issue and sell the Certificates in the total principal amount of \$760,000, originally dated April 1, 1990, in the denomination of \$5,000 each or any integral multiple thereof, numbered No. R-1, upward, bearing interest as above set forth, and which mature serially on February 1 without option of prior payment in the years and amounts as follows:

<u>Year</u>	<u>Amount</u>
1992	\$ 140,000
1993	140,000
1994	210,000
1995	220,000

Section 2. Registration and Payment.

2.01. Registered Form. The Certificates shall be issued only in fully registered form. The interest thereon and, upon surrender of each Certificate, the principal amount thereof, is payable by check or draft issued by the Registrar described herein.

2.02. Dates; Interest Payment Dates. Each Certificate will be dated as of the last interest payment date preceding the date of authentication to which interest on the Certificate has been paid or made available for payment, unless (i) the date of authentication is an interest payment date to which interest has been paid or made available for payment, in which case such Certificate shall be dated as of the date of authentication, or (ii) the date of authentication is prior to the first interest payment date, in which case such Certificate will be dated as of the date of original issue. The interest on the Certificates is payable on August 1 and February 1 of each year, commencing February 1, 1991, to the owner of record thereof as of the close of business on the fifteenth day of the immediately preceding month, whether or not such day is a business day.

2.03. Registration. The City will appoint, and shall maintain, a bond registrar, transfer agent, authenticating agent and paying agent (Registrar). The effect of registration and the rights and duties of the City and the Registrar with respect thereto are as follows:

(a) Register. The Registrar must keep at its principal corporate trust office a bond register in which the Registrar provides for the registration of ownership of Certificates and the registration of transfers and exchanges of Certificates entitled to be registered, transferred or exchanged.

(b) Transfer of Certificates. Upon surrender for transfer of a Certificate duly endorsed by the registered owner thereof or accompanied by a written instrument of transfer, in form satisfactory to the Registrar, duly executed by the registered owner thereof or by an attorney duly authorized by the registered owner in writing, the Registrar will authenticate and deliver, in the name of the designated transferee or transferees, one or more new Certificates of a like aggregate principal amount and maturity, as requested by the transferor. The Registrar may, however, close the books for registration of any transfer after the fifteenth day of the month preceding each interest payment date and until such interest payment date.

(c) Exchange of Certificates. When Certificates are surrendered by the registered owner for exchange the Registrar will authenticate and deliver one or more new Certificates of a like aggregate principal amount and maturity, as requested by the registered owner or the owner's attorney in writing.

(d) Cancellation. Certificates surrendered upon any transfer or exchange will be promptly cancelled by the Registrar and thereafter disposed of as directed by the City.

(e) Improper or Unauthorized Transfer. When a Certificate is presented to the Registrar for transfer, the Registrar may refuse to transfer the Certificate until the Registrar is satisfied that the endorsement on the Certificate or separate instrument of transfer is valid and genuine and that the requested transfer is legally authorized. The Registrar will incur no liability for the refusal, in good faith, to make transfers which it, in its judgment, deems improper or unauthorized.

(f) Persons Deemed Owners. The City and the Registrar may treat the person in whose name a Certificate is registered in the bond register as the absolute owner of the Certificate, whether the Certificate is overdue or not, for the purpose of receiving payment of, or on account of, the principal of and interest on the Certificate and for all other purposes, and payments so made to a registered owner or upon the owner's order will be valid and effectual to satisfy and discharge the liability upon such Certificate to the extent of the sum or sums so paid.

(g) Taxes, Fees and Charges. For a transfer or exchange of Certificates, the Registrar may impose a charge upon the owner thereof sufficient to reimburse the Registrar for any tax, fee or other governmental charge required to be paid with respect to the transfer or exchange.

(h) Mutilated, Lost, Stolen or Destroyed Certificates. If a Certificate becomes mutilated or is destroyed, stolen or lost, the Registrar will deliver a new Certificate of like amount, number, maturity date and tenor in exchange and substitution for and upon cancellation of the mutilated Certificate or in lieu of and in substitution for any Certificate destroyed, stolen or lost, upon the payment of the reasonable expenses and charges of the Registrar in connection therewith; and, in the case of a Certificate destroyed, stolen or lost, upon filing with the Registrar of evidence satisfactory to it that the Certificate was destroyed, stolen or lost, and of the ownership thereof, and upon furnishing to the Registrar of an appropriate bond or indemnity in form, substance and amount satisfactory to it and as provided by law, in which both the City and the Registrar must be named as obligees. Certificates so surrendered to the Registrar will be cancelled by the Registrar and evidence of such cancellation must be given to the City. If the mutilated, destroyed, stolen or lost Certificate has already matured or been called for redemption in accordance with its terms it is not necessary to issue a new Certificate prior to payment.

2.04. Appointment of Initial Registrar. The City appoints _____, _____, Minnesota, as the initial Registrar. The Mayor and the City Manager are authorized to execute and deliver, on behalf of the City, a contract with the Registrar. Upon merger or consolidation of the Registrar with another corporation, if the resulting corporation is a bank or trust company authorized by law to conduct such business, such corporation is authorized to act as successor Registrar. The City agrees to pay the reasonable and customary charges of the Registrar for the services performed. The City reserves the right to remove the Registrar upon 30 days' notice and upon the appointment of a successor Registrar, in

which event the predecessor Registrar must deliver all cash and Certificates in its possession to the successor Registrar and must deliver the bond register to the successor Registrar. On or before each principal or interest due date, without further order of this Council, the Treasurer must transmit to the Registrar moneys sufficient for the payment of all principal and interest then due.

2.05. Execution, Authentication and Delivery. The Certificates will be prepared under the direction of the Clerk and executed on behalf of the City by the signatures of the Mayor and the Manager, provided that all signatures may be printed, engraved or lithographed facsimiles of the originals. In case any officer whose signature or a facsimile of whose signature appears on the Certificates ceases to be such officer before the delivery of any Certificate, such signature or facsimile will nevertheless be valid and sufficient for all purposes, the same as if the officer had remained in office until delivery. Notwithstanding such execution, a Certificate will not be valid or obligatory for any purpose or entitled to any security or benefit under this Resolution unless and until a certificate of authentication on the Certificate has been duly executed by the manual signature of an authorized representative of the Registrar. Certificates of authentication on different Certificates need not be signed by the same representative. The executed certificate of authentication on each Certificate is conclusive evidence that it has been authenticated and delivered under this Resolution. When the Certificates have been so prepared, executed and authenticated, the Treasurer shall deliver the same to the Purchaser upon payment of the purchase price in accordance with the contract of sale heretofore made and executed, and the Purchaser is not obligated to see to the application of the purchase price.

2.06. Temporary Certificates. The City may elect to deliver in lieu of printed definitive Certificates one or more typewritten temporary Certificates in substantially the form set forth in Section 3 with such changes as may be necessary to reflect more than one maturity in a single temporary bond. Upon the execution and delivery of definitive Certificates the temporary Certificates will be exchanged therefor and cancelled.

Section 3. Form of Certificate.

3.01. The Certificates will be printed in substantially the following form:

Face of the Certificate

UNITED STATES OF AMERICA
STATE OF MINNESOTA
COUNTY OF HENNEPIN
CITY OF CRYSTAL

GENERAL OBLIGATION EQUIPMENT CERTIFICATE OF INDEBTEDNESS, SERIES 1990A

Rate	Maturity	Date of Original Issue	CUSIP
		April 1, 1990	

No.

\$ _____

The City of Crystal, Minnesota, a duly organized and existing municipal corporation in Hennepin County, Minnesota (City), acknowledges itself to be indebted and for value received hereby promises to pay to

or registered assigns, the principal sum of \$ _____ on the maturity date specified above without option of prior payment, with interest thereon from the date hereof at the annual rate specified above, payable August 1 and February 1 in each year, commencing February 1, 1991, to the person in whose name this Certificate is registered at the close of business on the fifteenth day (whether or not a business day) of the immediately preceding month. The interest hereon and, upon presentation and surrender hereof, the principal hereof are payable in lawful money of the United States of America by check or draft by _____, Minnesota, as Certificate Registrar, Paying Agent, Transfer Agent and Authenticating Agent, or its designated successor under the Resolution described herein. For the prompt and full payment of such principal and interest as the same respectively become due, the full faith and credit and taxing powers of the City have been and are hereby irrevocably pledged.

The City Council has designated the Certificates as "qualified tax exempt obligations" within the meaning of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended (the Code) relating to disallowance of interest expense for financial institutions and within the \$10 million limit allowed by the Code for the calendar year of issue.

Additional provisions of this Certificate are contained on the reverse hereof and such provisions shall for all purposes have the same effect as though fully set forth in this place.

This Certificate is not valid or become obligatory for any purpose or be entitled to any security or benefit under the Resolution until the Certificate of Authentication hereon has been executed by the Certificate Registrar by manual signature of one of its authorized representatives.

IN WITNESS WHEREOF, the City of Crystal, Hennepin County, Minnesota, by its City Council, has caused this Certificate to be executed on its behalf by the facsimile signatures of the Mayor and City Manager and has caused this Certificate to be dated as of the date set forth below.

Dated: _____

CITY OF CRYSTAL, MINNESOTA

(facsimile)

(facsimile)

City Manager

Mayor

CERTIFICATE OF AUTHENTICATION

This is one of the Certificates delivered pursuant to the Resolution mentioned within.

By _____

Authorized Representative

Reverse of the Certificate

This Certificate is one of an issue in the aggregate principal amount of \$760,000 all of like original issue date and tenor, except as to number, maturity date, and interest rate, all issued pursuant to a resolution adopted by the City Council on March 27, 1990 (the Resolution), for the purpose of providing money to defray expenses incurred or to be incurred in purchasing various items of capital equipment, pursuant to and in full conformity with the Constitution and laws of the State of Minnesota, and the City's home rule charter, including Minnesota Statutes, Sections 410.32 and 412.301, pursuant to authority granted by the voters of the City at a regularly called and duly held election, and the principal hereof and interest hereon are payable primarily from ad valorem taxes, as set forth in the Resolution to which reference is made for a full statement of rights and powers thereby conferred. The full faith and credit of the City are irrevocably pledged for payment of this Certificate and the City Council has obligated itself to levy additional ad valorem taxes on all taxable property in the City in the event of any deficiency, which taxes may be levied without limitation as to rate or amount. The Certificates of this series are issued only as fully registered Certificates in denominations of \$5,000 or any integral multiple thereof of single maturities.

As provided in the Resolution and subject to certain limitations set forth therein, this Certificate is transferable upon the books of the City at the principal office of the Certificate Registrar, by the registered owner hereof in person or by the owner's attorney duly authorized in writing upon surrender hereof together with a written instrument of transfer satisfactory to the Certificate Registrar, duly executed by the registered owner or the owner's attorney; and may also be surrendered in exchange for Certificates of other authorized denominations. Upon such transfer or exchange the City will cause a new Certificate or Certificates to be issued in the name of the transferee or registered owner, of the same aggregate principal amount, bearing interest at the same rate and maturing on the same date, subject to reimbursement for any tax, fee or governmental charge required to be paid with respect to such transfer or exchange.

The City and the Certificate Registrar may deem and treat the person in whose name this Certificate is registered as the absolute owner hereof, whether this Certificate is overdue or not, for the purpose of receiving payment and for all other purposes, and neither the City nor the Certificate Registrar shall be affected by any notice to the contrary.

IT IS HEREBY CERTIFIED, RECITED, COVENANTED AND AGREED that all acts, conditions and things required by the Constitution and laws of the State of Minnesota and the City's home rule charter to be done, to exist, to happen and to be performed preliminary to and in the issuance of this Certificate in order to make it a

valid and binding general obligation of the City in accordance with its terms, have been done, do exist, have happened and have been performed as so required, and that the issuance of this Certificate does not cause the indebtedness of the City to exceed any constitutional, statutory or charter limitation of indebtedness.

(Form of certificate to be printed on the reverse side of each Certificate, following a full copy of the legal opinion.)

I certify that the above is a full, true and correct copy of the legal opinion rendered by bond counsel on the issue of Certificates of the City of Crystal, Minnesota, which includes the within Certificate, dated as of the date of delivery of and payment for the Certificates.

(Facsimile/Signature)

City Clerk

The following abbreviations, when used in the inscription on the face of this Certificate, shall be construed as though they were written out in full according to applicable laws or regulations:

TEN COM -- as tenants
in common

UNIF GIFT MIN ACT _____ Custodian _____
(Cust) (Minor)

TEN ENT -- as tenants
by entireties

under Uniform Gifts or Transfers to Minors

JT TEN -- as joint tenants with
right of survivorship and
not as tenants in common

Act
(State)

Additional abbreviations may also be used though not in the above list.

ASSIGNMENT

For value received, the undersigned hereby sells, assigns and transfers unto _____ the within Certificate and all rights thereunder, and does hereby irrevocably constitute and appoint _____ attorney to transfer the said Certificate on the books kept for registration of the within Certificate, with full power of substitution in the premises.

Dated: _____

Notice: The assignor's signature to this assignment must correspond with the name as it appears upon the face of the within Certificate in every particular, without alteration or any change whatever.

Signature Guaranteed:

Signature(s) must be guaranteed by a national bank or trust company or by a brokerage firm having a membership in one of the major stock exchanges.

The Certificate Registrar will not effect transfer of this Certificate unless the information concerning the assignee requested below is provided.

Name and Address:

(Include information for all joint owners if
this Certificate is held by joint account.)

Please insert social security or
other identifying number of assignee

3.02. The City Clerk is authorized and directed to obtain a copy of the proposed approving legal opinion of Holmes & Graven, Chartered, Minneapolis, Minnesota, which shall be complete except as to dating thereof and to cause the opinion to be printed on each Certificate, together with a certificate to be signed by the facsimile signature of the Clerk in substantially the form set forth in the form of Certificate. The Clerk is authorized and directed to execute such certificate in the name of the City upon receipt of such opinion and to file the opinion in the City offices.

Section 4. Payment: Security: Pledges and Covenants.

4.01. The Certificates are payable from the General Obligation Equipment Certificates of Indebtedness, Series 1990A Debt Service Fund (Debt Service Fund) hereby created, and the proceeds of the ad valorem taxes hereinafter levied are pledged to the Debt Service Fund. If any payment of principal or interest on the Certificates shall become due when there is not sufficient money in the Debt Service Fund to pay the same, the Treasurer shall pay such principal or interest from the general fund of the City, and the general fund may be reimbursed for such advances out of the proceeds of the taxes levied by this resolution, when collected. There is hereby appropriated to the Debt Service Fund all capitalized interest financed from Certificate proceeds, if any, any amount over the minimum purchase price of the Certificates paid by the Purchaser and all accrued interest paid by the Purchaser upon closing and delivery of the Certificates.

4.02. For the purpose of paying the principal of and interest on the Certificates, there is levied a direct annual irrepealable ad valorem tax upon all of the taxable property in the City, which shall be spread upon the tax rolls and collected with and as part of other general taxes of the City. Such tax shall be credited to the Debt Service Fund above provided and shall be in the years and amounts as follows (year stated being year of levy for collection the following year):

YEAR

LEVY

YEAR

LEVY

(See Attachment A)

4.03. It is determined that the estimated collection of the foregoing taxes will produce at least five percent in excess of the amount needed to meet when due, the principal and interest payments on the Certificates. The tax levy herein provided is irrepealable until all of the Certificates are paid, provided that the City Clerk may annually, at the time the City makes its tax levies, certify to the County Auditor Director of Property Taxation the amount available in the Debt Service Fund to pay principal and interest due during the ensuing year, and the County Auditor Director of Property Taxation will thereupon reduce the levy collectible during such year by the amount so certified.

4.04. The City Clerk is authorized and directed to file a certified copy of this resolution with the Director of Property Taxation of Hennepin County, and to obtain the certificate required by Minnesota Statutes, Section 475.63.

Section 5. Authentication of Transcript.

5.01. The officers of the City are authorized and directed to prepare and furnish to the Purchaser and to the attorneys approving the Certificates, certified copies of proceedings and records of the City relating to the Certificates and to the financial condition and affairs of the City, and such other certificates, affidavits and transcripts as may be required to show the facts within their knowledge or as shown by the books and records in their custody and under their control, relating to the validity and marketability of the Certificates and such instruments, including any heretofore furnished, shall be deemed representations of the City as to the facts stated therein.

5.02. The Mayor, Manager and Treasurer are authorized and directed to certify that they have examined the Official Statement prepared and circulated in connection with the issuance and sale of the Certificates and that to the best of their knowledge and belief the Official Statement is a complete and accurate representation of the facts and representations made therein as of the date of the Official Statement.

Section 6. Tax Covenant.

6.01. The City covenants and agrees with the holders from time to time of the Certificates that it will not take or permit to be taken by any of its officers, employees or agents any action which would cause the interest on the Certificates to become subject to taxation under the Internal Revenue Code of 1986, as amended (the

Code), and the Treasury Regulations promulgated thereunder, in effect at the time of such actions, and that it will take or cause its officers, employees or agents to take, all affirmative action within its power that may be necessary to ensure that such interest will not become subject to taxation under the Code and applicable Treasury Regulations, as presently existing or as hereafter amended and made applicable to the Certificates.

6.02. (a) The City will comply with requirements necessary under the Code to establish and maintain the exclusion from gross income of the interest on the Certificates under Section 103 of the Code, including without limitation requirements relating to temporary periods for investments, limitations on amounts invested at a yield greater than the yield on the Certificates, and the rebate of excess investment earnings to the United States if the Certificates (together with other obligations reasonably expected to be issued in calendar year 1990) exceed the small-issuer exception amount of \$5,000,000.

(b) For purposes of qualifying for the small issuer exception to the federal arbitrage rebate requirements, the City finds, determines and declares that the aggregate face amount of all tax-exempt bonds (other than private activity bonds) issued by the City (and all subordinate entities of the City) during the calendar year in which the Certificates are issued and outstanding at one time is not reasonably expected to exceed \$5,000,000, all within the meaning of Section 148(f)(4)(C) of the Code.

6.03. The City further covenants not to use the proceeds of the Certificates or to cause or permit them or any of them to be used, in such a manner as to cause the Certificates to be "private activity bonds" within the meaning of Sections 103 and 141 through 150 of the Code.

6.04. In order to qualify the Certificates as "qualified tax-exempt obligations" within the meaning of Section 265(b)(3) of the Code, the City makes the following factual statements and representations:

(a) the Certificates are not "private activity bonds" as defined in Section 141 of the Code;

(b) the City designates the Certificates as "qualified tax-exempt obligations" for purposes of Section 265(b)(3) of the Code;

(c) the reasonably anticipated amount of tax-exempt obligations (other than private activity bonds, treating qualified 501(c)(3) bonds as not being private activity bonds) which will be issued by the City (and all subordinate entities of the City) during calendar year 1990 will not exceed \$10,000,000; and

(d) not more than \$10,000,000 of obligations issued by the City during calendar year 1990 have been designated for purposes of Section 265(b)(3) of the Code.

6.05. The City will use its best efforts to comply with any federal procedural requirements which may apply in order to effectuate the designations made by this section.

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

and the following voted against the same:

whereupon the resolution was declared duly passed and adopted.

STATE OF MINNESOTA)
)
COUNTY OF HENNEPIN) SS.
)
CITY OF CRYSTAL)

I, the undersigned, being the duly qualified and acting Clerk of the City of Crystal, Hennepin County, Minnesota, do hereby certify that I have carefully compared the attached and foregoing extract of minutes of a regular meeting of the City Council of the City held on March 27, 1990, with the original minutes on file in my office and the extract is a full, true and correct copy of the minutes insofar as they relate to the issuance and sale of \$760,000 General Obligation Equipment Certificates of Indebtedness, Series 1990A of the City.

WITNESS My hand officially as such Clerk and the corporate seal of the City
this _____ day of _____, 1990.

City Clerk
Crystal, Minnesota

(SEAL)

STATE OF MINNESOTA
COUNTY OF HENNEPIN

DIRECTOR OF PROPERTY
TAXATION'S CERTIFICATE AS
TO TAX LEVY AND REGISTRATION

I, the undersigned Director of Property Taxation of Hennepin County, Minnesota, hereby certify that a certified copy of a resolution adopted by the governing body of Crystal, Minnesota, on Tuesday, March 27, 1990, levying taxes for the payment of \$760,000 General Obligation Equipment Certificates of Indebtedness, Series 1990A, of said municipality dated April 1, 1990, has been filed in my office and said bonds have been entered on the register of obligations in my office and that such tax has been levied as required by law.

WITNESS My hand and official seal this ____ day of _____, 1990.

Director of Property Taxation
Hennepin County, Minnesota

(SEAL)

By _____
Deputy

NEWSBRIEF

Moody's has been in contact with the Finance Director today, March 21, 1990, and have confirmed a bond rating of A-1. This rating is half-way between A and AA. The setting of this rating for the forthcoming sale of March 27 will insure the City of a favorable rate of interest on the bonds that are to be sold.

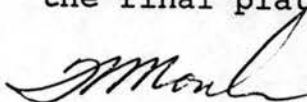
DATE: February 26, 1990
TO: Planning Commission
FROM: Bill Monk, City Engineer
SUBJECT: Chalet Acres Final Plat

One of the building permit conditions by which the Chalet Ski and Patio, located at 3359 Vera Cruz, was allowed to expand included platting the two lots involved into a single parcel. In conformance with said condition, the final plat of Chalet Acres has been submitted. The final document is consistent with the preliminary plat approved in November of 1988.

Approval of the final plat of Chalet Acres is recommended.

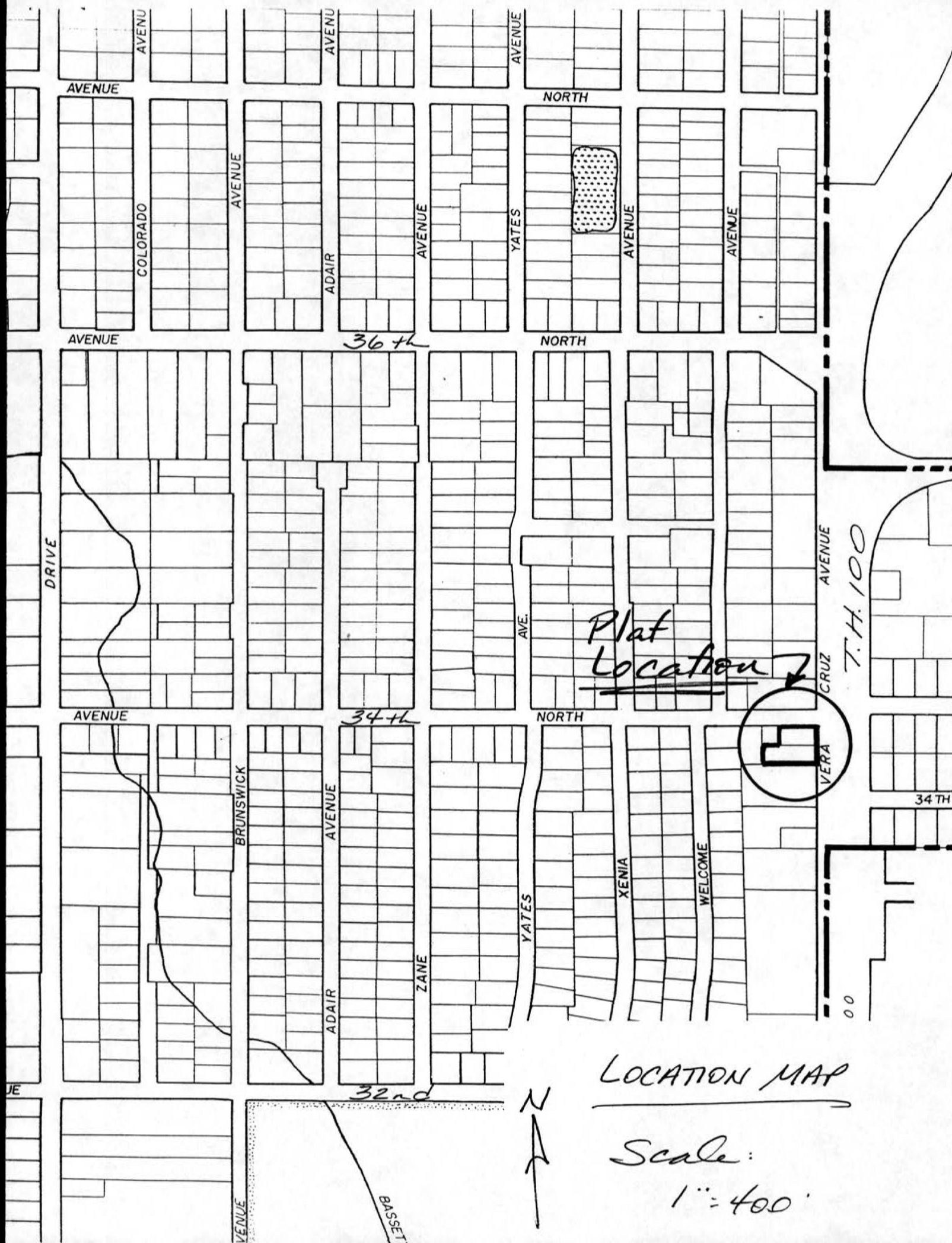
3/16/90 UPDATE

On March 12 the Planning Commission recommended approval of the final plat of Chalet Acres.



WM:jrs

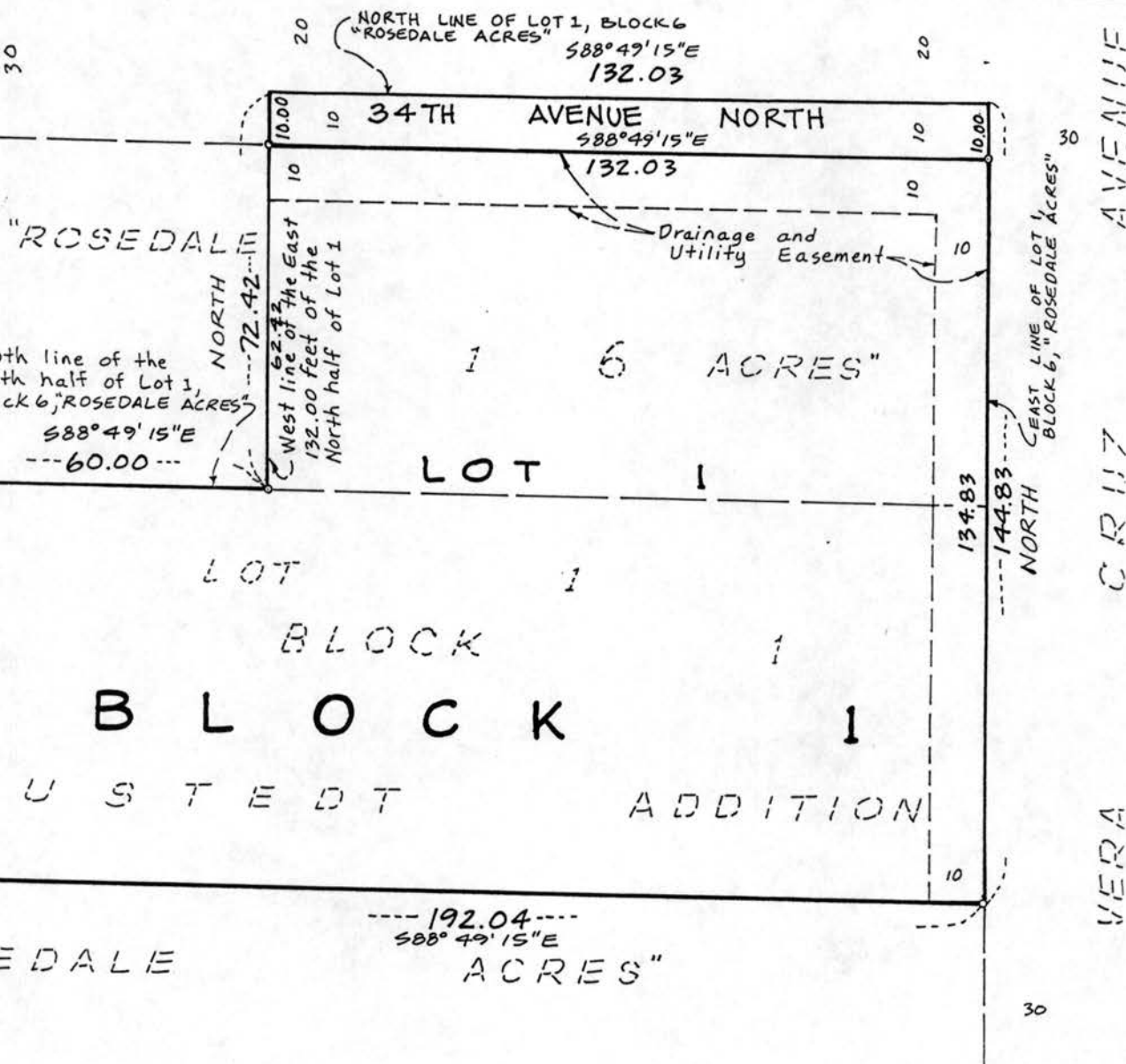
Encls



CHALET ACRES

"ROSEDALE ACRES"

34th AVENUE NORTH



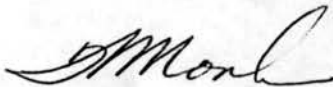
DATE: February 6, 1990
TO: Planning Commission
FROM: Bill Monk, City Engineer
SUBJECT: Johnson Equipment Site Preliminary and Final Plat

One condition of approval of the variance allowing construction of the telecommunications tower on the Johnson Equipment site at 5141 Lakeland Avenue North involved platting the property. Attached is a copy of a preliminary and final plat of the site into one lot of record. The owner proposes to process both documents concurrently to shorten the process timetable.

This office has reviewed both documents and recommends approval of the preliminary and final plat of the Johnson Industrial Park.

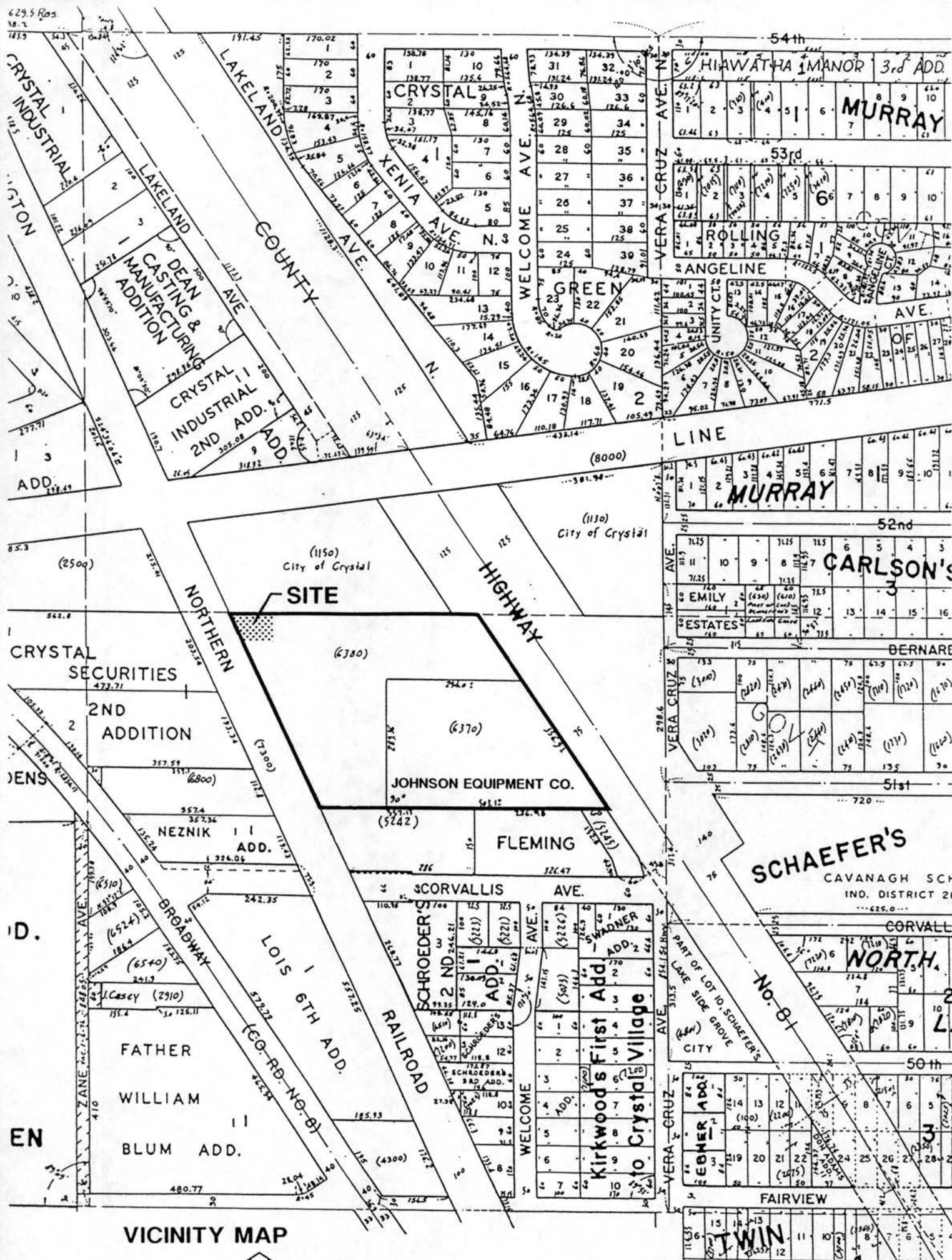
3/16/90 UPDATE

Consistent with provisions of the recently revised City Code (Chapter 5), the Planning Commission held the public hearing on the final plat of Johnson Industrial Park. On March 12 the Commission recommended approval of said final plat.



WM:jrs

Encls





VICINITY MAP
(see sheet)

PROPERTY OWNER

Norbert F. Johnson
5141 Lakeland Ave. No.
Crystal, Mn 55429
Ph. 535-5444

DESCRIPTION OF PROPERTY SURVEYED

That part of the Southeast 1/4 of the Northwest 1/4 of Section 9, Township 118 North, Range 21 West of the 5th Principal Meridian: Beginning at the point of intersection of the Northeastly right of way line of the Great Northern Railroad with a line drawn parallel with and distant 756.3 feet North of the South line of said Southeast 1/4 of the Northwest 1/4; thence East along said parallel line, to the Southeastly line of State Highway No. 52; thence Northwest along the Southeastly line of State Highway No. 52 to the North line of the Southeast 1/4 of the Northwest 1/4 of said Section 9; thence West along said North line to the Northeastly line of the Great Northern Railroad right of way; thence Southeast along said Northeastly line of the Great Northern Railroad right of way to the point of beginning.

ALSO: That part of the Southeast 1/4 of the Northwest 1/4 of Section 9, Township 118, Range 21: Beginning at the point of intersection of the Northeastly right of way line of the Great Northern Railroad with a line drawn parallel with and distant 756.3 feet North of the South line of said Southeast 1/4 of the Northwest 1/4; thence running East parallel with the South line of said Southeast 1/4 of the Northwest 1/4, a distance of 412.8 feet, more or less, to the actual point of beginning being a point 40 feet West of the Southeastly right of way line of State Trunk Highway No. 52 and 218, as measured along a line parallel with the South line of said Southeast 1/4 of the Northwest 1/4; thence deflecting to the left 105 degrees 39 minutes and running Northeastly parallel with the Southeastly right of way line of said State Trunk Highway No. 52 and 218 a distance of 41.9 feet; thence deflecting to the left 30 degrees 8 minutes and continuing Northeastly parallel with said Southeastly right of way line 132.28 feet, more or less, to a point in a line drawn parallel with and 556.3 feet North of the South line of said Southeast 1/4 of the Northwest 1/4; said point also being 48 feet West of the Southeastly right of way line of State Trunk Highway No. 52 and 218 as measured along a line parallel with the South line of said Southeast 1/4 of the Northwest 1/4; thence running East parallel with the South line of said Southeast 1/4 of the Northwest 1/4 a distance of 40 feet to a point in the Southeastly right of way line of State Trunk Highway No. 52 and 218; thence running Southeastly along said Southeastly right of way line 131.3 feet; thence continuing Southeastly along said Southeastly right of way line 42.9 feet to a point in a line drawn parallel with and 756.3 feet North of the South line of said Southeast 1/4 of the Northwest 1/4; thence running East parallel with the South line of said Southeast 1/4 of the Northwest 1/4 40 feet to the actual point of beginning.

Scale: 1" = 50'

NOTES

- o Denotes manhole
- Denotes guard rail
- Denotes chainlink fence
- Denotes power pole
- o Denotes light pole
- Denotes retaining wall
- Denotes catchbasin
- ◇ Denotes fire hydrant

EXISTING BUILDING
Johnson Equipment Co.
241 Lakeland Ave. No.

I hereby certify that this survey, plan or report was prepared by me or under my direct supervision and that I am a duly Registered Land Surveyor under the laws of the State of Minnesota.

Robert P. Johnson

Date: 3/6/70 Reg. No. 17265

LAND SURVEYORS INC.
SURVEYING & LAND PLANNING
Main Office: 5905 Golden Valley Road, Suite 223, Golden Valley, Mn. 55422 Tel. (612) 544-7619
Branch Office: 4080 W. 175th Street, Suite 250, Lakeville, Mn. 55044 Tel. (612) 692-3200

NO.	DATE	REVISION

REVISION	CHECKED
DATE	DATE
BY	BY
NO.	NO.
DATE	DATE

Preliminary Plat of :
JOHNSON INDUSTRIAL PARK
for: Norbert F. Johnson

JOHNSON INDUSTRIAL PARK

C.R. DOC. NO. _____

KNOW ALL MEN BY THESE PRESENTS: That Norbert F. Johnson, the owner of the following described property situated in the County of Hennepin, State of Minnesota, to-wit:

That part of the Southeast 1/4 of the Northwest 1/4 of Section 9, Township 118 North, Range 21 West of the 5th Principal Meridian: Beginning at the point of intersection of the Northeastly right of way line of the Great Northern Railroad with a line drawn parallel with and distant 506.3 feet North of the South line of said Southeast 1/4 of the Northwest 1/4; thence East along said parallel line, to the Southwestly line of State Highway No. 52; thence Northwestly along the Southwestly line of State Highway No. 52 to the North line of the Southeast 1/4 of the Northwest 1/4 of said Section 9; thence West along said North line to the Northeastly line of the Great Northern Railroad right of way; thence Southeastly along said Northeastly line of the Great Northern Railroad right of way to the point of beginning.

ALSO: That part of the Southeast 1/4 of the Northwest 1/4 of Section 9, Township 118, Range 21: Beginning at the point of intersection of the Northeastly right of way line of the Great Northern Railroad with a line drawn parallel with and distant 756.3 feet North of the South line of said Southeast 1/4 of the Northwest 1/4; thence running East parallel with the South line of said Southeast 1/4 of the Northwest 1/4, a distance of 672.8 feet, more or less, to the actual point of beginning being a point 60 feet West of the Southwestly right of way line of State Trunk Highway No. 52 and 218, as measured along a line parallel with the South line of said Southeast 1/4 of the Northwest 1/4; thence deflecting to the left 105 degrees 39 minutes and running Northwestly parallel with the Southwestly right of way line of said State Trunk Highway No. 52 and 218 a distance of 43.9 feet; thence deflecting to the left 39 degrees 8 minutes and continuing Northwestly parallel with said Southwestly right of way line 133.28 feet, more or less, to a point in a line drawn parallel with and 506.3 feet North of the South line of said Southeast 1/4 of the Northwest 1/4, said point also being 60 feet West of the Southwestly right of way line of State Trunk Highway No. 52 and 218 as measured along a line parallel with the South line of said Southeast 1/4 of the Northwest 1/4; thence running East parallel with the South line of said Southeast 1/4 of the Northwest 1/4 a distance of 60 feet to a point in the Southwestly right of way line of State Trunk Highway No. 52 and 218; thence running Southeastly along said Southwestly right of way line 133.3 feet; thence continuing Southeastly along said Southwestly right of way line 43.9 feet to a point in a line drawn parallel with and 756.3 feet North of the South line of said Southeast 1/4 of the Northwest 1/4; thence running West parallel with the South line of said Southeast 1/4 of the Northwest 1/4 60 feet to the actual point of beginning.

Has caused the same to be surveyed and platted as JOHNSON INDUSTRIAL PARK and do hereby donate and dedicate to the public for public use forever the easements for drainage and utility purposes, as shown on the plat.

by:
Norbert F. Johnson

STATE OF MINNESOTA
COUNTY OF _____
The foregoing instrument was acknowledged before me this _____ day of _____, 1990, by Norbert F. Johnson.

Notary Public, _____ County, Minnesota
My Commission Expires _____

I hereby certify that I have surveyed and platted the property described on this plat as JOHNSON INDUSTRIAL PARK; that this plat is a correct representation of said survey; that all distances are correctly shown in feet and hundredths of a foot; that all monuments have been correctly placed in the ground as shown, that the outside boundary lines are correctly designated and that there are no wetlands or public highways to be designated on the plat.

Ronald P. Alvin, Land Surveyor
Minnesota State License No. 17765

STATE OF MINNESOTA
COUNTY OF _____
The foregoing Surveyor's Certificate was acknowledged before me this _____ day of _____, 1990 by Ronald P. Alvin, Land Surveyor.

Notary Public, _____ County, Minn.
My Commission Expires _____

CRYSTAL, MINNESOTA
This plat of JOHNSON INDUSTRIAL PARK was approved and accepted by the City Council of Crystal, Minnesota, at a regular meeting thereof held this _____ day of _____, A.D. 1990. If applicable, the written comments and recommendations of the Commissioner of Transportation and the County Highway Engineer have been received by the City or the prescribed 30 day period has elapsed without receipt of such comments and recommendations, as provided by Minnesota Statutes, Section 505.03, Subdivision 2.

CITY COUNCIL OF CRYSTAL, MINNESOTA

By _____, Mayor By _____, Manager

PROPERTY TAX AND PUBLIC RECORDS DEPARTMENT
HENNEPIN COUNTY, MINNESOTA
I hereby certify that taxes payable in _____ and prior years have been paid for land described on the plat. Dated this _____ day of _____, 1990.

DALE G. FOLSTAD, HENNEPIN COUNTY AUDITOR

By _____, Deputy

SURVEY DIVISION
HENNEPIN COUNTY, MINNESOTA

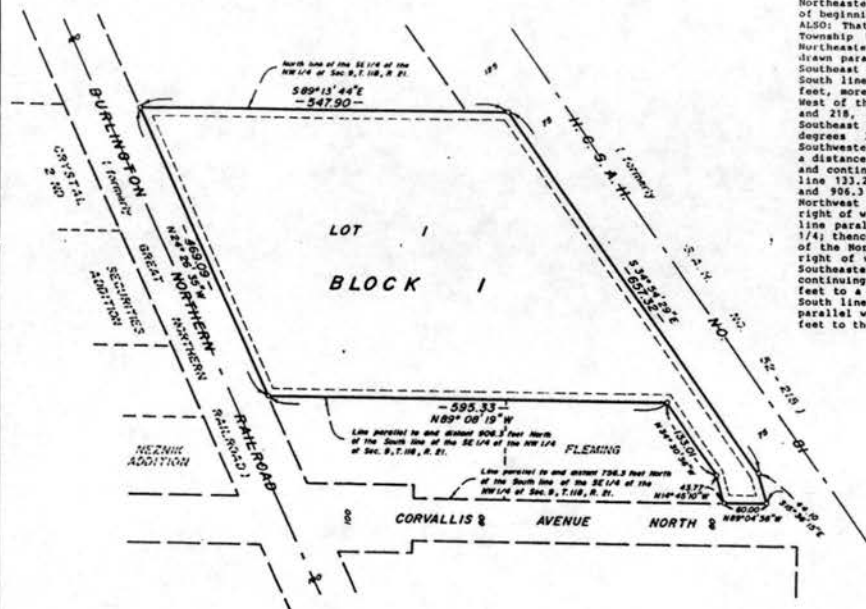
Pursuant to Chapter 810, Minnesota Laws 1969, this plat has been approved this _____ day of _____, 1990.

By _____, Deputy
Bernard H. Larson, Hennepin County Surveyor

COUNTY RECORDER
HENNEPIN COUNTY, MINNESOTA
I hereby certify that the within plat of JOHNSON INDUSTRIAL PARK was filed for record in this office this _____ day of _____, 1990, at _____ o'clock _____ M.

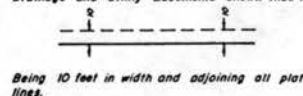
R. Dan Carlson
County Recorder By _____, Deputy

o Denotes Set 1/2" x 14" Iron Monument Marked R.L.S. 17765, unless otherwise shown on plat.



The North line of the SE 1/4 of the NW 1/4 of Section 9, Township 118, Range 21 has an assumed bearing of S89°13'44"E.

Drainage and Utility Easements shown thus:



Being 10 feet in width and adjoining all plat lines.

Prepared by:



Scale in feet

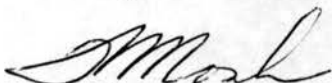
DATE: March 20, 1990
TO: Jerry Dulgar, City Manager
FROM: Bill Monk, City Engineer
SUBJECT: Grading Permit for 3335 Pennsylvania Avenue North

An application for a grading permit has been submitted by the owner of the five acre site at 3335 Pennsylvania Avenue. Approximately 25,000 cubic yards of excavation is proposed to be removed from the site to ready the property for industrial use.

When considering a grading permit of this scope, Crystal routinely requires execution of a grading agreement to insure proper completion of the work and adherence to City codes. In this particular instance, it should be noted that excavation of material is proposed while weight restrictions are in effect. For this reason the financial surety has been increased significantly to cover repair of City streets should damage occur. Until weight limits are lifted travel to and from the site will be restricted to Pennsylvania and 32nd Avenues.

Approval of the grading permit for Kevitt Excavating to remove 25,000 cubic yards of material at 3335 Pennsylvania Ave. N. is recommended. Authorization for the Mayor and Manager to execute the grading agreement is also recommended.

A detailed grading plan will be available on Tuesday night for presentation.



WM:jrs

Encls

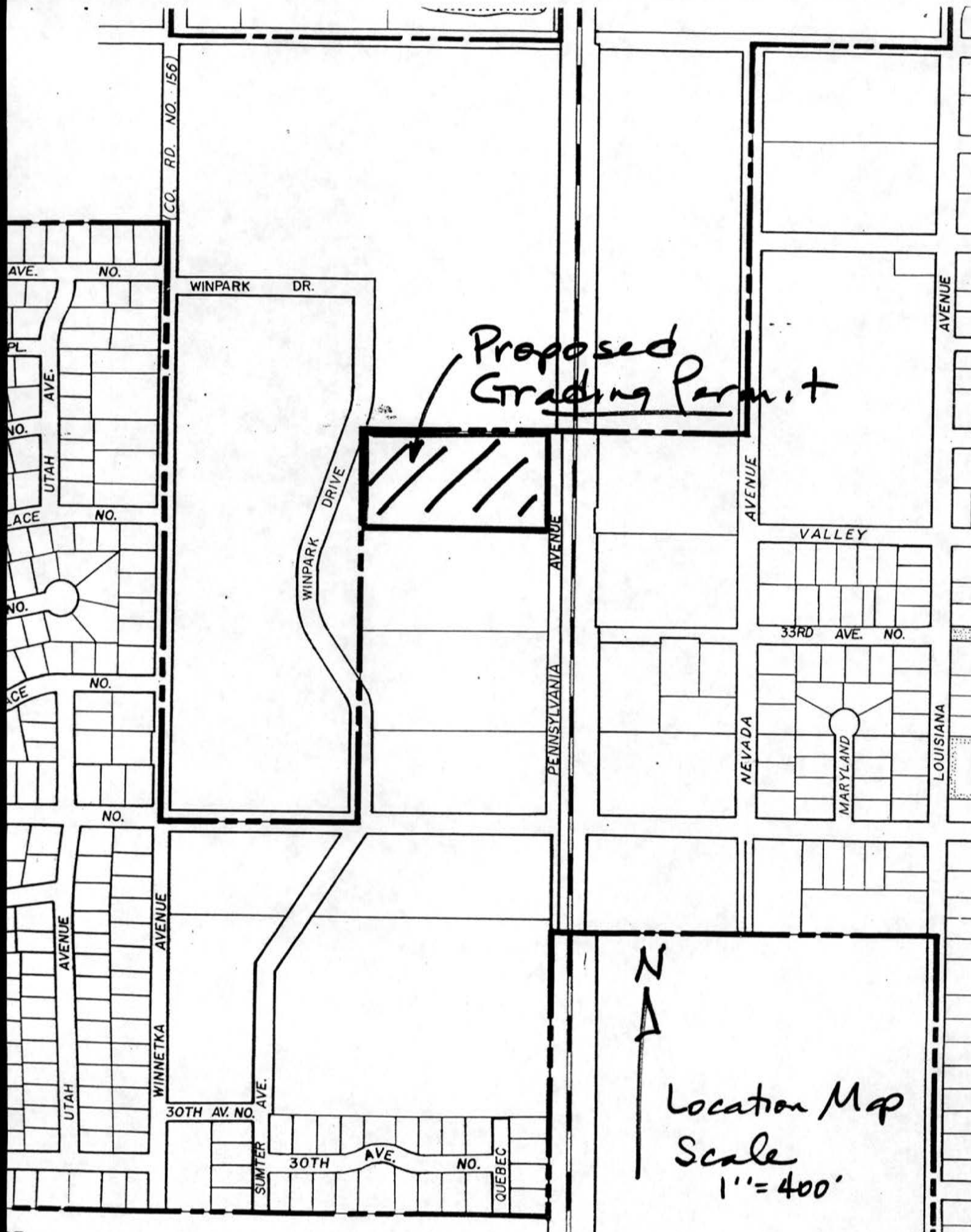


EXHIBIT "A"

A G R E E M E N T

THIS AGREEMENT made by and between the City of Crystal, a municipal corporation in the State of Minnesota, hereinafter called the City, the first party, and Kevitt Excavating, Inc., hereinafter called the second party,

WHEREAS, second party has requested that the City Council approve the issuance of an excavation permit.

WHEREAS, as a prerequisite to the approval of said permit, the City Council requires that certain conditions of construction be adhered to for the orderly development of the site known as Lot 11, Robbinsdale Acres.

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

- That the Contractor performing the work furnish the City with a certificate of insurance on which Crystal is named additional insured.
- That all work be performed in accordance with the preliminary grading/drainage plan, dated 3/12/90.
- That work be performed in a manner to minimize the accumulation of ground and surface water.
- That equipment operates within the timetables established in City Code.
- Silt fence be installed to minimize site erosion, and a grading permit will be obtained from the Bassett Creek Water Management Commission.
- That the roadways surrounding the work area be kept clean of excavated and trucked material. Further, that all damage to said streets be repaired to City standards at the Contractor's expense.
- That restoration of the disturbed area be performed within 30 days of the completion of the excavation work even if the removal is performed in stages.
- That the permit expires on October 1, 1990.

It is understood that this permit is for excavation only and no building nor construction beyond that shown on the referenced grading plan is permitted.

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

That all just claims incurred in the completion of aforementioned work requirements shall be paid in full by said second party

to all persons doing work or furnishing skill, tools, machinery, services, materials, equipment, supplies or insurance.

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

In the event that said second party has not completed any or all of the aforementioned work and requirements on the completion date as set forth herein, then in that event said second party shall be considered to be in default. Should said second party be in default, then said second party authorizes said City, its officers, its employees or its authorized agents to enter upon said second party's property and to render the works in compliance with the conditions as set forth above.

That a letter of credit be filed with the City in the amount of \$10,000 to insure the faithful performance of the above construction work and requirements.

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

CITY OF CRYSTAL

SEAL

MAYOR

ATTEST:

CITY MANAGER

CITY CLERK

IN THE PRESENCE OF:

SECOND PARTY

SECOND PARTY

HOLMES & GRAVEN

CHARTERED

470 Pillsbury Center, Minneapolis, Minnesota 55402

(612) 337-9300

LAURA K. MOLLET

Attorney at Law

Direct Dial (612) 337-9259

March 23, 1990

VIA MESSENGER

Ms. Darlene George
City Clerk
City of Crystal
4141 Douglas Drive North
Crystal, Minnesota 55422

Re: City of Crystal, Minnesota Commercial Development Revenue Refunding Bonds
(Crystal Gallery Mall Project) Series 1990
Our File No: CR205-79

Dear Ms. George:

Enclosed herein please find a copy of a Resolution relating to the issuance of the above-referenced bonds which the City Council of the City of Crystal is requested to consider at its meeting on March 27, 1990. Also enclosed herein please find copies of the Trust Indenture, Loan Agreement, Bond Purchase Agreement, Remarketing Agreement and Official Statement relating to the above-referenced financing. Pursuant to the Resolution, the City is approving the forms of these documents.

If you have any questions regarding this Resolution, please do not hesitate to contact the undersigned.

Very truly yours,



Laura K. Mollet

LKM:kt

Enclosures

cc: David J. Kennedy

**RESOLUTION
of the
CITY OF CRYSTAL**

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CRYSTAL, MINNESOTA (THE "ISSUER") AUTHORIZING THE ISSUANCE, SALE AND DELIVERY OF THE ISSUER'S COMMERCIAL DEVELOPMENT REVENUE REFUNDING BONDS (CRYSTAL GALLERY MALL PROJECT) SERIES 1990 (THE "BONDS"), WHICH BONDS AND THE INTEREST AND ANY PREMIUM THEREON SHALL BE PAYABLE SOLELY FROM REVENUES PLEDGED THERETO; APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION AND DELIVERY OF A TRUST INDENTURE, A LOAN AGREEMENT, A REMARKETING AGREEMENT, AND A BOND PURCHASE AGREEMENT; APPROVING THE USE OF AN OFFICIAL STATEMENT; APPROVING THE FORM OF AND AUTHORIZING THE EXECUTION AND DELIVERY OF THE BONDS; AND PROVIDING FOR THE SECURITY, RIGHTS AND REMEDIES OF THE OWNERS OF SAID BONDS

WHEREAS, the City of Crystal, Minnesota (the "Issuer") is a home rule city duly organized and existing under the Constitution and laws of the State of Minnesota; and

WHEREAS, pursuant to the Constitution and laws of the State of Minnesota, particularly Minnesota Statutes, Sections 469.152 to 469.1651, as amended (the "Act"), the Issuer is authorized to carry out the public purposes described therein and contemplated thereby by issuing its revenue bonds to finance the cost of the acquisition, renovation, construction, improving and equipping of certain revenue producing facilities to be located within its corporate boundaries, and is authorized to enter into revenue agreements made in connection therewith and pledge those agreements as security for the payment of the principal of and interest on any such revenue bonds; and

WHEREAS, the Issuer has previously issued its \$6,000,000 Commercial Development Revenue Bond of 1984 (Crystal Gallery Project) (the "Prior Bond"); and

WHEREAS, the Issuer loaned the proceeds of the Prior Bond to Crystal Gallery Developers, a Minnesota general partnership (the "Company") for the purpose of acquiring, constructing and equipping a commercial retail facility within the corporate boundaries of the Issuer (the "Project"); and

WHEREAS, the Company has requested the Issuer to issue its Commercial Development Revenue Refunding Bonds (Crystal Gallery Mall Project) Series 1990 in an aggregate principal amount of not to exceed \$5,965,000 (the "Bonds") to provide for the funding of a loan (the "Loan") to the Company for the purpose of refunding and redeeming the Prior Bond on or about April 15, 1990; and

WHEREAS, the Loan will be made pursuant to the terms of a Loan Agreement dated as of April 1, 1990 (the "Loan Agreement") between the Issuer and the Company; and

WHEREAS, the Issuer proposes to finance the refunding and redemption of the Prior Bond under the Act by the issuance of the Bonds of the Issuer under this resolution; and

WHEREAS, the Bonds will be issued under a Trust Indenture dated as of April 1, 1990 (the "Indenture") between the Issuer and the trustee named therein (the "Trustee"), and are to be secured by a letter of credit issued by Citibank, N.A., or any substitute letter of credit delivered in accordance with the terms of the Indenture (collectively, the "Letter of Credit"), and a pledge and assignment of certain other revenues, all in accordance with the terms of the Indenture, and said Bonds and the interest on said Bonds shall be payable solely from the revenues pledged therefor and the Bonds shall not constitute a debt of the Issuer within the meaning of any constitutional or statutory limitation or constitute or give rise to a pecuniary liability of the Issuer or a charge against its general credit or taxing powers and shall not constitute a charge, lien, or encumbrance, legal or equitable, upon any property of the Issuer other than the Issuer's interest in the Project.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF CRYSTAL, MINNESOTA, AS FOLLOWS:

1. The Issuer acknowledges, finds, determines, and declares that the refunding and redemption of the Prior Bond, the proceeds of which were used to construct the Project, furthers the purposes of the Act, including the promotion of industry and commerce through governmental action for the purpose of preventing the emergence of blighted and marginal lands.

2. For the purposes set forth above, there is hereby authorized the issuance, sale and delivery of the Bonds in a principal amount of not to exceed \$5,965,000. The Bonds shall be numbered, shall be dated, shall bear interest, shall mature, shall be subject to redemption prior to maturity, shall be in such form, and shall have such other details and provisions as are prescribed in the Indenture in the form now on file with the Issuer.

3. The Bonds shall be special obligations of the Issuer payable solely from the revenues provided pursuant to the Loan Agreement, the Letter of Credit, and other funds pledged pursuant to the Indenture. The City Council of the Issuer hereby authorizes and directs the Mayor and the City Manager of the Issuer (together, the "Officials") to execute and deliver the Indenture by and between the Issuer and the Trustee, and to deliver to said Trustee the Indenture, and hereby authorizes and directs the execution of the Bonds in accordance with the Indenture, and hereby provides that the Indenture shall provide the terms and conditions, covenants, rights, obligations, duties and agreements of the bondowners, the Issuer and the Trustee as set forth therein.

All of the provisions of the Indenture, when executed as authorized herein, shall be in full force and effect from the date of execution and delivery thereof. The Indenture shall be substantially in the form on file with the Issuer, with such necessary and appropriate variations, omissions and insertions as do not materially change the substance thereof, or as the City Manager, in his discretion, shall determine, and the

execution thereof by the City Manager shall be conclusive evidence of such determination.

4. The Officials are hereby authorized and directed to execute and deliver the Loan Agreement, the Bond Purchase Agreement by and among Miller & Schroeder Financial, Inc. (the "Underwriter"), the Company and the Issuer (the "Bond Purchase Agreement") and the Remarketing Agreement by and among the Issuer, the Underwriter, the Company and the Trustee (the "Remarketing Agreement"). All of the provisions of the Loan Agreement, the Bond Purchase Agreement and the Remarketing Agreement, when executed and delivered as authorized herein, shall be in full force and effect from the date of execution and delivery thereof. The Loan Agreement, the Bond Purchase Agreement and the Remarketing Agreement shall be substantially in the forms on file with the Issuer, with such omissions and insertions as do not materially change the substance thereof, or as the City Manager, in his discretion, shall determine, and the execution thereof by the City Manager shall be conclusive evidence of such determination.

5. The Bonds shall be revenue obligations of the Issuer the proceeds of which shall be disbursed pursuant to the Indenture and the Loan Agreement, and the principal, premium and interest on the Bonds shall be payable solely from the proceeds of the Bonds, the Loan Agreement and the Letter of Credit.

6. The Trustee is hereby appointed as Paying Agent and Bond Registrar for the Bonds.

7. The Officials are hereby authorized to execute and deliver, on behalf of the Issuer, such other documents as are necessary or appropriate in connection with the issuance, sale, and delivery of the Bonds, including an arbitrage certificate, and all other documents and certificates as shall be necessary and appropriate in connection with the issuance, sale and delivery of the Bonds.

8. The Issuer has not participated in the preparation of the Official Statement relating to the Bonds (the "Official Statement") and has made no independent investigation with respect to the information contained therein, including any appendices thereto, and the Issuer assumes no responsibility for the sufficiency, accuracy or completeness of such information. Subject to the foregoing, the Issuer hereby consents to the distribution of the Official Statement by the Underwriter in connection with the sale of the Bonds.

9. All covenants, stipulations, obligations and agreements of the Issuer contained in this resolution and the aforementioned documents shall be deemed to be the covenants, stipulations, obligations and agreements of the Issuer to the full extent authorized or permitted by law, and all such covenants, stipulations, obligations and agreements shall be binding upon the Issuer. Except as otherwise provided in this resolution, all rights, powers and privileges conferred and duties and liabilities imposed upon the Issuer by the provisions of this resolution or the aforementioned documents shall be exercised or performed by such officers, board, body or agency thereof as may be required or authorized by law to exercise such powers and to perform such duties.

No covenant, stipulation, obligation or agreement herein contained or contained in the aforementioned documents shall be deemed to be a covenant, stipulation, obligation or agreement of any member of the City Council of the Issuer, or any

officer, agent or employee of the Issuer in that person's individual capacity, and neither the City Council of the Issuer nor any officer or employee executing the Bonds shall be liable personally on the Bonds or be subject to any personal liability or accountability by reason of the issuance thereof.

No provision, covenant or agreement contained in the aforementioned documents, the Bonds or in any other document related to the Bonds, and no obligation therein or herein imposed upon the Issuer or the breach thereof, shall constitute or give rise to any pecuniary liability of the Issuer or any charge upon its general credit or taxing powers. In making the agreements, provisions, covenants and representations set forth in such documents, the Issuer has not obligated itself to pay or remit any funds or revenues, other than funds and revenues derived from the Loan Agreement which are to be applied to the payment of the Bonds, as provided therein and in the Indenture.

10. Except as herein otherwise expressly provided, nothing in this resolution or in the aforementioned documents expressed or implied, is intended or shall be construed to confer upon any person or firm or corporation, other than the Issuer or any owner of the Bonds issued under the provisions of this resolution, any right, remedy or claim, legal or equitable, under and by reason of this resolution or any provision hereof, this resolution, the aforementioned documents and all of their provisions being intended to be and being for the sole and exclusive benefit of the Issuer and any owners from time to time of the Bonds issued under the provisions of this resolution.

11. In case any one or more of the provisions of this resolution, or of the aforementioned documents, or of the Bonds issued hereunder shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provision of this resolution, or of the aforementioned documents, or of the Bonds, but this resolution, the aforementioned documents, and the Bonds shall be construed and endorsed as if such illegal or invalid provision had not been contained therein.

12. The Bonds, when executed and delivered, shall contain a recital that they are issued pursuant to the Act, and such recital shall be conclusive evidence of the validity of the Bonds and the regularity of the issuance thereof, and that all acts, conditions and things required by the laws of the State of Minnesota relating to the adoption of this resolution, to the issuance of the Bonds and to the execution of the aforementioned documents to happen, exist and be performed precedent to and in the enactment of this resolution, and precedent to issuance of the Bonds and precedent to the execution of the aforementioned documents have happened, exist and have been performed as so required by law.

13. The officers of the Issuer, attorneys, engineers and other agents or employees of the Issuer are hereby authorized to do all acts and things required of them by or in connection with this resolution, the aforementioned documents, and the Bonds for the full, punctual and complete performance of all the terms, covenants and agreements contained in the Bonds, the aforementioned documents and this resolution. In the event that for any reason the Mayor of the Issuer is unable to carry out the execution of any of the documents or other acts provided herein, any other member of the City Council of the Issuer shall be authorized to act in his capacity and undertake such execution or acts on behalf of the Issuer with full force and effect, which executions or acts shall be valid and binding on the Issuer. If for any reason the City

Manager of the Issuer is unable to execute and deliver the documents referred to in this Resolution, such documents may be executed by a member of the City Council or the City Clerk with the same force and effect as if such documents were executed and delivered by the City Manager of the Issuer.

Adopted: March __, 1990

Mayor

Attest:

City Clerk

**SPRINGSTED**

PUBLIC FINANCE ADVISORS

85 East Seventh Place, Suite 100
 Saint Paul, MN 55101-2143
 (612) 223-3000
 Fax: 612-223-3002

\$760,000

CITY OF CRYSTAL, MINNESOTA
GENERAL OBLIGATION EQUIPMENT CERTIFICATES OF
INDEBTEDNESS, SERIES 1990A

AWARD: **MILLER, JOHNSON & KUEHN, INC.**

SALE: **March 27, 1990** **Moody's Rating: A1**

Bidder	Interest Rates		Price	Net Interest Cost & Rate
MILLER, JOHNSON & KUEHN, INC.	6.00%	1992	\$755,440.00	\$168,232.50 (6.3166%)
	6.10%	1993		
	6.15%	1994		
	6.20%	1995		
NORWEST INVESTMENT SERVICES, INCORPORATED	6.00%	1992	\$754,908.00	\$168,764.50 (6.3365%)
	6.10%	1993		
	6.15%	1994		
	6.20%	1995		
FBS INVESTMENT SERVICES, INC.	6.00%	1992	\$755,630.00	\$168,976.67 (6.3445%)
	6.10%	1993		
	6.20%	1994		
	6.25%	1995		
AMERICAN NATIONAL BANK SAINT PAUL	6.00%	1992	\$755,136.00	\$169,470.66 (6.3631%)
	6.10%	1993		
	6.20%	1994		
	6.25%	1995		
PARK INVESTMENT CORPORATION M.H. NOVICK & COMPANY, INCORPORATED	6.00%	1992	\$754,584.24	\$169,490.76 (6.36385%)
	6.10%	1993		
	6.20%	1994		
	6.20%	1995		
DAIN BOSWORTH INCORPORATED	6.20%	1992-1995	\$754,962.00	\$170,164.67 (6.3891%)
MOORE, JURAN AND COMPANY, INCORPORATED	6.00%	1992	\$754,300.00	\$170,306.67 (6.3944%)
	6.10%	1993		
	6.20%	1994		
	6.25%	1995		

Indiana Office:
 135 North Pennsylvania Street
 Suite 2015
 Indianapolis, IN 46204-2498
 (317) 684-6000
 Fax: 317-684-6004

Kansas Office:
 6800 College Boulevard
 Suite 600
 Overland Park, KS 66211-1533
 (913) 345-8062
 Fax: (913) 345-1770

Wisconsin Office:
 500 Elm Grove Road
 Suite 101
 Elm Grove, WI 53122-0037
 (414) 782-8222
 Fax: 414-782-2904

(Continued)

Bidder	Interest Rates		Price	Net Interest Cost & Rate
ALLISON-WILLIAMS COMPANY Miller & Schroeder Financial, Incorporated	6.25%	1992-1995	\$754,647.90	\$171,810.43 (6.450955%)
PIPER, JAFFRAY & HOPWOOD INCORPORATED	6.10%	1992	\$754,490.00	\$171,845.83 (6.452284%)
	6.20%	1993		
	6.25%	1994		
	6.30%	1995		
CRONIN & COMPANY, INCORPORATED	6.10%	1992	\$754,300.00	\$172,035.83 (6.4594%)
	6.20%	1993		
	6.25%	1994		
	6.30%	1995		

These Bonds are being reoffered at par.

BBI: 7.31
Average Maturity: 3.50 Years

ORDINANCE NO. 90-_____

AN ORDINANCE RELATING TO PUBLIC SAFETY:
FIRE PREVENTION: REPEALING CRYSTAL
CITY CODE, SECTION 905: AMENDING CRYSTAL
CITY CODE BY ADDING A SECTION

THE CITY OF CRYSTAL ORDAINS:

Section 1. Crystal City Code is amended by adding a section to read:

Section 906 - Fire Prevention

906.01. Adoption of Minnesota Uniform Fire Code. Subdivision 1. Minnesota Uniform Fire Code Adopted. The Minnesota Uniform Fire Code, as promulgated by the Minnesota Department of Public Safety, Fire Marshal Division, is adopted and made a part of this code as if fully set forth herein, except for those provisions as modified, deleted, or amended by this section.

906.03. Bureau of Fire Prevention. Subdivision 1. Established. The Uniform Fire Code is enforced by the Bureau of Fire Prevention in the Fire Department which is operated under the supervision of the Fire Chief.

Subd. 2. Inspectors. The Fire Chief may detail members of the Fire Department as inspectors as may be necessary. The Fire Chief recommends to the Manager the employment of such technical inspectors. The technical inspectors are responsible to and subject to the orders of the Fire Chief.

Subd. 3. Report. A report of the Bureau of Fire Prevention must be made annually at the end of each year and transmitted through the Fire Chief of the Fire Department to the Manager. The report must contain all proceedings under this Code, with such statistics as the Fire Chief may wish to include therein. The Chief must also recommend necessary amendments to the Code.

906.05. Definitions. The term "municipality" as used in the Uniform Fire Code means the City of Crystal. The term "Corporation Counsel" as used in the Uniform Fire Code, means the City Attorney.

906.07. Storage of Flammable Liquids, Liquified Petroleum and Explosives. Subdivision 1. Flammable or Combustible Liquids in Outside Above Ground Tanks. The storage of flammable or combustible liquids in outside above ground tanks is permitted within I-1 and I-2 zoning districts only.

Subd. 2. Storage of Liquified Petroleum Gases. The storage of liquified petroleum gases is permitted in I-1 and I-2 zoning districts only.

Subd. 3. Storage of explosives and Blasting Agents. The storage of explosives and blasting agents is permitted in I-1 and I-2 zoning districts only.

906.09. Special Use Permits. Storage of flammable liquids in outside above-ground tanks, the establishment of a bulk plant for flammable liquids, the bulk storage of liquified petroleum gases, and the storage of explosives and blasting agents is not permitted within the corporate limits of the City, except in an I-1 and I-2 Zoning District, after approval of the Fire Chief, Marshal, Building Inspector, the Planning Commission and with a special use permit granted by the Council.

906.11. Appeals. Subdivision 1. Subject of Appeal. An appeal of the following actions may be made by any party aggrieved to the City Manager in writing within 14 days of the aggrieved party being notified of the actions:

- a) Issuance of fire prevention orders.
- b) Refusal of Fire Chief to extend the time limits for compliance with a fire prevention order issued by the Fire Department.
- c) Refusal of the Fire Chief to issue permits authorized in this code.
- d) Revocation of a permit pursuant to this code.
- e) Aggrieved party claiming that the provisions of the Uniform Fire Code do not apply or that the true intent and meaning of the code has been misconstrued or wrongly interpreted.

Subd. 2. Review by Council. The aggrieved party may further appeal any decision to the City Council by notifying the City Manager of such further appeal, in writing, within 14 days of being notified of the City Manager's findings.

906.13. Permit Fees; Enforcement. There is no charge for the issuance of a burning permit. The fee for all other permits issued under this Section is set by Appendix IV. Permits expire on December 31 of each calendar year. No permit may be issued or renewed for any premises that are in violation of the provisions or requirements of this Section. No penalty will be imposed under this Section until after an up-to-date inspection of the premises has been made by the Fire Chief and the owner or occupant of the premises has been notified in writing of the deficiencies found in the inspection and 30 days has been allowed the owner or occupant to correct the deficiencies after notification thereof.

906.15. Fire Lanes. It is unlawful to park or leave any motor vehicle in an established fire lane. An owner or operator of a motor vehicle may not leave or park the vehicle in a fire lane.

906.17. Conduct at the Scene of an Emergency. Subdivision 1. Traffic. It is unlawful to drive a vehicle over a fire hose except at the direction or command of a police officer or member of the Fire Department. Upon the approach of any Fire Department vehicle giving signal by bell, siren, horn, or flashing lights, the driver of every other non-emergency vehicle must immediately drive the same to a position as near as possible and parallel to the right-hand edge or curb of the street, clear of any intersection, and must stop and remain in such position unless otherwise directed by a police officer or member of the Fire Department, and until the Fire Department vehicles have passed. It is unlawful for the driver of a non-emergency vehicle to follow closer than 500 feet of any fire apparatus traveling in response to a fire alarm. It is unlawful to drive into or park such vehicle within the block in which such fire apparatus is stopped in answer to a fire alarm, unless permitted to do so by a police officer or member of the fire department.

Subd. 2. Spectators at Fire. The officer of the Fire Department in command at the scene of a fire or other emergency may establish a zone of danger, within which no person except members of the Fire Department or Police Department may enter, unless directed or permitted to do so by the member in command. No person may enter upon the premises that is the scene of a fire or alarm of fire, or other emergency, unless and until directed or permitted to do so by the member of the Fire Department in command of the fire.

Subd. 3. Utilizing Citizens to Assist Fire Department. The officer of the Fire Department in command at the scene of a fire or other emergency may utilize any citizen in assisting in protecting life and property when an emergency dictates the necessity of such assistance.

906.19. Removal of Property Endangered by Fire. The officer of the Fire Department in command at any fire or other emergency, may remove property, whenever it becomes necessary for the preservation of the property from fire, or to prevent the spreading of fire, or to protect adjoining property, and to that end may enter or order any member of the Fire Department to enter premises involved in danger or endangering other property.

906.21. Demolition of Buildings. The officer of the Fire Department in command at the scene of any fire or other emergency may order the demolition of any building or structure during a fire or other extreme emergency to prevent a conflagration, provided, however, that no building or structure may be blown up or otherwise destroyed for the purpose of checking the progress of any fire, except in case of necessity, and then only upon order of the officer of the department in command at the scene of the fire.

906.23. Police Aid at Emergency Scene. It is hereby made the special duty of the Chief of Police, policemen, and such other peace officers as are on duty at the time, to respond to all fire alarms and assist the Fire Department in the protection of life and property of the citizens, and the property of the Fire Department, and in controlling and regulating traffic and maintaining order.

906.25. Inspection and Cleaning of Commercial Cooking Ventilation Systems. Subdivision 1. Periodic Servicing. Commercial cooking ventilation systems, hoods, filters, grease removal devices, and ducts must be periodically cleaned prior to surfaces becoming heavily contaminated with combustible grease deposits. Commercial cooking ventilation systems, hoods, and ducts shall be cleaned at least annually. Cleaning may be required more often depending on grease build-up. Annual cleaning may be waived after inspection and approval by the Fire Chief.

Subd. 2. Permits. A person cleaning a commercial cooking ventilation system or its components as referred to in Subdivision 1 for the removal of combustible grease, must first obtain a permit from the Fire Department. Permits must be obtained a minimum of three days prior to starting work. Upon completion of cleaning, the Fire Department shall be notified for inspection and approval of work. The permit fee is fixed in Appendix IV.

Sec. 2. Violation of the provisions of this ordinance is a misdemeanor.

Sec. 3. This ordinance is effective in accordance with Crystal City Code, Subsection 110.11.

Mayor

Attest:

Clerk

CR205-7:ORD9

**RESOLUTION NO. 90-
RESOLUTION HONORING THE VOLUNTEERS
IN THE CITY OF CRYSTAL**

WHEREAS, volunteers have enriched the life of our community through their concern, commitment, and generosity of spirit; and

WHEREAS, volunteerism embodies a spirit of giving and spirit of growth; and

WHEREAS, volunteers are a vital resource and have contributed to the health, education, welfare, recreation, culture and environment of the City of Crystal; and

WHEREAS, the hard work and commitment of volunteers has enriched and vitalized our efforts; and

WHEREAS, we wish to **Celebrate Minnesota Volunteers** in the City of Crystal, thanking them for their selfless efforts and dedication;

NOW, THEREFORE, ^{we City Council} ~~I, Betty Herbes, Mayor~~ of the City of Crystal, Minnesota, do hereby proclaim the week of April 22 - April 28, 1990 as

City of Crystal VOLUNTEER RECOGNITION WEEK

Adopted this 27th day of March, 1990

Mayor

ATTEST:

City Clerk

HOLMES & GRAVEN

CHARTERED

470 Pillsbury Center, Minneapolis, Minnesota 55402

(612) 337-9300

DAVID J. KENNEDY

Attorney at Law

Direct Dial (612) 337-9232

March 9, 1990

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

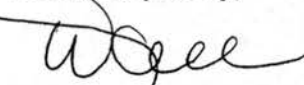
Re: Cystic Fibrosis Gambling

Dear Jerry:

I've reviewed the February 22, 1990 letter from the Cystic Fibrosis Foundation. I think their position, simply stated, is that the nature of their contributions is such that they cannot be made in a single City (or "trade area" that the statute refers to). I don't think there's any question that CF contributions are for a "lawful purpose" under the statute Section 349.12, Subd. 11 which refers to "benefiting persons. . . by relieving or protecting them from disease, suffering or distress. . ." The only issue is whether the City Council will feel that, notwithstanding the unique nature of CF, in fairness to other organizations the contribution must be made directly to the City. If the Council accedes to the CF request I would think you could administratively accept a CF certification that the 10% was expended in the manner they describe and that the requirement of the ordinance has been met.

By the way, the CF attorney raised some arguments about our ordinance stating that the requirement of a "contribution to the City" is invalid. I am enclosing a draft ordinance to cover those points. The ordinance merely reflects our practice and embodies the current statutory language dealing with the administration of those contributed funds. We should give the ordinance first reading on March 27th.

Yours very truly,



David J. Kennedy

DJK:caw

Enclosure

ORDINANCE NO. 90-_____

AN ORDINANCE RELATING TO LAWFUL
GAMBLING: AMENDING CRYSTAL CITY CODE,
SUBSECTION 1100.09, SUBDIVISION 8.

THE CITY OF CRYSTAL ORDAINS:

Section 1. Crystal City Code, Subsection 1100.09, Subdivision 8 is amended to read:

Subd. 8. Contributions to City. 10 cents of each dollar of profits from lawful gambling within the City ~~shall~~ must be pledged and annually, prior to December 1, contributed to the City by the organization for use in lawful purposes in the trade area of the City as defined in Minnesota Statutes, Section 349.12, Subd. 11, (a)(b) and (c) and specified in a Council resolution. For purposes of this subdivision the term "net profits" means profits less amounts expended for allowable expenses; the terms "profits" and "allowable expenses" have the meanings given them by Minnesota Statutes, Chapter 349 and rules and regulations promulgated thereunder. If an organization certifies to the City that at least 10% of its net profits have been expended in the trade area of the City for the lawful purposes specified by the City, the payment required by this subdivision need not be made. The trade area of the City is the area within the boundaries of the City. The contributions to the City required by this subdivision must be deposited by the City in a special City fund which must be administered by the City without cost to the fund.

Sec. 2. This ordinance is effective in accordance with Crystal City Code, Subsection 110.11.

Mayor

Attest:

Clerk

CR205-15

February 22, 1990

Jerry Dulgar
City Manager
City of Crystal
4141 Douglas Drive North
Crystal, MN 55422-1696

Dear Mr. Dulgar:

The purpose of this letter is to provide you with information on the purpose, goals and operation of the Cystic Fibrosis Foundation ("CF Foundation") as it interrelates with Crystal City Code Section 1100.19, Subd. 8.

Your finance director Jessie Hart, by correspondence dated December 4, 1989, advised us that the CF Foundation owed the City of Crystal \$26,937.21 under Section 1100.19, Subd. 8. In early 1990 we forwarded Jessie Hart's correspondence to our local legal counsel, Thomas F. Dougherty of Lommen, Nelson, Cole & Stageberg, P.A. Mr. Dougherty advised us that Section 1100.19, Subd. 8, as drafted has essentially two elements. The first element is that an organization is required to donate to the City of Crystal 10% of the charitable organization's net profits from gambling earned in the City of Crystal. The second element is that an organization need not satisfy the first element if it makes certain expenditures for lawful purposes within the City of Crystal. In addition, Mr. Dougherty contacted the City Attorney and addressed certain other issues with him regarding the enforceability of Section 1100.19, Subd.8.

We understand that because of the purpose, goals and operations of many of the charitable organizations conducting lawful gambling within the City of Crystal, it is relatively easy for most of these organizations to identify and certify that an appropriate level of expenditures for lawful purposes have been made within the City of Crystal. In our situation, which is described in detail below, we are confident that although the requisite amount of expenditures for lawful purposes are made within the City of Crystal and the residents of the City of Crystal are benefitted by the expenditures and activities of the CF Foundation, it is difficult for the CF Foundation to point to and identify the precise expenditures which benefit the City of Crystal and its residents.

By way of background information, the CF Foundation is a national charitable organization (IRC Sec. 501(c)(3)) whose purpose is to support research for a cure and/or control of cystic fibrosis ("CF"). With 73 chapters and branches, the CF Foundation raises revenues through pledges, bequests, direct mail appeals, charitable gambling, and from donor participation in special events. The CF Foundation is governed by a board of trustees which is charged with carrying out the purpose and goals of the CF Foundation.

As you may already know, CF is the most common genetic killer of children and young adults in the United States for which there is currently no cure. CF exacts a terrible toll on the 30,000 Americans who have this disease. It causes the body to produce thick, sticky mucus which clogs the lungs and interferes with digestion. Respiratory complications and infection caused by the mucus are the leading cause of death. One in 20 Americans, more than 12 million people, carries the gene which causes CF. In 1955, when the CF Foundation was established, few children lived to attend elementary school. Today, more than one-half of the children with CF are living into their mid-twenties.

To bring the skills of the most talented scientists to bear against CF, the CF Foundation created a network of research centers dedicated exclusively to studying CF-related areas. Today, there are 12 CF Foundation research centers across the country. The CF Foundation has also created and funds over 110 Care Centers offering excellent inpatient and outpatient treatment, diagnosis and counseling. The Care Centers also contribute CF research information.

The CF Foundation, which has dramatically increased its revenues to research during the past five years, has enabled scientists to identify the gene which causes CF. Simultaneously, CF Foundation researchers are deciphering malfunctions in the CF cell. The CF Foundation's comprehensive scientific approach is paving the way for the development of revolutionary treatments for the disease of cystic fibrosis.

During 1989 the CF Foundation funded several research grants at the University of Minnesota totaling approximately \$275,000. This represents a significant amount of money, money which is infused directly into the Metropolitan economy for research which benefits all citizens including those in the City of Crystal. The CF Foundation has not yet finalized its research grants for 1990 but expects to fund a comparable amount to the University of Minnesota. This amount is far in excess of the 10% under Section 1100.19, Subd. 8.

The CF Foundation's mission is to save lives and we are winning. But to keep winning, we need to bring in more revenues than ever before. We have to maintain the pace of CF research or increase it. We cannot afford to lose any lives

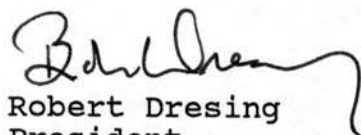
because of lack of money. The money generated by the CF Foundation from charitable gambling in the State of Minnesota in general and the City of Crystal specifically is vital to helping the CF Foundation attain its primary goal - finding a cure or control for the fatal disease of cystic fibrosis in time for those people who have the disease now.

Although the operation of the CF Foundation does not fit within the precise framework of the typical organization conducting lawful gambling within the City of Crystal, it is the position of the CF Foundation that the CF Foundation expends within the City of Crystal at least 10% of its net profits for lawful purposes as defined in the Minnesota Statutes. Therefore, we believe that the second element of Section 1100.19, Subd. 8 has been satisfied; and the CF Foundation is not required to make a 10% contribution to the City of Crystal. Hopefully after your review of the purpose, goals and operation of the CF Foundation set forth in this letter, you will agree also. Obviously, we would like to avoid needless expenditures for legal fees which will only divert our precious resources from funding research.

Please feel free to call or have the City Attorney call our local counsel, Thomas F. Dougherty at 336-9334.

Yours very truly

Cystic Fibrosis Foundation


Robert Dresing
President

Gambling groups must share profits with St. Paul youth

By Donna Halvorsen
Staff Writer

The city of St. Paul may require organizations that engage in charitable gambling to contribute 10 percent of their profits to a city-run fund for youth organizations, the Minnesota Court of Appeals has ruled.

But in a decision to be filed today, the court said the city might be unable to collect prior amounts not paid by Rice St. VFW Post 3877, which challenged the ordinance.

The decision said the city could require the contributions without explicit authority from the Legislature, but added that any doubt about the ordinance was washed away when legislators gave express approval last year.

The city's 1986 ordinance had been overturned last year by a Ramsey County district judge, who said it was an illegal tax on charitable gambling.

"A required contribution to a fund operated by the city for public purposes is clearly within the general definition of a tax," the appeals court said. "However, because of the unique nature of charitable gambling revenue, we find the ordinance does not impose a tax."

Charitable gambling has been legal in Minnesota since 1984. The VFW has had a state license since 1985 and a St. Paul license since 1986. The Rice Street VFW is one of 72 organizations that were required to make contributions to the city fund.

In 1986 the city began requiring organizations to pay 20 percent of their profits into a city fund, with the City Council approving disbursement of the money to youth organizations.

The following year, however, the Legislature prohibited cities from requiring contributions of more than 10 percent for specific purposes. The St. Paul ordinance was changed accordingly.

In 1988 the city sent two letters to the VFW demanding a 20 percent contribution through 1987 and a 10 percent share thereafter, for a total of \$32,389.50. The city threatened license revocation for failure to comply.

The VFW sued, and the ordinance was declared invalid.

Effective July 1, 1989, the Legislature expressly authorized ordinances such as St. Paul's that required a 10 percent contribution. The appeals court said that the St. Paul ordinance was also valid before that time, but that the VFW cannot be required to pay past-due amounts if the money already has been used for charitable purposes.

"The city may impose other sanctions, if authorized by the ordinance, for the VFW's violation of the required contribution ordinance," the court said in a decision written by Judge Marianne Short.

DAVID J. KENNEDY
Attorney at Law

Direct Dial (612) 337-9232

HOLMES & GRAVEN

CHARTERED

470 Pillsbury Center, Minneapolis, Minnesota 55402
(612) 337-9300

March 9, 1990

Mr. Jerry Dugar
City Manager
City of Crystal
4141 Douglas Drive North
Crystal, Minnesota 55422

Re: Liquor License Bonds

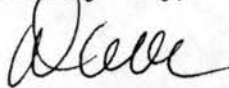
Dear Jerry:

Darlene has called to my attention that our liquor ordinance does not permit insurance in lieu of a bond, a practice widely followed by other cities.

I'm enclosing a draft ordinance for first reading that permits insurance in lieu of a bond if the insurance covers the obligations normally contained in a bond of this type. (The terms of the bond used to be in the statute itself, but were removed some years back.) I'm also enclosing a copy of the relevant statutory provisions which detail the necessary coverage. The bond amounts are arbitrary but increase the \$1,000 and \$3,000 amounts in the City Code, Section 1200.07.

You might want Nancy to check this draft with Cary Schaik.

Yours very truly,



David J. Kennedy

DJK:caw

Enclosures

DJK DRAFT 3/10/90

ORDINANCE NO. 90-_____

AN ORDINANCE RELATING TO INTOXICATING
LIQUOR LICENSES: BONDS AND INSURANCE:
AMENDING CRYSTAL CITY CODE,
SUBSECTION 1200.07, BY ADDING SUBDIVISION:
REPEALING CRYSTAL CITY CODE, SUBSECTION
1200.07, SUBDIVISIONS 3, 4 AND 5.

THE CITY OF CRYSTAL ORDAINS:

Section 1. Crystal City Code, Subsection 1200.07 is amended by adding subdivisions to read:

Subd. 3. Bond. An application for a license must be accompanied by a surety bond or, in lieu thereof, cash or United States Government bonds of equivalent market value as provided in Minnesota Statutes, section 340A.409. The surety bond or other security must be in the sum of \$5,000 for an applicant for an "on-sale" license and \$3,000 for an applicant for an "off-sale" license.

Subd. 4. Liability Insurance. Prior to the issuance of a license, the applicant must file with the city clerk a liability insurance policy in the amount of the coverages specified in Minnesota Statutes, Section 340A.409 relating to liability insurance policies. If a liability insurance policy is made subject to the following conditions:

- (a) that the licensee will obey the law;
- (b) that the licensee will pay to the City when due all taxes, license fees and other charges;
- (c) that the licensee will pay to the extent of the coverage damages for death or injury resulting from violation of laws or provisions of this code relating to intoxicating liquor;

the policy may be accepted by the Council in lieu of the bond required under subdivision 2.

Subd. 5. Approval of Security. The security offered under subdivisions 2 and 3 must be approved by the City Council and in the case of applicants for "on-sale" wine licenses and "off-sale" licenses, by the state commissioner of public safety. Surety

bonds and liaiblity insurance policies must be approved as to form by the City Attorney. Operation of a licensed business without having on file with the City effective security as required in subdivisions 2 and 3 is a cause for revocation of the license.

Sec. 2. Crystal City Code, Subsection 1200.07, Subdivisions 3, 4 and 5 are repealed.

Sec. 3. This ordinance is effective in accordance with Crystal City Code, Subsection 110.11.

Attest:

Clerk

CR205-7:Res12.

Memorandum

DATE: March 20, 1990
TO: Jerry Dulgar, City Manager
FROM: Nancy Gohman, Assistant Manager *Nancy*
SUBJECT: Labor Agreement LELS Local 56 (Police Sergeant)
vs. City of Crystal 1990 - 1991

Attached are three copies of the Labor Agreement between the City of Crystal and LELS Local 56 (Police Sergeant) for 1990 and 1991. As you know we have reached an agreement with this union based on the following:

- 1) 4% increase 1990
- 2) 4% increase 1991
- 3) Insurance - employer will contribute up to a maximum of \$220 per month per employee in 1990 (Crystal's current average contribution) toward health and life insurance, up to \$15 of the maximum amount may be used for dental insurance.

In 1991 the above stated benefit will increase to the amount of the average City of Crystal contribution for family coverage.

I recommend that you forward this to the City Council for their approval at their next regular scheduled meeting of April 3, 1990.

NG/js

1990-1991
LABOR AGREEMENT
BETWEEN
THE CITY OF CRYSTAL
AND
LAW ENFORCEMENT LABOR SERVICES
LOCAL #56
(Police Sergeant)

LABOR AGREEMENT

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LABOR AGREEMENT
BETWEEN
LAW ENFORCEMENT LABOR SERVICES, LOCAL #56
AND
THE CITY OF CRYSTAL

SECTION I PURPOSE OF AGREEMENT

This Agreement is entered into as of _____, 1990, between the City of Crystal, hereinafter call the EMPLOYER, and the Law Enforcement Labor Services, Inc., Local #56, hereinafter called the EMPLOYEES.

It is the intent and purpose of this Agreement to:

1. Place in written form the terms and conditions of employment for the duration of this Agreement; and,
2. Establish procedures for the resolution of disputes concerning this Agreement's interpretation and/or application.

SECTION II RECOGNITION

- 2.1 The EMPLOYEES covered by this Agreement are: Police Supervisor or other classifications covered by the certification of the Minnesota Bureau of Mediation Services.

SECTION III DEFINITIONS

- 3.1 EMPLOYEE: Police Supervisors.
- 3.2 DEPARTMENT: The City of Crystal Police Department.
- 3.3 EMPLOYER: The City of Crystal.
- 3.4 UNION: Law Enforcement Labor Services, Inc., Local #56
- 3.5 CHIEF: The Chief of the City of Crystal Police Department.

- 3.6 OVERTIME: Work performed at the express authorization of the EMPLOYER in excess of the EMPLOYEE'S scheduled shift.
- 3.7 SCHEDULED SHIFT: A consecutive work period including rest breaks and a lunch break.
- 3.8 REST BREAKS: Periods during the SCHEDULED SHIFT during which the employee remains on continual duty and is responsible for assigned duties.
- 3.9 LUNCH BREAK: A period during the SCHEDULED SHIFT during which the employee remains on continual duty and is responsible for assigned duties.
- 3.10 STRIKE: Concerted action in failing to report for duty; the willful absence from one's position; the stoppage of work, slow-down or abstinence in whole or in part from the full, faithful and proper performance of the duties of employment for the purposes of inducing, influencing or coercing a change in the conditions or compensation or the rights, privileges or obligations of employment.

SECTION IV EMPLOYER SECURITY

The EMPLOYEE agrees that during the life of this Agreement that the EMPLOYEE will not cause, encourage, participate in or support any strike, slow-down or other interruption of or interference with the normal functions of the EMPLOYER.

SECTION V EMPLOYER AUTHORITY

- 5.1 The EMPLOYER retains the full and unrestricted right to operate and manpower, facilities, and equipment; to establish functions and programs; to set and amend budgets; to determine the utilization of technology; to establish and

modify the organizational structure; to select, direct, and determine the number of personnel; to establish work schedules; and to perform any inherent managerial function not specifically limited by this Agreement.

- 5.2 Any term and condition of employment not specifically established or modified by this Agreement shall remain solely within the discretion of the EMPLOYER to modify, establish, or eliminate.

SECTION VI EMPLOYEE RIGHTS - GRIEVANCE PROCEDURE

6.1 Definition of a Grievance

A grievance is defined as a dispute or disagreement as to the interpretation or application of the specific terms and conditions of this Agreement.

6.2 Processing of a Grievance

It is recognized and accepted by the EMPLOYEE and EMPLOYER that the processing of grievances as hereinafter provided is limited by the job duties and responsibilities of the EMPLOYEES and shall therefore be accomplished during normal working hours only when consistent with such EMPLOYEE duties and responsibilities. The aggrieved EMPLOYEE shall be allowed a reasonable amount of time without loss in pay when a grievance is investigated and presented to the EMPLOYER during normal working hours provided that the EMPLOYEE has notified and received the approval of the designated supervisor who has determined that such absence is reasonable and would not be detrimental to the work programs of the EMPLOYER.

6.3 Procedure

Grievances, as defined by Sub-Section 6.1, shall be resolved in conformance with the following procedure:

Step 1. An EMPLOYEE claiming a violation concerning the interpretation or application of this Agreement shall, within twenty-one (21) calendar days after such alleged violation has occurred, present such grievance to the EMPLOYEE'S supervisor as designated by the EMPLOYER. The EMPLOYER-designated representative will discuss and give an answer to such Step 1 grievance within ten (10) calendar days after receipt. A grievance, not resolved in Step 1 and appealed to Step 2 shall be placed in writing setting forth the nature of the grievance, the facts on which it is based, the provision or provisions of the Agreement allegedly violated, the remedy requested, and shall be appealed to Step 2 within ten (10) calendar days after the EMPLOYER-designated representative's final answer in Step 1. Any grievance not appealed in writing to Step 2 by the EMPLOYEE within ten (10) calendar days shall be considered waived.

Step 2. If appealed, the written grievance shall be presented by the EMPLOYEE and discussed with the EMPLOYER-designated Step 2 representative. The EMPLOYER-designated representative shall give the EMPLOYEE the EMPLOYER'S Step 2 answer in writing within ten (10) calendar days after receipt of such Step 2 grievance. A grievance not resolved in Step 2 may be appealed to Step 3 within ten (10) calendar days following the EMPLOYER-designated representative's

final Step 2 answer. Any grievance not appealed in writing to Step 3 by the EMPLOYEE within ten (10) calendar days shall be considered waived.

Step 3. If appealed, the written grievance shall be presented by the EMPLOYEE and discussed with the EMPLOYER-designated Step 3 representative. The EMPLOYER-designated representative shall give the EMPLOYEE the EMPLOYER'S answer in writing within ten (10) calendar days after receipt of such of such Step 3 grievance. A grievance not resolved in Step 3 may be appealed to Step 4 within ten (10) calendar days following the EMPLOYER-designated representative's final answer in Step 3. Any grievance not appealed in writing to Step 4 by the EMPLOYEE within ten (10) calendar days shall be considered waived.

Step 4. A grievance unresolved in Step 3 and appealed to Step 4 by the EMPLOYEE shall be submitted to arbitration subject to the provisions of the Public Employment Labor Relations Act of 1971. The selection of an arbitrator shall be made in accordance with the "Rules Governing the Arbitration of Grievances" as established by the Public Employment Relations Board.

6.4 Arbitrator's Authority

- A. The arbitrator shall have no right to amend, modify, nullify, ignore, and to, or subtract from the terms and conditions of this Agreement. The arbitrator shall consider and decide only the specific issue(s) submitted in writing by the EMPLOYER and the EMPLOYEE, and shall have no

authority to make a decision on any other issue not so submitted.

- B. The arbitrator shall be without power to make decisions contrary to, or inconsistent with, or modifying or varying in any way the application of laws, rules, or regulations having the force and effect of law. The arbitrator's decision shall be submitted in writing within thirty (30) days following close of the hearing or submission of briefs by the parties, whichever be later, unless the parties agree to an extension. The decision shall be binding on both the EMPLOYER and the EMPLOYEE and shall be based solely on the arbitrator's interpretation or application of the express terms of this Agreement and to the facts of the grievance presented.
- C. The fees and expenses for the arbitrator's services and proceedings shall be borne equally by the EMPLOYER and the EMPLOYEE provided that each party shall be responsible for compensating its own representatives and witnesses. If either party desires a verbatim record of the proceedings, it may cause such a record to be made, providing it pays for the record. If both parties desire a verbatim record of the proceedings, the cost shall be shared equally.

6.5 Waiver.

If a grievance is not presented within the time limits set forth above, it shall be considered "waived". If a grievance is not appealed to the next step within the specified time limit or any agreed extension thereof, it

shall be considered settled on the basis of the EMPLOYER'S last answer. If the EMPLOYER does not answer a grievance or an appeal thereof within the specified time limits, the EMPLOYEE may elect to treat the grievance as denied at that step and immediately appeal the grievance to the next step. The time limit in each step may be extended by mutual written agreement of the EMPLOYER and the EMPLOYEE in each step.

6.6 Choice of Remedy.

If, as a result of the written EMPLOYER response in Step 3 the grievance remains unresolved, and if the grievance involves the suspension, demotion, or discharge of an employee who has completed the required probationary period, the grievance may be appealed either to Step 4 of Section VI or a procedure such as:

Civil Service, Veteran's Preference or Fair Employment. If appealed to any procedure other than Step 4 of Section VI, the grievance is not subject to the arbitration procedure as provided in Step 4 of Section VI. The aggrieved employee shall indicate in writing which procedure is to be utilized -- Step 4 of Section VI or another appeal procedure -- and shall sign a statement to the effect that the choice of any other hearing precludes the aggrieved employee from making a subsequent appeal through Step 4 of Section VI.

SECTION VII SAVINGS CLAUSE

This Agreement is subject to the laws of the United States, the State of Minnesota and the City of Crystal. In the event any provision of this Agreement shall be held to be contrary to law by a court of competent jurisdiction from whose final judgment or decree no appeal has been taken within the time provided, such provisions shall be voided. All other provisions of this Agreement shall continue in full force and effect. The voided provision may be discussed at the written request of either party.

SECTION VIII SENIORITY

- 8.1 Seniority shall be determined by the employee's length of continuous employment with the Police Department and posted in an appropriate location. Seniority rosters may be maintained by the Chief on the basis of time in grade and time within specific classifications.
- 8.2 During the probationary period, a newly hired or rehired employee may be discharged at the sole discretion of the EMPLOYER. During the probationary period, a promoted or reassigned employee may be replaced in his previous position at the sole discretion of the EMPLOYER.
- 8.3 A reduction of work force will be accomplished on the basis of seniority. Employees shall be recalled from layoff on the basis of seniority. An employee on layoff shall have an opportunity to return to work within two (2) years of the time of his layoff before any new employee is hired.

- 8.4 Senior employees will be given preference with regard to transfer, job classification assignments and promotions when the job-relevant qualifications of employees are equal.
- 8.5 Senior qualified employees shall be given shift assignment preference after eighteen (18) months of continuous full-time employment.
- 8.6 One continuous vacation period shall be selected on the basis of seniority until March 15 of each calendar year.

SECTION IX DISCIPLINE

- 9.1 The EMPLOYER will discipline employees for just cause only. Discipline will be in one or more of the following forms:
- a) oral reprimand;
 - b) written reprimand;
 - c) suspension;
 - d) demotion; or
 - e) discharge.
- 9.2 Suspensions, demotions and discharges will be written form.
- 9.3 Written reprimands, notices of suspension, and notices of discharge which are to become part of an employee's personnel file shall be read and acknowledged by signature of the EMPLOYEE. The EMPLOYEE will receive a copy of such reprimands and/or notices.
- 9.4 Employees may examine their own individual personnel files at reasonable times under the direct supervision of the EMPLOYER.
- 9.5 Discharges will be preceded by a five (5) day suspension without pay.

9.6 Grievances relating to this Section shall be initiated by the EMPLOYEE in Step 3 of the grievance procedure under Section VI.

SECTION X CONSTITUTIONAL PROTECTION

Employees shall have the rights granted to all citizens by the United States and Minnesota State Constitutions.

SECTION XI WORK SCHEDULES

11.1 The normal work year is two thousand and eighty (2,080) hours to be accounted for by each employee through:

- a) hours worked on assigned shifts;
- b) holidays;
- c) assigned training; and
- d) authorized leave time.

11.2 Holidays and authorized leave time is to be calculated on the basis of the actual length of time of the assigned shifts.

11.3 Nothing contained in this or any other Section shall be interpreted to be a guarantee of a minimum or maximum number of hours the EMPLOYER may assign employees.

SECTION XII SICK LEAVE

All full-time employees in the classified service will accrue eight (8) hours' sick leave per month at the rate of three point six seven eight (3.678) hours per pay period, until they reach a maximum of nine hundred sixty (960) hours, at which time they will continue to accrue sick leave at the same rate and on the same basis and this additional sick leave will be called "banked sick leave" and can only be used upon the completed deletion of

the nine hundred sixty (960) hours of accumulated sick leave, with the exception that no accrued sick leave can be used during the first six (6) months period.

Sick leave may be granted only for the absence from duty because of illness, doctor's appointments, legal quarantine, or death or serious illness in the immediate family. Employees claiming sick leave maybe required to provide evidence in the form of a certificate from the attending physician or otherwise, of the adequacy of the reason for an employee's absence during the time for which sick leave is granted.

EMPLOYEE, or a person designated by the EMPLOYEE, is expected to notify his/her supervisor before beginning of shift on each day of his/her absence by reason of illness or accident. Failure to notify the City of Crystal as outlined above maybe cause for disciplinary action.

SECTION XIII TUITION

Reimbursement of sixty (60%) of tuition and books for a "C" or better grade in a job affiliated course will be paid by the City if foregoing grant is denied.

SECTION XIV VACATION SCHEDULE

The following vacation schedule is hereby established:

0 thru 5 years of service	---	12 days per year
6 thru 10 years of service	---	17 days per year
Over 10 years of service	---	One (1) additional day per year, not to exceed 24 days

Vacation time may be accumulated and carried over to the following year. Such accumulation, including the current

vacation earned, from year to year may not exceed a total accumulation equal to one and one-half (1-1/2) times the number of hours the employee is currently earning in one year. In no case may the total number of vacation hours accrued exceed two hundred forty (240) hours.

SECTION XV WORKING OUT OF CLASSIFICATION

Employees assigned by the EMPLOYER to assume the full responsibilities and authority of a higher job classification shall receive the salary schedule of the higher classification of the duration of the assignment.

SECTION XVI INSURANCE

The Employer will contribute up to a maximum of two hundred twenty dollars (\$220.00) per month per employee in 1990 toward health and life insurance, up to fifteen dollars (\$15.00) of the maximum amount may be used for dental insurance.

In 1991 the above stated benefit will increase to the amount of the average City of Crystal contribution for family coverage.

Employees may elect to participate in the employee flexible benefit account.

All employees who retire after January 1, 1986, under a full, unreduced retirement benefit from the Public Employees Retirement Association or the Crystal Police Relief Association and all present retirees, who are currently members of the City of Crystal group hospitalization insurance plan, who have retired under a full, unreduced retirement benefit from the Public Employees Retirement Association or the Crystal Police Relief

Association, shall have the option of retaining membership in the City of Crystal's group hospitalization insurance plan for which the City will pay the single person premium until such time as the retiree is eligible for Medicare coverage, and further, if the retiree desires to continue family coverage, the additional cost for family coverage shall be paid monthly by the retiree to the City of Crystal.

SECTION XVII STANDBY PAY

Employees required by the EMPLOYER to standby shall be paid for such standby time at the rate of one hours (1) compensation for each hour on standby.

SECTION XVIII UNIFORMS

The EMPLOYER shall provide required uniform and equipment items. The EMPLOYER will provide any required plainclothes dress.

SECTION XIX INJURY ON DUTY

Employees injured during the performance of their duties for the EMPLOYER and thereby rendered unable to work for the EMPLOYER, will be paid the difference between the EMPLOYEE'S regular pay and Workers' Compensation insurance payments for a period not to exceed ninety (90) days per injury, not charged to the EMPLOYEE'S vacation, sick leave or other accumulated paid benefits, after a five (5) working day initial waiting period per injury. The five (5) working day waiting period shall be charted to the EMPLOYEE'S sick leave account less Workers' Compensation insurance payments.

SECTION XX LONGEVITY AND EDUCATIONAL INCENTIVE

The following terms and conditions are effective:

- 20.1 After four (4) years of continuous employment, each EMPLOYEE shall choose to be paid three percent (3%) of the EMPLOYEE'S base rate or supplementary pay based on educational credits as outlined in 20.6 of this Section.
- 20.2 After eight (8) years of continuous employment, each EMPLOYEE shall choose to be paid supplementary pay of five percent (5%) of the EMPLOYEE'S base rate or supplementary pay based on educational credits as outlined in 20.6 of this Section.
- 20.3 After twelve (12) years of continuous employment, each EMPLOYEE shall choose to be paid supplementary pay of seven percent (7%) of the EMPLOYEE'S base rate or supplementary pay based on educational credits as outline in 20.6 of this Section.
- 20.4 After sixteen (16) years of continuous employment, each EMPLOYEE shall choose to be paid supplementary pay of nine percent (9%) of the EMPLOYEE'S base rate or supplementary pay based on educational credits as outline in 20.6 of this Section.
- 20.5 EMPLOYEES may choose supplementary pay either for length of service or for educational credits no more often than once every twelve (12) months.
- 20.6 Supplementary pay based on educational credits will be paid to employees after twelve (12) months of continuous employment at the rate of:

<u>Education Credits Stated in</u>	<u>Percentage Pay</u>
<u>Terms of College Quarter Credits</u>	<u>Increment</u>

45 - 89

3%

90 - 134	5%
135 - 179	7%
180 or more	9%

Not all courses are to be eligible for credit. Courses receiving qualifying credits must be job related. (Thus, a 4 year degree is not automatically 180 credits -- or a 2 year certificate is not automatically 90 credits.) Job-related courses plus those formally required to enter such courses shall be counted. If Principles of Psychology (8 credits) is required before taking Psychology of Police Work (3 credits), completion of these courses would yield a total of 11 qualifying credits. C.E.U.'s (Continuing Education Units) in job-related seminars, short courses, institutes, etc. shall also be counted. The EMPLOYER shall determine which courses are job-related. Disputes are grievable based on the criteria outlined in the award of Minnesota Bureau of Mediation Services Case No. 78-PN-370-A. New employees hired after the effective date of this contract through a non-promotional process will not be eligible for educational incentive.

SECTION XXI SEVERANCE

Employees terminating their employment with the City after December 31, 1982 with ten (10) years or more of continuous service will be paid thirty-three and one third percent (33.33%) of the employee's accumulated sick leave except employees who are discharged for cause.

SECTION XXII UNION SECURITY

- 21.1 The EMPLOYER shall deduct from the wages of employees who authorize such a deduction in writing an amount necessary to cover monthly UNION dues. Such monies shall be remitted as directed by the UNION.
- 21.2 The UNION may designate employees from the bargaining unit to act as steward and an alternate and shall inform the EMPLOYER in writing of such choice and changes in the position of steward and/or alternate.
- 21.3 The EMPLOYER shall make space available on the employee bulletin board for posting UNION notice(s) and announcements(s).
- 21.4 The UNION agrees to indemnify and hold the EMPLOYER harmless against any and all claims, suits, orders, or judgments brought or issued against the EMPLOYER as a result of any action taken or not taken by the EMPLOYER under the provisions of this Article.

SECTION XXIII WAIVER

- 22.1 Any and all prior agreements, resolutions, practices, policies, rules and regulations regarding terms and conditions of employment, to the extent inconsistent with the provisions of this Agreement are hereby superseded.
- 22.2 The Parties mutually acknowledge that during the discussions which resulted in this Agreement, each had the unlimited right and opportunity to discuss problems with respect to any term or condition of employment not removed by law from discussion. Understandings arrived at by the parties are

set forth in writing in this Agreement for the stipulated duration of this Agreement. The EMPLOYER and the EMPLOYEE each voluntarily and unqualifiedly waives the right to meet and confer regarding any and all terms and conditions of employment referred to or covered in this Agreement or with respect to any term or condition of employment not specifically referred to or covered by this Agreement, even though such terms or conditions may not have been within the knowledge or contemplation of either or both of the parties at the time this Agreement was discussed or executed.

SECTION XXIV DURATION

This Agreement shall be effective as of January 1, 1990, except as herein noted, and shall remain in full force and effect until the thirty-first (31st) day of December, 1991. In witness whereof, the parties hereto have executed this Agreement on this _____ day of _____, 1990.

FOR THE CITY OF CRYSTAL

FOR LAW ENFORCEMENT LABOR
SERVICES, INC., LOCAL #56

Roland J. Hiles

Michael Harty

APPENDIX A

1990 - 1991 Wage Rates

1. Police Supervisor \$3,435 per month in 1990; \$3,573 per month in 1991 with no reopener.
2. Employees assigned by the Employer to the following job classification or position will receive one hundred dollars (\$100) per month or one hundred dollars (\$100) pro-rated for less than a full month in addition to their regular wage rate:

Investigative Supervisor

FOR THE CITY OF CRYSTAL

FOR LAW ENFORCEMENT LABOR
SERVICES, INC., LOCAL #56

Roland J. Hanks
Michael C. Hart

APPENDIX B

This supplementary Memorandum is entered into between the City of Crystal and the Police Managers and Police Supervisors of the City of Crystal.

SECTION B-1 HOLIDAYS

All police personnel covered under this Contract, scheduled to work New Year's Day, President's Day, Memorial Day, Independence Day, Labor Day, Veteran's Day, Thanksgiving Day, or Christmas Day shall be compensated at one and one-half (1-1/2) times for all hours worked on those days. Payment shall be in the form of cash or credited towards hours owed under "payback", at the employee's choice during each payroll period in which the holiday occurs.

All police personnel covered under this Contract shall have twelve (12) holidays each year. Twelve (12) holidays are figured into the schedule to fulfill the 2,080 hours requirement for the year except for those officers on five/two work schedule who will take holidays as they occur.

SECTION B-2 HOME PICKUP

The practice of picking up at the home will continue for those living within the corporate limits of Crystal if transportation is available at the time of the requested pickup. If not, personnel must get to the station on time by their own transportation.

SECTION B-3 OVERTIME, COURT TIME AND CALL BACK

Employees assigned overtime by the EMPLOYER or required by the EMPLOYER to report for work on their scheduled time off for court or special duty will receive compensation at the rate of one and

one-half (1-1/2) times the employee's base rate. The form of compensation shall be in either pay or compensatory time at the sole discretion of the EMPLOYER. Employees reporting for duty for court or call back from an off duty status will receive a two (2) hours minimum at the rate of one and one-half (1-1/2) times the employee's base rate. Any employee who is required to appear in court during his/her scheduled off-duty time within twelve (12) hours of having completed either a 9:00 p.m. to 7:00 a.m. or 11:00 p.m. to 7:00 a.m. shift shall receive a minimum of three (3) hours pay at one and one-half (1-1/2) times the employee's base pay rate.

Employees shall have the option of one and one-half (1-1/2) times compensatory time or overtime as previously described. Employees may accrue up to 40 hours at anytime. The use of compensatory time shall be in accordance with current vacation practices.

FOR THE CITY OF CRYSTAL

FOR LAW ENFORCEMENT LABOR
SERVICES, INC. LOCAL #56

Roland J. Miles

Michael L. Hart

Memorandum

DATE: March 21, 1990
TO: Jerry Dulgar, City Manager
FROM: Darlene George, City Clerk
SUBJECT: Amusement Center License Fee

A review of the Association of Metropolitan Municipalities 1989 Municipal Fee Survey indicates there are not a large number of cities with population over 20,000 that have amusement center licenses, and fees vary greatly among the ones that do. In talking with other cities, they have found that the large fees initiated some years ago when video games became popular were not warranted and most have changed their fees or they merely set fees by resolution when an application for an amusement center is considered.

I see very little time required administratively in the processing or maintaining the amusement center license. I spoke with the Police Chief regarding policing of the area. At this point and time it is impossible to determine the policing time required and whether or not the amusement center would be responsible for the policing if it is required. At the present time the annual license fee for a mechanical amusement device is \$104.50 each, pool/billiard table is \$30.00 and junk box fee is \$20 each. At the above rates, the annual fee for Sharks at 100 Pool Hall would be \$1,574. Any vending machines would be separate licenses.

The Council may want to look at a flat fee per machine regardless of the type (\$50 to \$60 per device), for an amusement center and maintain the individual fees where amusement is not the primary purpose of the licensed facility.

Another option could be an amusement center license fee plus an additional amount per machine (example: \$100 plus \$50 per machine). I will place the item on the March 27th Council Agenda for discussion of the fee as well as discussion of hours of operation for the Center so the City Attorney can proceed with the necessary ordinance amendment/resolution.

TO: Jerry Dulgar
FROM: William Monk
DATE: June 29, 1989
SUBJECT: Crystal Community Center

In considering the architect's recommendation to award the Community Center construction contract to Donler Construction Company in the amount of \$3,245,050 (detailed in separate memo), it is first necessary to review the complete project package in terms of overall cost. Based on the construction bid along with other costs, the following financial breakdown is projected:

... Construction Contract	\$3,245,050
... Design & Administration (Architect)	175,000
... Construction Inspection (Supplemental Agreement w/Architect)	38,500
... Surveying & Plat	2,500
... Legal & Bonding	27,500
... Permit Fees to Other Agencies	8,000
... Construction Testing	25,000
... House Demolition	6,000
... Marquee (Sign)	10,000
... Telephone System & Computer Hookup	25,000
... Ballfield Reconstruction and Perimeter Fence	9,000
... Furniture Allowance	60,000
... Move Park & Recreation Office	3,000
... Construction Contingency	115,450

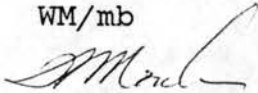
Total Project Cost	\$3,750,000
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As you are aware, the approved \$3.5 million budget involved a \$2.0 million bond issue and a \$1.5 million appropriation from the PIR Fund. Based on the above estimate of total costs, either the project must be downscaled or the PIR Fund appropriation increased. It should be noted that donations from civic organizations or any other source are not included in the above projections.

Based on my involvement in the design process to date, I believe significant downscaling of the budget noted above would prove detrimental to the project as a whole. After review of the present status of the PIR Fund (see attached) with Miles Johnson, staff recommends the project proceed as currently designed and detailed above. Further, that the PIR Fund (Part C) appropriation for the Community Center be increased to \$1.75 million.

As a final note, the involvement of Ed Brandeen (and his entire staff), Miles Johnson, Bill Barber and John Olson as well as yourself in the design and review process has been critical in preparing an excellent construction package.

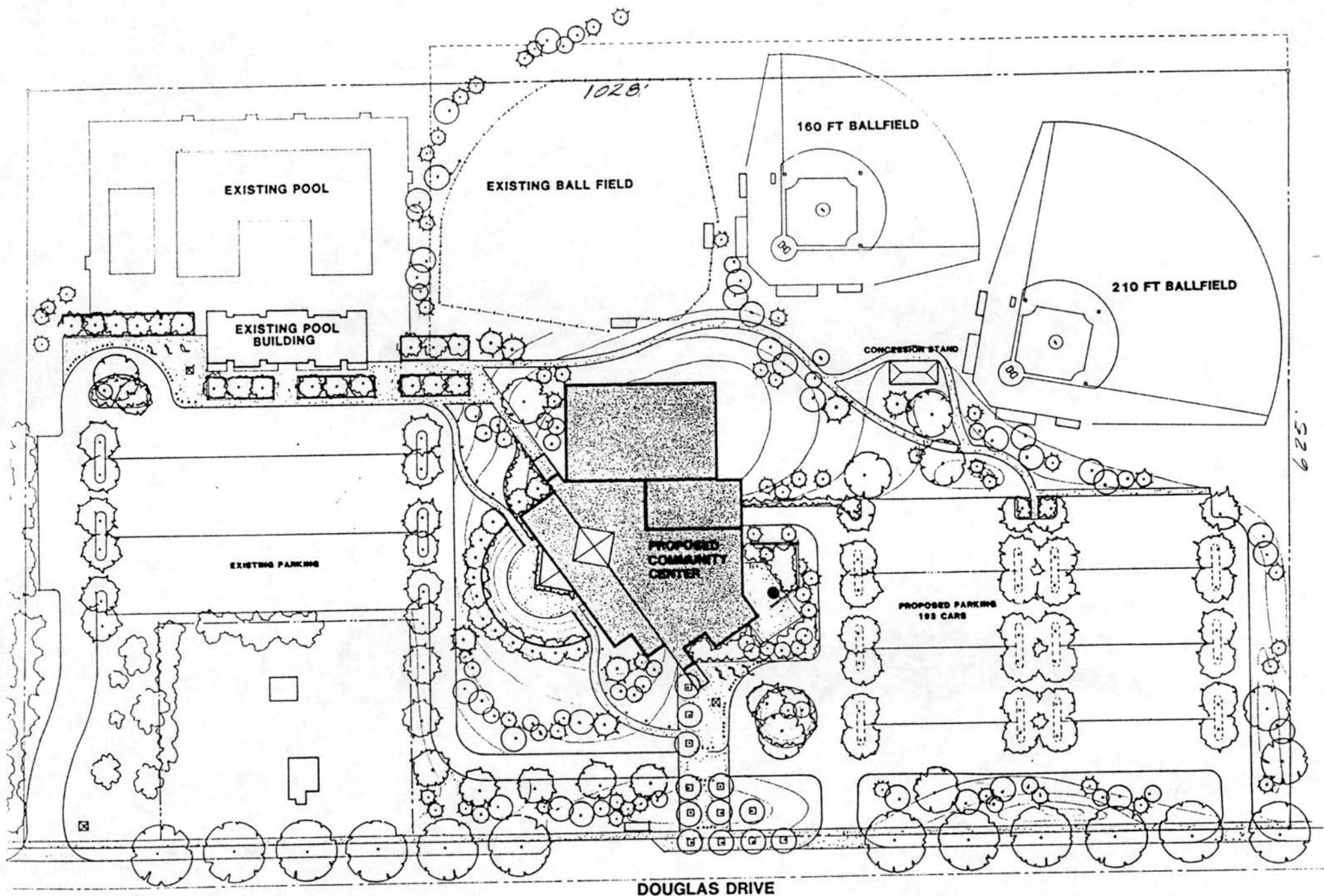
WM/mb

A handwritten signature in dark ink, appearing to read "Miles Johnson", written in a cursive style.

RECAP OF PIR FUND AS OF 12/1992

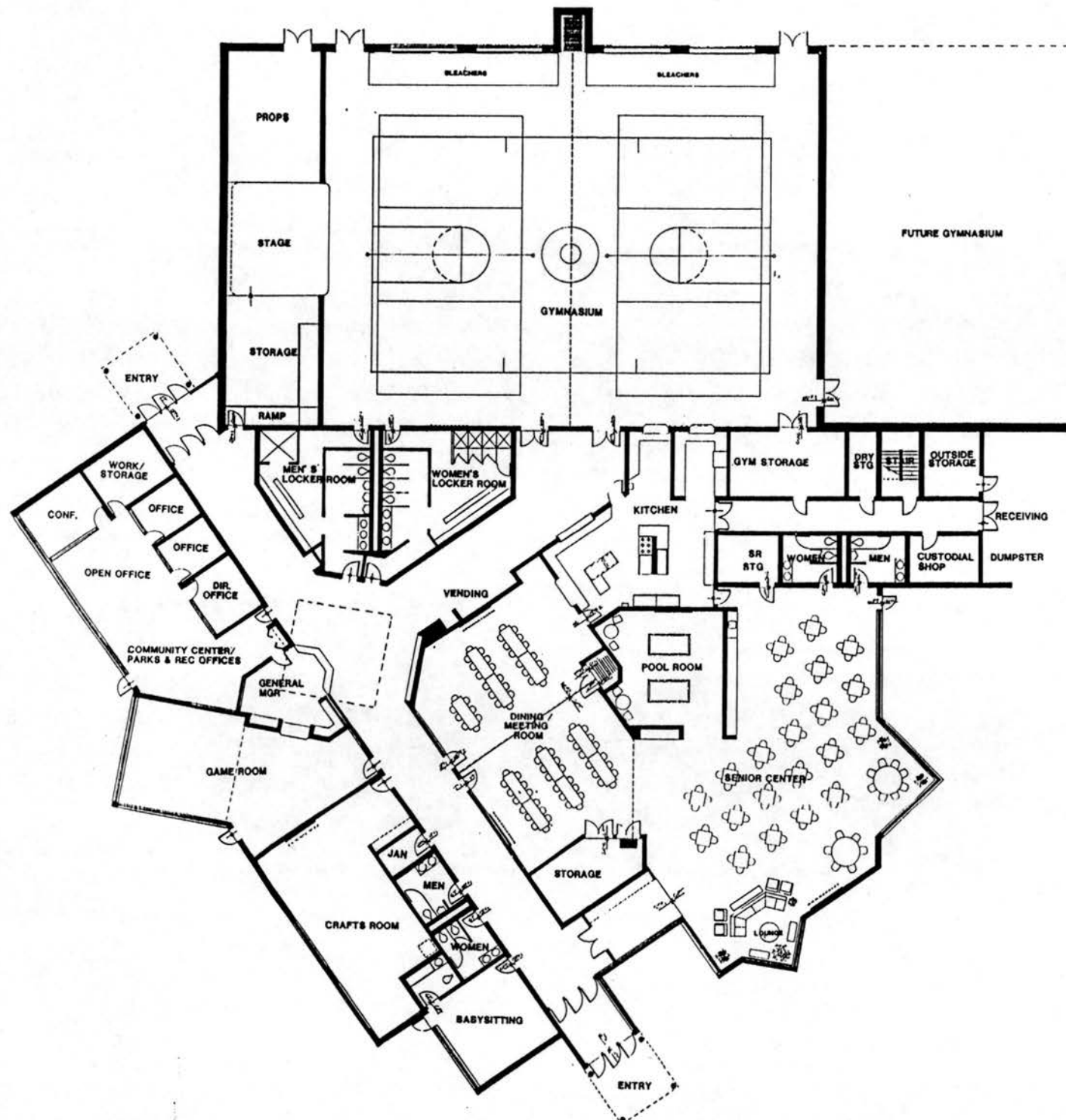
Projected Revenue

Fund A -	\$ 600,000 as a rotating assessment fund
Fund B -	\$1,000,000 for miscellaneous Council projects
Fund C -	\$5,900,000 Balance
Total	\$7,500,000



CRYSTAL COMMUNITY CENTER SITE PLAN

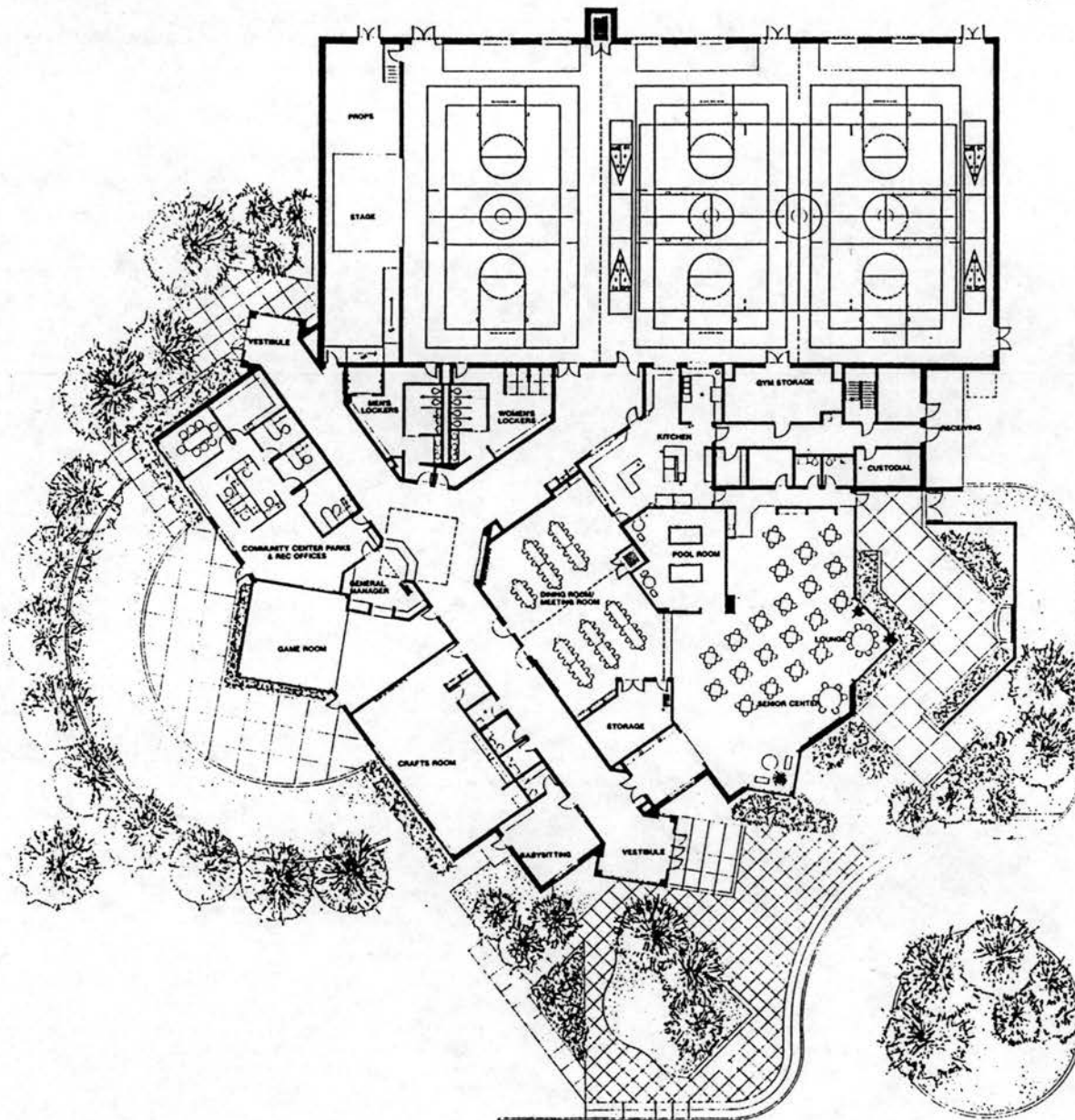
ANDERSON DALE ARCHITECTS
 Architecture Planning Interior Design
 2675 University Avenue
 ST. PAUL, MINNESOTA 55114



Anderson Dale Architects, Inc.
 2675 University Avenue
 St. Paul, Minnesota 55114
 612-842-9000
 Architecture Planning Interior Design

CRYSTAL
 COMMUNITY CENTER





**CRYSTAL
 COMMUNITY
 CENTER**



FLOOR PLAN



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

MODIFICATION

PROJECT: CRYSTAL COMMUNITY CENTER

MODIFICATION NO: 44

OWNER: CITY OF CRYSTAL

DATE: 2 march 1990

TO: DONLAR CONSTRUCTION
480 Cedar St, Suite 301
St. Paul, MN 55101

COMMISSION NO: 142.02.01

Please submit an itemized quotation for changes in the Contract Sum and/or Time incidental to proposed modifications to the Contract Documents described herein.

THIS IS NOT A CHANGE ORDER, NOR A DIRECTION TO PROCEED WITH THE WORK DESCRIBED HEREIN

Description:

In this modification we want to look at creating a women's toilet room out of the existing Storage Room 135, and not finishing Room 136 at this time, for use as a storage room. (see detail 6R/A-2)

1. Reuse the following from present room 136:

- 1 type P-1 Watercloset
- 1 type P-5 sink with faucets, fittings etc.
- 1 hand dryer
- 1 soap dispenser
- 1 mirror
- Floor Tile (tile shall continue only under door)
- 1 sanitary napkin receptor
- 1 "L" shaped grab bar
- 1 Toilet Paper Holder
- Door lockset (reuse on opening 136)

This room will be used as a storage room, with the eventual possibility of being finished as an additional toilet room.

2. Provide the following new items which include but are not necessarily limited to:

(All new items to match existing as specified and/or detailed)

1 type P-2 watercloset (see detail M2R7)
 1 type P-5 sink with faucets, fittings, etc (see detail M2R7)
 1 2" floor drain (see detail M2R7)
 1 mirror
 Toilet partitions
 See specifications, color to be selected
 "L" shaped grab bar
 Toilet Paper Holder
 1 Sanitary Napkin Receptor
 Latchset for opening 135
 Additional floor tile to complete this room
 Transition strip to accomodate non-recessed tile
 4" x 4" ceramic wall tile (full height)
 Ventilation as per detail M6R6
 Plumbing as per detail M6R6
 Suspended gypsumboard ceiling, painted
 Door closer

Lighting and electrical (see details RE2, RE3)

- a. Delete one (1) of the type "F" fixtures in room 135 and move the other type "F" fixture to room 136. Center this fixture in room 136 and connect as required.
- b. Provide and install type "T" and "T-1" as needed to run the full length of the east wall of room 135. Reuse type "T" and "T-1" fixtures from room 136.
- c. Provide 2 type "H" fixtures and install at 2'-0" from the west wall of Room 135 and 2'-6" from the north and south walls respectively. Connect as required.
- d. For rooms 135 and 136, use the existing switches for all lighting changes, and use circuit #2 from L4N-104.

- e. Move hand dryer in room 136 as shown to the south wall of room 135. Use same circuit. Coordinate location with Architect.

Attachments: 6R/A-2, M6R6, M2R7, RE2, RE3

Anderson Dale Architects, Inc

By: 

#12,276⁰⁰
Dontae quote of 3/19/90

CITY OF NEW HOPE

MEMORANDUM

DATE: March 26, 1990

TO: Hennepin Recycling Group Mayors and Council Members

FROM: Hennepin Recycling Group Board of Directors
Jerry Dulgar, City Manager, City of Crystal
Dan Donahue, City Manager, City of New Hope
Gerald Splinter, City Manager, City of Brooklyn Center

SUBJECT: 1990 Yard Waste Disposal

As you are aware, the disposal of yard waste in the Twin Cities metropolitan area underwent a significant change as of January 1, 1990. The Waste Management Act specifically prohibits the disposal of yard waste in sites intended for garbage, which includes landfills and resource recovery facilities such as garbage incinerators and refuse-derived fuel plants.

The rationale for this provision of the Waste Management Act is to keep yard waste out of the waste stream established for garbage since yard waste is a recyclable material when it is composted. There is no argument regarding the reasoning behind this statutory requirement and virtually all levels of government support the intent of this law. However, serious problems have resulted in the implementation of this statutory provision.

Hennepin County had taken the lead role in developing a yard waste disposal program for the County. Due to various problems related to the siting and operation of composting facilities, the County has recently made a number of policy shifts in their yard waste disposal program, with the net result being that the County has transferred much of the responsibility for yard waste disposal to the cities.

The Hennepin Recycling Group (HRG) Board of Directors has been responding to the County's policy changes and attempting to find solutions for 1990 yard waste disposal since November of 1989. The HRG took the lead in establishing a Yard Waste Task Force made up of city and county representatives including both elected officials and staff members. The purpose of the task force was to reach a cooperative solution between Hennepin County and the cities for a 1990 yard waste disposal program. From the HRG's perspective, the County abandoned the task force approach with the passage of two resolutions on February 6, 1990, which shift the responsibility for yard waste disposal on to the cities.

Hennepin County cities are now in the process of attempting to comply with the Hennepin County resolutions or risk the loss of funding for recycling programs. Presently, the status of the 1990 yard waste disposal program in Hennepin County is uncertain. Cities do not know the County's future role in any yard waste disposal program and the garbage haulers and homeowners have limited options for yard waste disposal for 1990.

Presently, there is no overall County-wide plan for yard waste disposal. Because of this uncertainty, the HRG Board of Directors, is requesting the City Councils of all three HRG cities support the HRG's effort to explore the possibility of seeking a legal injunction against the provisions of the Waste Management Act which require the separate disposal of yard waste. If the HRG City Councils are in agreement, the HRG Board would begin the process by first conferring with legal counsel and asking whether an injunction setting aside enforcement of State Statute 115A.931 for one year is possible. The HRG would next report back to the HRG City Councils with a recommendation on proceeding.

YARD WASTE

115A.931 [LAND DISPOSAL OF YARD WASTE.]

(a) Except as authorized by the agency, in the metropolitan area after January 1, 1990, and outside the metropolitan area after January 1, 1992, a person may not dispose of yard waste:

- (1) in mixed municipal solid waste;
- (2) in a disposal facility; or
- (3) in a resource recovery facility except for the purposes of composting or co-composting.

(b) Yard waste subject to this subdivision is garden wastes, leaves, lawn cuttings, weeds, and prunings.

DATE: March 16, 1990
TO: Jerry Dulgar, City Manager
FROM: Bill Monk, City Engineer
SUBJECT: Storm of March 11, 1990

As you are aware, on March 11 an intense 2.5 inch rainfall event occurred in the Crystal area. Given the snow cover, frozen condition of the soil and intensity of the rain, all Crystal storm sewer systems were overburdened and low-lying areas, including backyards, streets and ponds were flooded.

City personnel from the Street, Utility and Engineering Departments were called out at about 5 a.m. While the flooding impacts were severe, City crews were able to keep the sewer system operational and assist with isolated incidents of flooding.

It should be noted that the residents of Crystal responded individually to the bulk of the flooding on private property and understood the vicious nature of this type of storm. At the same time the work of the following individuals should be noted in minimizing the area-wide impacts:

Jeff Beckman
Mark Gaulke
Doug Strande
Bob Nichols
Rich Georgeson
Sante Davidson

John Solie
Bruce Wicken
Bob Lindberg
Randy Kloepper
John Hill
Dan Smith


WM:jrs

cc: Mayor & City Council

Crystal Park And Recreation Advisory Commission
Grand Opening Sub Committee
Minutes
February 7, 1990

The Grand Opening Committee met on Tuesday, February 13, 1990 to discuss the grand opening schedule of events. Members present were: Mr. Gentry, Ms. Reid, Ms. Moucha, Ms. Saunders, Mr. O'Reilly, Mr. Theisen; Mr. Brandeen, Ms. Hackett, and Ms. Hinz from the department staff.

The following events have been approved by the Grand Opening Committee:

Sunday, June 3: Community Center Open House 1-4pm

- Crystal Community Information Fair-invite area non-profit organizations to participate.
- Station Park Commission, Seniors and others in the different C.C. rooms with maps and fact sheets pertaining to each room.
- Have refreshments for sale, pop and popcorn for .25
- Giveaway balloons
- During the community information fair have entertainment/demonstrations on the stage.
Tentative entertainment: Duck Tales, Crystal Crosstrailers and The Childrens Theatre. Tentative demonstrations: Tap/Ballet, gymnastics, biking and wrestling
- Park and Recreation summer activity registration

Monday June 4: Little League Day

- Field dedication-Mayor to throw out the first ball.
- Provide a dedication cake that is cut on the field.
Serve cake and ice cream from 6-9pm in the C.C.
- Each player/coach receives a ticket to pick up their cake and ice cream.
- Other individuals can purchase cake and ice cream.
- Is there someone that Little League wants to honor

Tuesday June 5 Adult Recreation Night

- Sport Clinics from 7-9pm.
- Tentative clinics: volleyball, softball, golf, tennis (NWTa), basketball, jazzercise, and paddle tennis
- Each clinic will last 1 hour and all 3 gyms will be utilized
- Flyer will be available that lists activities available during the summer
- Survey of interests-what does the public want to see offered at the Community Center
- Craft Exhibition
- Council Meeting, to be held in the meeting room
- Art demonstrations
- MN. Monarchs to play a local volleyball team or celebrity team after clinics.

Wednesday June 6 Senior Citizen Day

- Open house beginning at 10:00am.
- The Golden Tones Senior Chorus at 11:15
- Taste of Congregate Dining
- Soft music playing in the background
- Tables of Seniors playing cards
- Guest book for all visitors to sign
- Door prizes
- Dance in the evening
- Refreshments, cookies, punch, and coffee
- Every 100th person wins a prize
- Information brochure to hand out
- Gift for every new Senior membership
- Ribbon cutting ceremony

Thursday June 7 Family Night

- Family activities and entertainment from 6-9pm.
- Offer 3-4 crafts in the craft room for kids
- Have continuous cartoons playing in the meeting rooms
- Gym activities for families-contests, games from 7-8pm
- Celebrity Basketball game from 8-9pm: MN. Vikings
Celebrity Basketball, cost \$2100.00 includes top notch Viking players, autograph session and promises to be lots of fun
- Crunch, the MN. Timberwolves mascot
- Cost for Celebrity Basketball game-\$2.00 for kids, \$3.00 for adults.

Friday June 8 Teen Night

- Live music and dance
- \$2.00 per person to attend dance
- Music provided by the Rezonants from 7-10pm
- Game room available
- Concessions for sale, pop, popcorn, candy, Tropical Snow

Saturday June 9 Formal Dedication

- 4:00pm. Ice Cream Social
- 4:30pm. Robbinsdale City Band
- 5:00pm. Words of Welcome-Mayor Betty Herbes
 - Bill Gentry, Park & Recreation
 - Adv. Commission Chairperson
- The National Anthem
- Invocation
- Introductions by Mayor Herbes
 - City Council Members
 - Park & Recreation Commission
 - Honored Guests and Representatives
- Intermission-Robbinsdale City Band
- Dedication of Crystal Community Center
- Presentation of keys-Anderson Dale, Architect
- Presentation of Gifts to the City-Lions Club
- 6:00pm. Hors d'oeuvres and champagne toast
- 7:00pm. Dinner
- 8:00pm. Introduction of guests and plaques to donors
- 8:30-11:30 Dedication Ball-Featuring the Nite Lites

Specific details of each day will be worked out by the staff. Staff will also work on preparing an itemized list as events become final.

The next topics of discussion will include; giveaway, invitations/mailling, duty roster, and meal function details.

The next Sub Committee meeting will be scheduled at the March 7 Park Commission meeting.

Crystal Community Information Fair- Possible Organizations

Senior Citizens

Becker Arts Program

Summer Programs (P&R)

Community Center Activities

Police (DARE)

Elks

Lions

Jaycees

Woman of Today

Camp Fire

Girl Scouts

Boy Scouts

Fire Department

Frolics Committee

Building Dept.

Health Dept.

Knights of Columbus

VFW

American Legion

Little League

Babe Ruth

Hennepin Parks

North Memorial

Crystal Business Ass.

Special Olympics

Adventure Club

Community Ed. 281

Crystal Park And Recreation Advisory Commission
Grand Opening Sub Committee
Minutes
February 7, 1990

The Grand Opening Committee met on Tuesday, February 13, 1990 to discuss the grand opening schedule of events. Members present were: Mr. Gentry, Ms. Reid, Ms. Moucha, Ms. Saunders, Mr. O'Reilly, Mr. Theisen; Mr. Brandeen, Ms. Hackett, and Ms. Hinz from the department staff.

The following events have been approved by the Grand Opening Committee:

Sunday, June 3: Community Center Open House 1-4pm

- Crystal Community Information Fair-invite area non-profit organizations to participate.
- Station Park Commission, Seniors and others in the different C.C. rooms with maps and fact sheets pertaining to each room.
- Have refreshments for sale, pop and popcorn for .25
- Giveaway balloons
- During the community information fair have entertainment/demonstrations on the stage.
Tentative entertainment: Duck Tales, Crystal Crosstrailers and The Childrens Theatre. Tentative demonstrations: Tap/Ballet, gymnastics, biking and wrestling
- Park and Recreation summer activity registration

Monday June 4: Little League Day

- Field dedication-Mayor to throw out the first ball.
- Provide a dedication cake that is cut on the field.
Serve cake and ice cream from 6-9pm in the C.C.
- Each player/coach receives a ticket to pick up their cake and ice cream.
- Other individuals can purchase cake and ice cream.
- Is there someone that Little League wants to honor

Tuesday June 5 Adult Recreation Night

- Sport Clinics from 7-9pm.
- Tentative clinics: volleyball, softball, golf, tennis (NWT), basketball, jazzercise, and paddle tennis
- Each clinic will last 1 hour and all 3 gyms will be utilized
- Flyer will be available that lists activities available during the summer
- Survey of interests-what does the public want to see offered at the Community Center
- Craft Exhibition
- Council Meeting, to be held in the meeting room
- Art demonstrations
- MN. Monarchs to play a local volleyball team or celebrity team after clinics.

Wednesday June 6 Senior Citizen Day

- Open house beginning at 10:00am.
- The Golden Tones Senior Chorus at 11:15
- Taste of Congregate Dining
- Soft music playing in the background
- Tables of Seniors playing cards
- Guest book for all visitors to sign
- Door prizes
- Dance in the evening
- Refreshments, cookies, punch, and coffee
- Every 100th person wins a prize
- Information brochure to hand out
- Gift for every new Senior membership
- Ribbon cutting ceremony

Thursday June 7 Family Night

- Family activities and entertainment from 6-9pm.
- Offer 3-4 crafts in the craft room for kids
- Have continuous cartoons playing in the meeting rooms
- Gym activities for families-contests, games from 7-8pm
- Celebrity Basketball game from 8-9pm: MN. Vikings
Celebrity Basketball, cost \$2100.00 includes top notch Viking players, autograph session and promises to be lots of fun
- Crunch, the MN. Timberwolves mascot
- Cost for Celebrity Basketball game-\$2.00 for kids, \$3.00 for adults.

Friday June 8 Teen Night

- Live music and dance
- \$2.00 per person to attend dance
- Music provided by the Rezonants from 7-10pm
- Game room available
- Concessions for sale, pop, popcorn, candy, Tropical Snow

Saturday June 9 Formal Dedication

- 4:00pm. Ice Cream Social
- 4:30pm. Robbinsdale City Band
- 5:00pm. Words of Welcome-Mayor Betty Herbes
 - Bill Gentry, Park & Recreation
 - Adv. Commission Chairperson
- The National Anthem
- Invocation
- Introductions by Mayor Herbes
 - City Council Members
 - Park & Recreation Commission
 - Honored Guests and Representatives
- Intermission-Robbinsdale City Band
- Dedication of Crystal Community Center
- Presentation of keys-Anderson Dale, Architect
- Presentation of Gifts to the City-Lions Club
- 6:00pm. Hors d'oeuvres and champagne toast
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Specific details of each day will be worked out by the staff. Staff will also work on preparing an itemized list as events become final.

The next topics of discussion will include; giveaway, invitations/mailling, duty roster, and meal function details.

The next Sub Committee meeting will be scheduled at the March 7 Park Commission meeting.

Crystal Community Information Fair- Possible Organizations

Senior Citizens	Little League
Becker Arts Program	Babe Ruth
Summer Programs (P&R)	Hennepin Parks
Community Center Activities	North Memorial
Police (DARE)	Crystal Business Ass.
Elks	Special Olympics
Lions	Adventure Club
Jaycees	Community Ed. 281
Woman of Today	
Camp Fire	
Girl Scouts	
Boy Scouts	
Fire Department	
Frolics Committee	
Building Dept.	
Health Dept.	
Knights of Columbus	
VFW	
American Legion	

Approved

MEETING MINUTES OF THE JOINT CRYSTAL ECONOMIC
DEVELOPMENT AUTHORITY/ECONOMIC DEVELOPMENT
AUTHORITY ADVISORY COMMISSION
13 FEBRUARY 1990
7:00 P.M.

The Chair of the Crystal Economic Development Authority Advisory Commission, Art Cunningham, called the meeting to order at 7:03 p.m., asking for introductions. Those Economic Development Authority Advisory Commission members present were: Art Cunningham, Tony Brace, Gail Wawrzyniak, Ed Krueger, Paulette Magnuson, Jane Elsen, John Neznik, and Merle Mattson. Those advisory commission members absent were: Mark Hoffmann, and Adrian Rygg. Members of the Economic Development Authority present were: Betty Herbes, Elmer Carlson, Garry Grimes, John T. Irving, Gary Joselyn (arrived 7:05 p.m.), John Moravec (arrived 7:21 p.m.), and Pauline Langsdorf (arrived 8:20 p.m.). Staff members present were: Jerry Dulgar, City Manager; John Olson, Assistant City Manager/Community Development Director; Julie Jones, Community Development Coordinator; Dave Kennedy, City Attorney; Steve Bubul, Attorney with Holmes & Graven.

The Chair then proceeded around the table asking each Advisory Commission member to ask two questions of the Economic Development Authority. Questions were asked regarding the purpose and goals of both the Economic Development Authority and the Advisory Commission. There was also lengthy discussion regarding the inter-relationship between the EDA and the Advisory Commission regarding the process in planning and developing projects.

The second half of the meeting was dedicated to a discussion regarding tax increment financing. Dave Kennedy, City Attorney, explained that the Economic Development Authority is a separate political body under the State laws of Minnesota. One of the EDA's rights under State law is to establish tax increment financing districts. Steve Bubul, an attorney from the office of Holmes & Graven, who specializes in tax increment financing, explained the basics of tax increment financing to the group, including the steps and options included in developing a district. Following Mr. Bubul's presentation, members present were allowed to ask questions regarding tax increment financing. The pros and cons of tax increment financing were discussed, as well as, proposed legislative changes to the tax increment financing law.

The Chair then thanked Steve Bubul and the Economic Development Authority members for attending the meeting.

The meeting adjourned at 9:11 p.m.

Chair

Secretary

Approved

MEETING MINUTES OF THE CRYSTAL ECONOMIC
DEVELOPMENT AUTHORITY ADVISORY COMMISSION
9 JANUARY 1990
7:00 P.M.
SOUTH CONFERENCE ROOM

The temporary Chair, John Neznik, called the meeting to order at 7:03 p.m. Those members present were: Adrian Rygg, Mark Hoffmann, Ed Krueger, Paulette Magnuson, Jane Elsen, John Neznik, Merle Mattson and Arthur Cunningham (who arrived at 7:07 p.m.), Tony Brace, and Gail Wawrzyniak. Julie Jones, staff liaison, was also present. No members were absent.

The first order of business was approval of the December meeting minutes. Jane Elsen moved to approve the December 12, 1989 EDA Advisory Commission minutes as written. Gail Wawrzyniak seconded the motion.
Motion Carried unanimously.

The second order of business was election of officers. The first officer selected was that of Recording Secretary. The Temporary Chair asked for nominations to the position of Recording Secretary. John Neznik moved to nominate Julie Jones as Recording Secretary and Tony Brace seconded the nomination. Since there were no other nominations, a unanimous ballot was cast to elect Julie Jones as Recording Secretary.

The Temporary Chair then asked for nominations to the position of Chair. Mark Hoffmann nominated John Neznik to the position of Chair. Adrian Rygg seconded the nomination. John Neznik declined. Paulette Magnuson nominated Art Cunningham for the position of Chair. Merle Mattson seconded the nomination. John Neznik then nominated Tony Brace for the position of Chair. Gail Wawrzyniak seconded the nomination. Hearing no other nominations the Temporary Chair asked that nominations cease. Prior to calling the vote, Ed Krueger ask that each nominee express their qualifications. The nominees were then asked to leave the room during the voting process. Through a voice voting procedure, Arthur Cunningham was elected unanimously to the position of Chair.

The Temporary Chair then asked for nominations to the position of Vice-Chair. Paulette Magnuson nominated Tony Brace to the position of Vice-Chair. Mark Hoffmann seconded the nomination. Hearing no other nominations, the Temporary Chair asked that nominations cease. Tony Brace was then unanimously elected to the position of Vice-Chair.

Upon the nominees return to meeting, the new Chair, Arthur Cunningham presided over the meeting. The last position open for elections was that of Secretary. Tony Brace nominated Merle Mattson for the position of Secretary. Adrian Rygg seconded the nomination. Hearing no other nominations, Adrian Rygg moved that a unanimous ballot be cast to elect Merle Mattson to the position of Secretary. Jane Elsen seconded the motion.
Motion Carried unanimously.

Adrian Rygg moved to make Arthur Cunningham, Tony Brace, and Merle Mattson the presiding officers of the EDA Advisory Commission for the year 1990. Paulette Magnuson seconded the motion.

Motion Carried unanimously.

Under open forum the EDA Advisory Commission received a request from the City Council to listen to a presentation by Norb Johnson and Steve Thatcher regarding a redevelopment concept for the Johnson Equipment Property. Mr. Johnson appeared and explained his development concept to construct mini storage units on the west side of his property. The commission members discussed their concerns regarding the proposed development with Mr. Johnson.

Under old business the Commission members briefly discussed the EDA mission statement. Merle Mattson moved to table discussion of the mission statement until the February meeting. Paulette Magnuson seconded the motion.

Motion Carried unanimously.

Gail Wawrzyniak explained that the tax increment financing material which she distributed to all members was information for the February meeting with the EDA.

The next order of business was discussion of housing issues in the City of Crystal, which developed into a discussion of the draft Housing Maintenance Code. Julie Jones explained the background of the development of the Housing Maintenance Code, and Paulette Magnuson addressed the developments of the Planning Commission's consideration of the draft Housing Maintenance Code. It was noted that the Planning Commission has scheduled a public hearing to consider the rental licensing portion of the Housing Code on February 12, 1990. Ms. Jones further explained the purpose of the point-of-sale portion of the Housing Maintenance Code. The Commissioner members then discussed implications of such a code.

Under new business, the Advisory Commission considered a request from the EDA to consider the possibility of purchasing a property at 5231 Douglas Drive North. After discussing the current status of the property, Tony Brace moved to advise the EDA not to purchase the property at 5231 Douglas Drive North. John Neznik seconded the motion. The Advisory Commission noted their reasonings for not considering this property purchase at this time were based on the findings that the City has limited funds to purchase such properties and that there appears to be private interest in redeveloping the property.

Motion Carried unanimously.

Julie Jones then distributed information on a redevelopment proposal submitted to the EDA for redevelopment at the current Jiffy Lube Site. She explained that the EDA denied the request for City financial assistance, however, wished that the EDA Advisory Commission be forwarded information on the proposal should a related proposal be submitted at a later date.

Other items discussed under new business were EDA/EDA Advisory Commission procedures, available redevelopment funding report, and order of business for the joint EDA/EDA Advisory Commission meeting.

Under announcements, Paulette Magnuson reminded the group that the Planning Commission will be holding a Public Hearing on February 12, 1990 at 7:00 p.m. to consider the Rental Licensing Housing Code.

The Chair then adjourned the meeting at 9:02 p.m.

Chair

Secretary

"A P P R O V E D"

MINUTES OF THE
ENVIRONMENTAL QUALITY COMMISSION OF CRYSTAL, MINNESOTA
FEBRUARY 15, 1990
7:30 P.M.
SOUTH CONFERENCE ROOM

The Chair called the meeting to order at 7:35 P.M., recognizing a quorum. Those members present were: Jerry Farrell, Gale Gove, Mary Pat Hanauska, Beth Jarvis, Julie Jones (Staff Liaison), Gary Joselyn (Council Liaison), Larry Lemanski, and Lerry Teslow (arrived 7:38 P.M.).

Those members absent were: Diane Christopher, Phyllis Isaacson, Ryan Schroeder, and Gerald Shoultz.

Mary Pat Hanauska moved to approve the January 18, 1990, Environmental Quality Commission meeting minutes as written. Jerry Farrell seconded the motion.

Motion Carried.

The next order of business was election of officers for 1990. The Chair requested nominations for the position of Chair. Mary Pat Hanauska nominated Beth Jarvis to the position of Chair. Since there were no other nominations, an unanimous ballot was cast for Beth Jarvis to the position of Chair.

It was decided to table election for the position of Vice Chair until more members could be present later in the meeting.

The main order of business was discussion of plans for Earth Day 1990, at Brookdale. Each member was requested to give an up-date on confirmed booth displays and speakers. Other possibilities for booth displays and speakers were discussed. Julie Jones warned the EQC members that speakers and booth displays need to be confirmed within the next two weeks since a flyer will need to be drafted soon. She also informed the group that the Hennepin Recycling Group Board had agreed to finance up to \$1,400 in promotion for the event.

The phone book drop-off coordination was discussed. The need for volunteers was emphasised, and Jerry Farrell was requested to contact the Kawanis Club.

The contents of a flyer were also discussed. It was recommended that the Environmental Quality Commission be given due credit on the publicity for developing the Earth Day event at Brookdale. Julie Jones explained that since Hennepin County will be funding the promotion partially for this event, it is a requirement of the City's contract with the County to include the statement "This project is 80% funded by the Hennepin County Commissioners." The

Commission members suggested a statement such as: This event has been organized by the Crystal Environmental Quality Commission with the cooperation of the Cities of Brooklyn Center, New Hope, Brooklyn Park, Maple Grove, Robbinsdale, and Coon Rapids. The publicity is 80% funded by the Hennepin County Commissioners.

The next agenda item was discussion of developing a Plastics Ordinance in the City of Crystal. The Commission members decided to delay any further discussion and action until the Commission has had the opportunity to review the Select Committee on Packaging and the Environment's (SCOPE) interim report after Earth Day. Julie Jones indicated that she could include a copy of SCOPE's interim report in the March meeting packet so that the Commission members would have plenty of time to review it.

Consideration of an environmental check-off on utility bills was delayed since Pauline Langsdorf was not present to explain her proposal.

Consideration of developing an event for the Frolics parade was delayed so that the Commission members could have time to think of ideas to bring to the March meeting for further discussion.

Under Other Business, Julie Jones explained that a Crystal Boy Scout is coordinating park clean-up efforts for Earth Day. The Scout's name is Doug Miles and he has arranged a park clean-up for Bassett Creek park and North Lions Park. He has also arranged for a group of kids to refinish some park equipment in North Lions Park. The City of Crystal will be providing the stain and brushes. He will be getting a local business to donate money for garbage bags. It was discussed as to whether or not the City should cover the cost of the trash disposal. Julie Jones was directed to request that the City cover disposal expenses for the group.

Also, under Other Business, Beth Jarvis mentioned a Post editorial on the Environmental Quality Commission and the biodegradable plastic bag in her backyard in a recent edition of the Post newspaper. Julie Jones was requested to get copies of the article to everyone in their next packet.

The nomination for the position of Vice Chair was then re-entered on the meeting agenda. Mary Pat Hanauska nominated Gale Gove to the position of Vice Chair. Lerry Teslow seconded the nomination. Since there were no other nominees, Gale Gove was unanimously elected to the position of Vice Chair.

Since there was no other business, Jerry Farrell moved to adjourn the meeting. Lerry Teslow seconded the motion.

Motion Carried.

The meeting adjourned at 9:48 P.M.

JJ:jt

clothing store right here in Crystal will be showing several new spring fashions, followed by a delicious lunch and then the drawings. The cost will be \$7.50 and social hour will begin at 12:00 with lunch at 1:00. For reservations, call Pat Whaley, at 535-4891 and/or mail this coupon with your money to Pat Whaley, 5417 Toledo Ave. No. Crystal, MN. 55429. This event promises to be very enjoyable for everyone.

STYLE SHOW LUNCHEON APRIL 3

NAME _____

\$ _____ FOR RESERVATIONS.

One last thing, our St. Patrick's Day Dance will be on Sat. March 17 at 8:00 p.m. Dinner at our post that day will feature as specials: corned beef and cabbage.



Loyally yours,
Pat Whaley
Jr. Vice Pres.

A NOTE FROM THE MAYOR

Post & Auxiliary Members,

The Sr. Citizen's Appreciation Banquet sponsored by this post and auxiliary on February 18 was really great. Because I've been working so hard to improve the quality of life in our community, I'm really happy about this type of event which tells our seniors that we all do appreciate everything they have contributed to our society. I know the senior citizens attending the banquet enjoyed it a lot, because they told me. Thanks to everyone involved.

Betty Herbes,
Mayor - Crystal

VAMPIRES CORNER

Another special group went to give blood at the VAMC in February:

Lynn Miedema	Ada Hendrickson
Jill Miedema	Betty Hendrickson
Gary Miedema	Helen Moser
Audrey Moody	Lowell Moser
Don Moody	Leo Tomperi
Jim Richter	Gladys Longley
Chuck Gnotta	Tom Hanson

Sorry one of our regular donors couldn't go with as he was in the hospital. Hope you're better, Ray. The next trip will be in April.

Co-chairs
Dick & Betty Hendrickson

COMMUNITY SERVICE

The serving and knitting ladies turned in 7 pr. slippers from Florence Hill, Sylvia Fredenberg 5 hats, crocheted lap robe from Molly Enfield, 27 pr. slippers and 1 lap robe from Anne Lemke, and I sewed 60 Johnny Coats and 3 lap robes. Had to use up the thread in the spools that were donated for the Senior Banquet.

Thanks for the spools and all the hard work you gals are doing for the hospital.

Com. Serv. Chm.
Betty Hendrickson

GET WELL WISHES

Get well wishes to Hazel Williams, Don Invie, Ray Kramer and Art Cheney from the VFW Post and Auxiliary.

Please inform me of hospitalized members and those at home that are ill. (533-2330).

Loyally,
Dorothy A. Carlson
Sunshine Chairman

LEGISLATIVE

Jan. 20 - The Americanism Program was held at Kraus Hartig VFW Post 6587. Theme was "As American as baseball, Chevrolet and mom's apple pie." All guests wore emblems signifying the occasion. Over 400 guests from the local state and national level were there. Larry Rivers, past VFW Commander in chief gave a resume of what's being done and what should be done for VFW members in Washington and urged all members to write or telephone their senators or representatives of their needs. The dinner and entertainment was excellent.

Our Progressive Jackpot Drawing will be held at our meeting which starts at 7 p.m. Be there. Good luck!

Legislative Officer
Joe Miskowic

AMERICANISM

This was a gratifying month for our Americanism program. We handed out 20 pieces each of four different American flag literature. Also a 3' x 5' flag and staff. This flag came with a certificate that stated it was flown over our nation's capitol in Washington D.C. It was signed by out state senator Rudy Boschwitz. Brownie Troop 1995 were very excited and proud with this flag. I am sure it will be well remembered.

Wednesday Feb 21, we hosted a Blue and Gold Banquet for Cub Pack 525. It was held in our new post hall. The Cub Scouts, Scout leaders and families enjoyed a very memorable evening. Commander Dick Hendrickson and wife Betty, Americanism Chairmen Howard & Lillian Niggeler were guests at the banquet.

Americanism Chairmen
Post & Auxiliary
Howard & Lillian Niggeler



COMING EVENTS

7TH DISTRICT MEETING MARCH 10
PAST COMMANDER BANQUET MARCH 21

MEETING RAFFLE WINNERS

Steak Dinners Joe Miskowic
\$75 Jackpot William Siegrist (not present)



Next Meeting March 20
\$90 Jackpot

HALL RENTALS

LARGE OR SMALL
CALL POST 494
537-9914

POST MEETING MARCH 20



NOMINATION
OF
OFFICERS
1990 - 1991



Congratulations to Commander Dick Hendrickson and Auxiliary President Jan Reed (who are also father and daughter) for receiving a plaque for 100% membership by the end of December at the 7th District Banquet. Pictured here with 7th District Commander Gordon Bailey and 7th District President Lorna Holm.

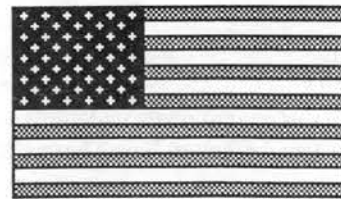


High Steppers performing at the Senior Citizen Banquet.

BOARD OF DIRECTORS

3 OPENINGS


ELECTION
MARCH POST MEETING



ST. PATRICK'S DAY



MARCH 1990

SUNDAY	MONDAY	TUESDAY	WEDNESDAY	THURSDAY	FRIDAY	SATURDAY
 4 DINNER 11 A.M.-10 P.M. WASHINGTON, D.C. CONFERENCE	5 BINGO BEER OF THE DAY .50¢ HAPPY HOUR 4-6 WASHINGTON, D.C. CONFERENCE	6 COOTIE SCRATCH HAPPY HOUR 4-6 WASHINGTON, D.C. CONFERENCE	7 MOCA NORTHBRIDGE VISIT HAPPY HOUR 4-6	8 BINGO HAPPY HOUR 4-6	9 STEAK FRY 5-8 BAND 8-12 HAPPY HOUR 4-6	10 7TH DIST. MEETING MEAT RAFFLE 2-5 MUSIC 5-10 WASHINGTON, D.C. CONFERENCE
11 FULL MOON DINNER 11 A.M.-10 P.M.	12 BINGO BEER OF THE DAY .50¢ HAPPY HOUR 4-6	13 HAPPY HOUR 4-6	14 BOARD OF DIRECTORS MEETING HAPPY HOUR 4-6	15 BINGO HAPPY HOUR 4-6	16 STEAK FRY 5-8 BAND 8-12 HAPPY HOUR 4-6	17 500 TOURN. MEAT RAFFLE 2-5 ST. PATRICK'S DANCE
18 DINNER 11 A.M.-10 P.M.	19 LAST QUARTER BINGO BEER OF THE DAY .50¢ HAPPY HOUR 4-6	20 POST & AUX. MEETING 7:00 P.M. HAPPY HOUR 4-6	21 PAST COM. BANQUET HAPPY HOUR 4-6	22 BINGO HAPPY HOUR 4-6	23 STEAK FRY 5-8 BAND 8-12 HAPPY HOUR 4-6	24 CRIBBAGE TOUR MEAT RAFFLE 2-5 MUSIC 5-10
25 DINNER 11 A.M.-10 P.M. PAST COMMANDER'S MEMBERSHIP PICK-UP	26 BINGO BEER OF THE DAY .50¢ HAPPY HOUR 4-6	27 VETS HOME VISIT HAPPY HOUR 4-6	28 HAPPY HOUR 4-6	29 BINGO HAPPY HOUR 4-6	30 STEAK FRY 5-8 BAND 8-12 HAPPY HOUR 4-6	31 MEAT RAFFLE 2-5 MUSIC 5-10

All I Ever Really Needed to Know I Learned in Kindergarten

Most of what I really need to know about how to live, and what to do and how to be, I learned in kindergarten.

Wisdom was not at the top of the graduate school mountain but there in the sandbox at nursery school.

These are the things I learned: Share everything. Play fair. Don't hit people. Put things back where you found them. Clean up your own mess. Don't take things that aren't yours. Say you're sorry when you hurt somebody. Wash your hands before you eat. Flush. Warm cookies and cold milk are good for you. Live a balanced life. Learn some and think some and draw and paint and sing and dance and play and work every day some. Take a nap every afternoon.

When you go out into the world, watch for traffic, hold hands and stick together. Be aware of wonder. Remember the little seed in the plastic cup. The roots go down and the plant goes up and nobody really knows how or why, but we are all like that.

Goldfish and hamsters and white mice and even the little seed in the plastic cup—they all die. So do we.

And then remember the book about Dick and Jane and the first word you learned, the biggest word of all: LOOK.

Everything you need to know is in there somewhere. The golden rule and love and basic sanitation. Ecology and politics and sane living.

Think of what a better world it would be if we all—the whole world—had cookies and milk about 3 o'clock every afternoon and then lay down with our blankets for a nap.

Or if we had a basic policy in our nation and in other nations to always put things back where we found them and cleaned up our own messes.

And it is still true, no matter how old you are, when you go out into the world, it is best to hold hands and stick together.

by Robert Fulgham



TWINWEST
CHAMBER OF COMMERCE

March 14, 1990

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

Dear Jerry,

Thank you for hosting your "Community Coffee Break."
These activities play a critical role in our "Local
Focus" efforts and they would not be successful without
your support and commitment.

Thanks again for your help. I'm looking forward to your
continued involvement in Chamber activities.

Sincerely,

David C. Olson
President

DCO:mg

DUE DATE: NOON, WEDNESDAY, March 21, 1990

MEMO TO: Jerry Dulgar, City Manager

MEMO FROM: Darlene George, City Clerk

ACTION NEEDED MEMO: From the March 13, 1990 Council Meeting

The items listed below are the actions requested by the City Council at their regular Council meeting of March 13, 1990. These items should be taken care of by noon, Wednesday, preceding the next regularly scheduled Council meeting and returned to the City Clerk for her review.

DEPARTMENT

ITEM

ACKNOWLEDGMENT

FIRE CHIEF

1. Contribution from Knights of Columbus, Father William Blum Council, No. 3656, to the Crystal Fire Department for fire equipment in the amount of \$2,000.
ACTION NEEDED: Send letter of thanks.
ACTION TAKEN: Thank you letter sent 3-20-90.

CONSENT AGENDA

HEALTH DEPT.

1. Consideration of holding the Annual Rabies Vaccination Clinic on Saturday, May 19, 1990.
ACTION NEEDED: Approved by Council, proceed with necessary preparation.
ACTION TAKEN: None necessary at this time; all correspondence, publicity, etc. to be handled in April and May.

CRYSTAL FIRE
RELIEF ASSOC./
FIRE DEPT.

2. Consideration of requests for temporary sign licenses, with waiver of fee; to conduct a raffle; and to have a dance in the parking lot.
ACTION NEEDED: Approved by Council, proceed with necessary licenses and preparation.
ACTION TAKEN: Committee Chair notified; plans proceeding. Building Dept. has notified Fire Dept Relief Assoc. of waiving of fee for temporary signs.

BUILDING
INSPECTOR

3. Set public hearing for a variance at 5600 - 34th Avenue North.
ACTION NEEDED: Place item on March 27, 1990 Council Agenda.
ACTION TAKEN: Notices have been mailed and item placed on the March 27, 1990 Council Agenda.

COMMUNITY
DEVELOPMENT
COORDINATOR

4. Set public hearing for April 3, 1990 to consider Year XVI Urban Hennepin County Community Development Block Grant Program proposal.
ACTION NEEDED: Place public hearing on April 3, 1990 City Council Agenda and publish notice.
ACTION TAKEN: Public hearing notice faxed to Post 3-15-90 for 3-21-90 publication.

ADMINISTRATIVE
SECRETARY

5. Consideration of the resignation of Walter Sochacki from the Park & Recreation Advisory Commission.
ACTION NEEDED: Prepare a letter of thanks for City Manager's signature.
ACTION TAKEN: Letter prepared and sent 3-14-90.

CITY CLERK

6. Consideration of taxi cab rates for Travel Express Taxi, 4109 - 42nd Avenue North, Robbinsdale.
ACTION NEEDED: Notify applicant of Council's approval of rates.
ACTION TAKEN: Notified 3-14-90.

PUBLIC HEARINGS

BUILDING
INSPECTOR

1. Public hearing to consider a variance at 3154 Louisiana Ave. N.
ACTION NEEDED: Notify applicant of Council approval.
ACTION TAKEN: Applicant was present at meeting.

2. Public hearing to consider increases in license fees for vending machines.
ACTION NEEDED: No action needed. The City Council ratified previous action on the increase of license fees for vending machines.

REGULAR AGENDA

BUILDING INSPECTOR

1. Consideration of a sign variance request at 5502 West Broadway (Lincoln Properties).
ACTION NEEDED: Notify applicant of Council approval.
ACTION TAKEN: Representative from Lincoln Company was present.

CITY CLERK

2. Consideration of Second Reading of an Ordinance Amending the Zoning Code Related to Changes in Variance Procedures.
ACTION NEEDED: Publish ordinance.
ACTION TAKEN: Sent for publishing 3-14-90.

ADMINISTRATIVE SECRETARY

3. Consideration of First Reading of an Ordinance Relating to Public Safety: Fire Prevention Repealing Crystal City Code, Section 905.
ACTION NEEDED: Place second reading of the ordinance on the March 27, 1990 City Council Agenda.
ACTION TAKEN: Second Reading placed on Council Agenda.

CITY CLERK/
CITY MANAGER

4. Consideration of the approval of an amusement center license for Sharks at 100 Pool Hall, 5311 - 36th Avenue North.

ACTION NEEDED: Issue license; research administrative costs to verify justification of a change in the amusement center license fee; consider change in the hours of operation of the amusement center.

ACTION TAKEN: In process.

CITY ATTORNEY

ACTION NEEDED: Draft an ordinance amendment relating to hours of operation.

ACTION TAKEN: In process.

CITY ENGINEER

5. Consideration of initiating a feasibility study process for reconstruction of 36th Avenue between Welcome and Louisiana Avenues.

ACTION NEEDED: Proceed with solicitation of proposals for a feasibility study.

ACTION TAKEN: Proposal request document being prepared.

RECYCLING
COORDINATOR

6. Consideration of insurance and indemnity letter and Hold Harmless Agreement for Earth Day 1990 event at Brookdale Shopping Center on April 22, 1990.

ACTION NEEDED: Submit executed copy of agreement to Brookdale Shopping Center and proceed with planning of activities.

ACTION TAKEN: Executed agreement sent to Brookdale Marketing Director on 3-16-90.

CITY CLERK

7. Consideration of the Second Reading of an Ordinance Requiring Refuse Haulers to Pick-up Yard Waste.
ACTION NEEDED: Publish ordinance upon direction to do so by the City Manager.
ACTION TAKEN: Sent for publishing on 3-16-90 to be published on 3-28-90.

CITY CLERK

8. Consideration of the Second Reading of an Ordinance Relating to Traffic Regulation.
ACTION NEEDED: Publish ordinance.
ACTION TAKEN: Sent for publishing 3-14-90.

CITY CLERK

9. Consideration of Second Reading of an Ordinance relating to the Crystal Community Center.
ACTION NEEDED: Publish ordinance; notify Park & Rec. Dept. of adoption of the ordinance.
ACTION TAKEN: Sent for publishing 3-14-90; notified Park & Rec. Director of adoption of ordinance.

CITY CLERK

10. Consideration of a resolution in opposition to the use of Motor Vehicle Excise Tax (MVET) funds to balance the budget.
ACTION NEEDED: Send certified copy of resolutions to Governor, Senators, and Representatives as indicated on the list included with the Legislative Alert.
ACTION TAKEN: Certified copies of resolution sent on 3-14-90.

CITY CLERK

11. Consideration of changing the time or date of the regular City Council meeting of May 15, 1990.
ACTION NEEDED: Publicize change in meeting time and post.
ACTION TAKEN: Will publish and post closer to the meeting date.

CITY ENGINEER

12. Consideration of a resolution on consultant contract related to the space needs analysis.
ACTION NEEDED: Notify Work Place Environments, Inc. of Council approval of its performance of a needs assessment survey for Crystal City Hall.
ACTION TAKEN: Study process initiated.
13. Discussion of a Tax Increment Financing legislation.
ACTION NEEDED: No action needed.
14. Discussion of Fiscal Disparities proposal to use fiscal disparities as a revenue source for Light Rail Transit.
ACTION NEEDED: No action needed.
15. Discussion of District 281 Youth Partnership.
ACTION NEEDED: No action needed.

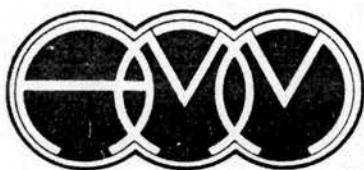
CITY CLERK

16. Licenses.
ACTION NEEDED: Issue licenses.
ACTION TAKEN: Licenses issued.

INFORMAL DISCUSSION ITEMS
REQUIRING STAFF'S ATTENTION

ASSISTANT
MANAGER

1. Comments regarding City Newsletter.
ACTION NEEDED: Comments were very positive; Councilmember Langsdorf suggested checking into soy ink.
ACTION TAKEN: Will check the ink.



association of
metropolitan
municipalities

BULLETIN

March 21, 1990

TO: Member City Officials

FROM: Walter Fehst, President

RE: NOMINATIONS FOR BOARD OF DIRECTORS - ANNUAL MEETING, WEDNESDAY
EVENING, MAY 16TH.

1. **NOMINATIONS WANTED FOR BOARD OF DIRECTORS:**

A Nominating Committee consisting of the following individuals was appointed by the Board of Directors on March 1, 1990. Chair: Gary Bastian, Maplewood Councilmember and Past President; Jerry Dulgar, Crystal Manager; Tom Egan, Eagan Mayor; Edwina Garcia, Richfield Councilmember; Sharon Klumpp, Oakdale Administrator; Peggy Kelly, Edina Councilmember; Paula Maccabee, St. Paul Councilmember, Dennis Schneider, Fridley Councilmember; and Dave Unmacht, Prior Lake Manager. The offices of President, Vice-President and eight directors are to be filled. DUE TO THE TWO-TERM LIMITATION, THERE WILL BE AT LEAST FIVE NEW BOARD MEMBERS ELECTED.

The Board meets the first Thursday evening of each month and its main duties and responsibilities are to adopt a yearly budget, determine the yearly priorities for legislative lobbying; and coordinate and direct staff activities. We are asking for your help in identifying candidates for the Board of Directors and Volunteers/Nominations are needed from all parts of the Metropolitan Area.

ACTION REQUESTED:

NOMINATIONS/RECOMMENDATIONS INCLUDING A BRIEF RESUME SHOULD BE SENT TO THE ATTENTION OF VERN PETERSON IN THE AMM OFFICE BY NO LATER THAN FRIDAY, APRIL 6TH., 1990. GET THOSE NOMINATIONS IN THE MAIL AS SOON AS POSSIBLE!

2. **WEDNESDAY EVENING, MAY 16TH. IS THE DAY SELECTED FOR THE AMM ANNUAL MEETING:**

The 1990 AMM Annual Meeting has been scheduled for Wednesday evening, May 16, 1990. Many of the meeting details have not been finalized as yet but it will be a dinner meeting beginning with a social hour starting at 5:30 P.M. Please mark your calendars now for this important meeting. A notice, agenda and reservation information will be mailed in about four weeks.

3. **RTB CHAIR'S LOCAL OFFICIALS ADVISORY COMMITTEE ESTABLISHED; VOLUNTEERS SOUGHT:**

At the request of the AMM, Mike Ehrlichmann Chair of the Regional Transit Board is establishing an RTB Chair's Advisory Committee. By agreement with Mr. Ehrlichmann, the AMM will seek volunteers from within member cities and provide a list to him of two officials for each committee position. Tentatively, the Committee composition targeted for 7 officials from Hennepin County cities, 3 from Ramsey cities, 2 each from Anoka and Dakota County cities, and 1 each from Washington, Scott, and Carver cities for a total of 17 persons. This is a fairly good geographic representative of the area population.

The basic task of the committee will be to provide input from the city perspective on major transportation/transit policy issues and to develop innovative and creative ideas for short and mid term transit improvements throughout the area. The Committee will act as a two-way communications conduit between the RTB and cities supplying information and alternative scenarios for consideration by the RTB on transit policy.

Both the AMM Board and RTB Chair hope that the committee will be active and provide meaningful input. Therefore, local officials wishing to serve should be prepared to spend the necessary time. The Committee once formed, will determine meeting times, length, and frequency but one can expect at least one meeting per month of 2 to 3 hours duration. The previous Advisory Committee met at 4 P.M. Mr. Ehrlichmann expressed a desire to have as many members as possible be elected officials versus appointed.

ACTION REQUESTED:

If you or someone from your city would like to serve on the RTB Chair's Advisory Committee, please call Carol Williams, Roger Peterson or Vern Peterson at 227-4008 by April 5, 1990. The Board of Directors will consider the nominees at its April.5 meeting.

4. **AMM MEMBERSHIP AT ALL TIME HIGH:**

The City of Shoreview has recently become the 68th. member of the AMM! This is the largest membership in the 16 year history of the AMM. Nearly 90 percent of all the people living in the Twin City Metropolitan Area reside in the 68 member cities. We are delighted to welcome Shoreview into AMM membership and look forward to working with their city officials in the coming months and years. Dick Wedell is Mayor, Dwight Johnson is Manager and the Councilmembers are Sandy Martin, David McGraw, Richard Sundberg and Ben Withhart.

DISTRIBUTION NOTE:

This bulletin has been mailed individually to all Mayors, Councilmembers and Managers.

Robert Vanasek
Speaker of the House

463 State Office Building
St. Paul, MN 55155

(612) 296-4229



Minnesota
House of
Representatives

March 20, 1990

Crystal City Council Members
c/o Darlene George, City Clerk
4141 Douglas Dr. N.
Crystal, MN 55422-1696

Dear Council Members:

Thank you very much for contacting me to voice your concern for the stability of the Motor Vehicle Excise Tax funds.

I have long been a strong supporter of MVET and were it not for the House DFL majority, we would not have the 35 percent MVET transfer that we currently have in place. We do, however, have to find a way to balance the state's budget and we are looking at a number of options, so nothing has been ruled out at this point.

I appreciate and share the concern you have for the state's transportation system. It is indeed vital to Minnesota's economy and fiscal well-being.

Again, thank you for your letter. I appreciate your input.

Sincerely,

A handwritten signature in cursive script that reads "Robert Vanasek".

Robert Vanasek
Speaker of the House

RV:ld