



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

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Public

# COUNCIL AGENDA

~~April 17, 1990~~ May 1

Pursuant to due call and notice thereof, the Regular meeting of the Crystal City Council was held on ~~April 17~~, 1990, at 7:00 P.M., at 4141 Douglas Drive, Crystal, Minnesota. May 1

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

## Staff

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

The Mayor read a Proclamation regarding Pause for the Pledge of Allegiance to the Flag on June 14, 1990.

The Mayor read a Proclamation for Annual Buddy Poppy sale which will be held on May 11 and 12, 1990.

1. The City Council considered the minutes of the Regular City Council meeting of April 17, 1990.

Moved by Councilmember L and seconded by Councilmember G to (approve) (approve, making the following exceptions: \_\_\_\_\_

to) the minutes of the Regular City Council meeting of April 17, 1990.

Motion Carried.



CONSENT AGENDA

1. Consideration of a solicitor's permit for Charles Knaeble VFW Post #494 to sell buddy poppies on May 11 and 12, 1990.
2. Consideration of a Charitable Gambling license renewal for VFW Post #494, 5222 - 56th Avenue North.
3. Consideration of a One-Day Off-Site Lawful Gambling application from Crystal Lions Club at John T. Irving Fire Station on May 19, 1990.
4. Consideration of a One-Day Off-Site Gambling license for Robbinsdale Lions Club at Becker Park on July 4, 1990.
5. Consideration of a One-Day Off-Site Gambling license for V.F.W. Post #494 at Becker Park on July 28, 1990.
6. Consideration of an itinerant food establishment license for The Bank North at their 7000 - 56th Avenue North and Douglas Drive and 42nd Avenue locations, for an open house from April 30 through May 4, 1990.

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

Motion Carried.

PUBLIC HEARINGS

1. It being 8:00 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 the 1990 Sealcoat Program. The Mayor asked those present to voice their opinion or to ask questions concerning this matter.. Those present and heard were:

Maurice Balke, 4124 Jersey Ave. N. (Spoke for neighbors Watt and Gack) also  
James Goering, 4032 Idaho Ave. N.  
Lorraine Bedman, 7025-46<sup>th</sup> Ave. N.  
Harold Traen, 7012-45<sup>th</sup> Place  
Hugh Munns, 6611 Markwood Drive  
Neal Robinson, 6627-46<sup>th</sup> Ave. N.

The Mayor closed the Public Hearing.

Moved by Councilmember C and seconded by Councilmember G to accept the feasibility report as presented by the City Engineer and approve the 1990 Sealcoat Program.  
order

*Resolution No. 90-24  
Resolution Authorizing  
Improvement Project #90-1  
Seal Coat*

Motion Carried, res. declared adapted

Moved by Councilmember \_\_\_\_\_ and seconded by Councilmember \_\_\_\_\_ to (deny) (continue until \_\_\_\_\_ the discussion of) feasibility report and approval of the 1990 Sealcoat Program.  
Motion Carried.

*Free call  
vote  
(all)*

2. It being 8:00 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 rezoning property at 6918 - 56th Avenue North from B-3 (Auto-Oriented Commercial) District to B-4 (Community Commercial) District, and will sit as a Board of Adjustments and Appeals to consider a variance request to vary the off street parking requirements as requested by Semper Holdings, Inc. The Mayor asked those present to voice their opinion or to ask questions concerning this matter. Those present and heard were:

*Kathy Vekich, Semper Holding*  
*Bill Fish, Owner of Gold Eagle, 6924-56<sup>th</sup> Ave. N.*  
*Carl ~~Baumann~~, 5640 W. Broadway*

*8:55 Recess*  
*9:00 Reconvened*

**The Mayor closed the Public Hearing.**

- A. Moved by Councilmember M and seconded by Councilmember J to adopt the following ordinance:

**ORDINANCE NO. 90-**

**AN ORDINANCE RELATING TO ZONING:  
CHANGING THE USE CLASSIFICATION  
OF CERTAIN LAND**

and further, that the second and final reading be held on May 15, 1990.

Motion Carried.

- B. Moved by Councilmember J and seconded by Councilmember L to (grant as recommended by and based on the findings of fact of the Planning Commission) (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 515.09, Subdivision 8 t) and Subdivision 8 aa) to grant a variance of 27 off street parking spaces of the required 90 parking spaces at 6918 - 56th Avenue North, as requested in application #90-8.

Motion Carried.

*Aye: C, M, I, L, J*  
*No: G, H*

3. It being 8:00 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 to expand a non-conforming use and to vary the side street side yard setback requirements to allow an addition to the existing motor fuel station at 5359 West Broadway as requested by Superamerica. The Mayor asked those present to voice their opinion or to ask questions concerning this matter. Those present and heard were: *Bud Kaupp, Superamerica*

*C/I to grant the conditional use. Motion carried*

*C/L to grant a variance for the side street, side yard setback no action taken*

*M/I to reconsider item #3 on the agenda. Motion carried.*

**The Mayor closed the Public Hearing.**

Moved by Councilmember C and seconded by Councilmember J to (grant as recommended by and based on the findings of fact of the Planning Commission) (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 515.05, Subdivision 2) to expand a non-conforming use, said non-conformity being the lot is 10,600 square feet in lieu of the required 22,500 square feet, and to grant a variance of 4' in the required 22' side street sideyard setback (Section 515.13 Subdivision 3 b) 2) to permit a 8' x 28' addition to the existing motor fuel station at 5359 West Broadway, as requested in applications #90-11, and #90-12 of SuperAmerica.

**Motion Carried.**

#### REGULAR AGENDA

1. The City Council considered the issuance of a building permit for an 8,580 sq. ft. retail space located at 6918 - 56th Avenue North.

Moved by Councilmember I and seconded by Councilmember L to (approve as recommended by the Planning Commission) (deny) (continue until \_\_\_\_\_ the discussion of), authorization to issue a building permit for an 8,580 sq. ft. retail space located at 6918 - 56th Avenue North, subject to standard procedure.

*Aye: C, M, I, L, J*  
*No: G, H*

**Motion Carried.**

2. The City Council considered 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 in a B-3 District at 5359 West Broadway.

Moved by Councilmember C and seconded by Councilmember J to ~~(approve as recommended by~~ and based on the findings of fact of the Planning Commission) ~~(deny)~~ (continue until \_\_\_\_\_ the discussion of) conditional use permits #90-09 and #90-10 to allow a motor fuel station in a B-3 (Auto-Oriented Commercial) District (Section 515.35, Subd. 4c) and to allow retail sales of food items in a B-3 District (Section 515.35, Subd. 4f) at 5359 West Broadway.

Motion Carried.

3. The City Council considered a building permit for an 8' x 28' addition to the existing motor fuel station at 5359 West Broadway.

Moved by Councilmember I and seconded by Councilmember G to ~~(approve)~~ (deny) (continue until \_\_\_\_\_ the discussion of) authorization to issue a building permit for an 8' x 28' addition to the existing motor fuel station at 5359 West Broadway, subject to standard procedure, *with the condition that the trailer be removed from the property.*

Motion Carried.



4. The City Council considered the application for appointment to the Northwest Hennepin Human Services Council's Advisory Commission from Renae J. Bowman, 6332 Corvallis Avenue North.

Moved by Councilmember I and seconded by Councilmember L to recommend to the Northwest Hennepin Human Services Council the appointment of Renae J. Bowman, 6332 Corvallis Avenue North, as a representative of Crystal on the Northwest Hennepin Human Services Council's Advisory Commission.

Motion Carried.

5. The City Council considered a request from Hennepin Technical College to be exempt from permit fees for construction of two homes at 3426-32 Welcome Avenue North.

Moved by Councilmember G and seconded by Councilmember I to (grant) (deny) (continue until \_\_\_\_\_ the discussion of) authorization to exempt the Hennepin Technical College from payment of permit fees for construction of two homes for the City of Crystal at 3426-32 Welcome Avenue North.

Motion Carried.

6. The City Council considered a Resolution in Support of Assessment of Risk of Contamination of the Upper Mississippi River.

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

RESOLUTION NO. 90-25

RESOLUTION SUPPORTING ASSESSMENT OF  
RISK OF CONTAMINATION OF THE  
UPPER MISSISSIPPI RIVER

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

Motion carried, resolution declared adopted.

7. The City Council considered First Reading of an Ordinance Relating to Intoxicating Liquor License Bonds.

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

ORDINANCE NO. 90-

AN ORDINANCE RELATING TO INTOXICATING  
LIQUOR LICENSES: AMENDING CRYSTAL CITY CODE,  
SUBSECTION 1200.07 BY ADDING A SUBDIVISION:  
REPEALING CRYSTAL CITY CODE, SUBSECTION 1200.07,  
SUBDIVISIONS 3, 4, AND 5, AND ORDINANCE #90-12

and further, that the second and final reading be held on May 15, 1990.

Motion Carried.

8. The City Council considered the 1990 Labor Agreement between the City of Crystal and the MN Teamsters Public and Law Enforcement Employees Union Local No. 320 (Communication Clerks/Dispatch) for January 1, 1990 to December 31, 1990.

Moved by Councilmember L and seconded by Councilmember I to (approve) (deny) (continue until \_\_\_\_\_ the discussion of) the 1990 Labor Agreement between the City of Crystal and the MN Teamsters Public and Law Enforcement Employees Union Local No. 320 (Communication Clerks/Dispatch) for January 1, 1990 to December 31, 1990.

Motion Carried.

9. The City Council considered an amendment to the On-Sale Liquor license of Steve O's, 4900 West Broadway, to include an outside cafe.

Moved by Councilmember C and seconded by Councilmember J to (approve) (deny) (continue until 1989-90 the discussion of) an amendment to the On-Sale Liquor license of Steve O's, 4900 West Broadway, to include an outside cafe from May 20, 1990 ~~until such time as weather necessitates closing the outside facility in the Fall of 1990.~~

Motion Carried.



10. The City Council considered a Resolution To Authorize Joint Project with the City of New Hope for Drainage Improvements in Yunkers Park with Allocation of Funds.

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

RESOLUTION NO. 90-26

RESOLUTION AUTHORIZING A JOINT PROJECT  
WITH THE CITY OF NEW HOPE FOR DRAINAGE  
IMPROVEMENTS IN YUNKERS PARK WITH  
ALLOCATION OF FUNDS

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

Motion carried, resolution declared adopted.

11. The City Council considered a Resolution to Authorize Joint Project with the City of New Hope for Sumter Avenue Barricade at 30th Avenue with Allocation of Funds.

*C/G to continue until May 15, 1990. The discussion of a resolution to Authorize Joint Project with the City of New Hope for Sumter Avenue Barricade at 30th Avenue with allocation of funds. Motion carried*

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

RESOLUTION NO. 90-

RESOLUTION TO AUTHORIZE JOINT PROJECT  
WITH THE CITY OF NEW HOPE FOR SUMTER AVENUE  
BARRICADE AT 30TH AVENUE WITH  
ALLOCATION OF FUNDS

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

Motion carried, resolution declared adopted.

April 17, 1990

OPEN FORUM

- (would environmental concerns be burned in Penn. City. burner, what happens to heavy plastic barriers used on construction sites, and suggested electric light rail system.)*
- Mgr. - Reminder of AMM Annual meeting.
- Mgr. - Advised Council of his intention to run for Board of LMC - No objection
- Greene - Reported on his attendance at the Compliance meeting w/ School Board - Paint outside of Thomson School this year and no intended use of bldg. at the present time.
- Joselyn - Requested the Mayor to allow discussion time after a motion has been seconded.
- Langsdorf - Reported on Earth Day - Very successful
- Langsdorf - Reported on H.W 100 Citizens Advisory Committee Mtg. - plans same as at workshop - July
- Mgr. - Reported HRG signed contract w/ Maple Grove landspreading area for yard waste - no additional cost to City.
- City Engr. - Reported Dan Smiths, Asst. City Engineer's retirement in June.

INFORMAL DISCUSSION AND ANNOUNCEMENTS

Moved by Councilmember I and seconded by Councilmember L to  
approve the list of license applications, *with the addition of Brad's Tree Service*  
Motion Carried. *10349 Fillmore Place*  
*Blaine, Mn. 55303*

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

Motion Carried.

Meeting adjourned at 10:20 p.m.

APPLICATIONS FOR LICENSE

May 1, 1990

FOOD ESTABLISHMENT - Itinerant (\$30.00 1st day + \$12.00  
ea. addnl day)

The Bank North, 7000 56th Ave. No., Open House from  
April 30 through May 4, 1990 at 7000 56th & 42nd  
Avenue North.

VENDING - Nonperishable (\$10.00 1st mach + \$5.00 ea. addnl  
machine in same location)

Minnesota Valley Vending at Sharks at 100 Pool Hall  
5311 36th Avenue North

POOLS - Indoor (\$175.00)

Cedarwood Courts, 5450 Douglas Drive  
Cedarwood Courts, 5500 Douglas Drive

POOLS - Outdoor (\$125.00)

Cedarwood Courts, 5450 Douglas Drive  
Crystal 54 Apartments, 6910 54th Avenue North  
Crystal Village Apartments, 3016 Sumter Ave. No.  
Crystal Village Apartments, 7609 32nd Ave. No.  
Crystal Village Apartments, 3130 Sumter Ave. No.  
Winnetka Apartments, 3000 Winnetka Ave. No.  
Douglas Terrace Apartments, 3330 Douglas Drive  
Krystal Kourts, 5930 West Broadway

PLUMBER'S LICENSE - \$30.25

Dave Dempsey Plumbing, 15985 Barth Dr., Big Lake, MN 55309

SIGN HANGER'S LICENSE - \$66.00 Renewals

Suburban Lighting, 6077 Lake Elmo Ave. N., Stillwater, MN 55082  
Schad Tracy Signs, Inc., 1600 E. Cliff Rd., Burnsville, MN 55337  
LeRoy Signs, 6325 Welcome Ave. No., Minneapolis, MN 55429

TREE TRIMMER - (\$55.00)

Ostvig Tree, Inc., 1055 E. Wayzata Blvd., Suite 211,  
Wayzata, MN 55391

FOOD ESTABLISHMENT - Concession Stand (Exempt)

Babe Ruth Baseball League at 60th & Regent Ave. No.  
from May 5, 1990 through July 30, 1990.

TREE TRIMMER - (\$55.00)

Bradley Bohlman dba Brad's Tree Service, 10349 Fillmore Place,  
Blaine, MN 55303

Included with Council packet for 5-1-90 meeting:

Proclamation for National Flag Day.

Proclamation for Buddy Poppy Sale.

Minutes of the April 17, 1990 Council meeting.

Solicitor's permit for VFW Post #494 poppy sale.

Charitable gambling license renewal for VFW Post #494.

1-day off-site gambling application for Crystal Lions Club at John T. Irving Fire Station on May 19, 1990.

1-day off-site gambling application for Robbinsdale Lions at Becker Park on July 4, 1990.

1-day off-site gambling application for VFW Post #494 at Becker Park on July 28, 1990.

Itinerant Food license application for The Bank North for April 30, 1990 through May 4, 1990.

Memo from City Engr. dated 4-6-90 re: 1990 Seal Coat Program Improvement Hearing.

Memo from Bldg. Inspector dated 4-24-90 re: Proposed Retail Space, 6918 - 56th Avenue North.

Memo from Bldg. Inspector dated 4-24-90 re: Super-america, 5359 West Broadway.

Application for Appointment to the N.W. Hennepin Human Services Council Advisory Commission.

Memo from Julie Jones, Comm. Dev. Coord. dated 4-20-90 re: permit fee exemption request by Henn. Technical College.

Memo from Community Development Coordinator dated 5-1-90 re: HTC Permit Fee Exemption Request.

Letter from Mpls. and resolution re: Mississippi River contamination.

Letter from Holmes & Graven re: Liquor Licenses; Financial Responsibility (4-24-90); ordinance.

Memo from Asst. Mgr. dated 4-17-90 re: Labor Agreement for Local No. 320.

Memo from City Clerk dated 4-19-90 re: Steve O's Outside Cafe - liquor license amendment.

Letter to Steve O's from City Engr. dated 11-9-89 re: conditions of variance for Steve O's Sidewalk Cafe.

Memo from City Engr. dated 4-24-90 re: Yunkers Park.

Memo from City Engr. dated 4-26-90 re: Sumter Ave. Closure.

Memo from Gary Joselyn re: list of charitable gambling licenses in the City; list per Finance Dept.

District 281/N.W. YMCA/Park & Rec. Depts. Summer Activities 1990 brochure.

Human Relations Commission meeting minutes of 3-26-90.

Park and Recreation Advisory Commission agenda for May 2, 1990.

North Metro Mayors Association 1990 Legislative Report dated 4-27-90.

Letter to the editor dated 5-1-90 from mayors of Crystal, Robbinsdale, and New Hope.



*darlene*

Memorandum

DATE: April 27, 1990  
TO: Mayor and Council  
FROM: Jerry Dulgar, City Manager  
SUBJECT: Preliminary Agenda for the May 1, 1990 Council Meeting

Board of Review: The only comment that I have to offer is that Ken Bjorn, City Assessor, has received very few calls and has no one that he knows for sure is coming to the Board of Review. There is usually some people who do come without contacting him so you probably can expect a few people.

Public Hearings:

Item #1. The Sealcoat Program. Information is attached from Bill Monk, Public Works Director, on the annual hearing we have regarding our sealcoat program. Ordinarily some people question whether sealcoating is needed but now their street is so many years old and in such good condition that they longer question it. The one thing the Council should keep in mind is the reason it is in such good condition is because it has been regularly sealcoated over the years.

Item #2. The Semper Holdings is for the Walgreens that would go on the location where the old Dairy Queen was on Bass Lake Road and also partially on the property where the Laundromat is at. I believe we'll have some other people who are in the same business as Walgreens at the meeting objecting to the rezoning. I find that somewhat amusing because I hear from the business people all the time that we ought to leave free enterprise alone. It seems to me that another competitor coming in is what the free enterprise system is all about. The variance we are granting for off-street parking is less than we have granted for some other places in the area so it seems to me that it is a little hard to argue that point at this time.

Regular Agenda:

Item #4 Consideration of the application for appointment to the N.W. Hennepin Human Service Council's Advisory Commission from Renae J. Bowman, 6332 Corvallis Avenue North. It has been approximately two years since the City has had a representative on the Advisory Commission and I think it would be great to have somebody who is willing to do that again.

Item #5. Request from Hennepin Technical College to be exempt from permit fees for construction of two homes at 3426-32 Welcome Avenue North. Our original agreement with the Hennepin Technical College calls for them to pay for the permits, however, those costs will be passed on, I assume, to the eventual homeowners.

We are trying to make the homes affordable to first-time home buyers and this is justification for waiving the fees.

Item #6. Resolution in Support of Assessment of Risk of Contamination of the Upper Mississippi River. Our water does come from the Minneapolis water treatment system and I think we should support Minneapolis in their requests along these lines.

Item #7. Consideration of First Reading of an Ordinance Relating to Intoxicating Liquor License Bonds. Attached please find a letter from Dave Kennedy, new ordinance, statute, etc. As Dave indicates in his letter the ordinance that we recently passed on this subject doesn't really do the job so he is proposing we rescind that ordinance. He will be able to further explain all of this for the Council.

Item #8. Labor Agreement with Communication Clerks/Dispatchers. Again this labor agreement is very similar to other ones we have recently approved. The basic raise is the same although we do add an additional step that is 2% above the highest step that we have now. Several people will fall into that step. The insurance amount and the other provisions are similar to other contracts and it does meet our comp worth plan so we would recommend approval.

Have a nice weekend.

JD/js



BOARD OF REVIEW & COUNCIL AGENDA - SUMMARY

BOARD OF REVIEW

Call to order

Roll call

Pledge of Allegiance to the Flag

Dan Salzwedel, Senior Appraiser, Hennepin County, will be present to discuss the 1990 assessment rolls and consider questions from those present.

COUNCIL MEETING OF  
May 1, 1990

Call to order

Roll call

Proclamation for Pause for the Pledge of Allegiance to the Flag on June 14, 1990.

Proclamation for Annual Buddy Poppy sale on May 11 and 12.

Approval of the minutes of the regular meeting of April 17, 1990.

Consent Agenda

1. Consideration of a solicitor's permit for Charles Knaeble VFW Post #494 to sell buddy poppies on May 11 and 12, 1990.
2. Consideration of a Charitable Gambling license renewal for VFW Post #494, 5222 - 56th Avenue North.
3. Consideration of a Charitable Gambling license renewal for Robbinsdale Lions Club Robbinsdale at Burling's Tally Ho Restaurant.
4. Consideration of a One-Day Off-Site Lawful Gambling application from Crystal Lions Club at John T. Irving Fire Station on May 19, 1990.
5. Consideration of a One-Day Off-Site Gambling license for Robbinsdale Lions Club at Becker Park on July 4, 1990.
6. Consideration of a One-Day Off-Site Gambling license for V.F.W. Post #494 at Becker Park on July 28, 1990.

7. Consideration of an itinerant food establishment license for The Bank North at their 7000 - 56th Avenue North and Douglas Drive and 42nd Avenue locations, for an open house from April 30 through May 4, 1990.

#### Public Hearings

1. It being 8:00 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 the 1990 Sealcoat Program.
2. It being 8:00 p.m., or as soon thereafter as the matter may be heard, Mayor Herbes declared this was the date and time as advertised for a public hearing at which time the City Council will consider
  - a. rezoning from B-3 District to B-4 District;
  - b. a variance request to vary the off street parking requirements at 6918 - 56th Avenue North as requested by Semper Holdings, Inc.
3. It being 8:00 p.m., or as soon thereafter as the matter may be heard, Mayor Herbes declared this was the date and time as advertised for a public hearing at which time the City Council will consider a variance request to expand a non-conforming use and to vary the side street side yard setback requirements to allow an addition to the existing motor fuel station at 5359 West Broadway as requested by Superamerica.

*1st Reading of Ord.*

#### Regular Agenda Items

1. Consideration to approve authorization to issue a building permit for an 8,580 sq. ft. retail space located at 6918 - 56th Avenue North, subject to standard procedure, as requested by Semper Holdings, Inc.
2. Consideration to approve conditional use permits to allow a motor fuel station in a B-3 (Auto-Oriented Commercial) District (Section 515.35, Subd. 4c) and to allow retail sales of food items in a B-3 District (Section 515.35, Subd. 4f) at 5359 West Broadway.
3. Consideration to approve authorization to issue a building permit for an 8' x 28' addition to the existing motor fuel station at 5359 West Broadway, subject to standard procedure.

4. Consideration of the application for appointment to the N.W. Hennepin Human Service Council's Advisory Commission from Renae J. Bowman, 6332 Corvallis Avenue North.
5. Consideration of request from Hennepin Technical College to be exempt from permit fees for construction of two homes at 3426-32 Welcome Avenue North.
6. Consideration of a Resolution in Support of Assessment of Risk of Contamination of the Upper Mississippi River.
7. Consideration of First Reading of an Ordinance Relating to Intoxicating Liquor License Bonds.
8. Consideration of 1990 Labor Agreement between the City of Crystal and the MN Teamsters Public and Law Enforcement Employees Union Local No. 320 (Communication Clerks/Dispatch) for January 1, 1990 to December 31, 1990.
9. Consideration of an amendment to the On-Sale Liquor license of Steve O's, 4900 West Broadway, to include an outside cafe.
10. Consideration of a Resolution To Authorize Joint Project with the City of New Hope for Drainage Improvements in Yunkers Park with Allocation of Funds.
11. Consideration of a Resolution to Authorize Joint Project with the City of New Hope for Sumter Avenue Barricade at 30th Avenue with Allocation of Funds.

**Open Forum**

**Informal Discussion and Announcements**

**Licenses**

**Adjournment**

*Discuss 2<sup>nd</sup> plaque for  
Community Center.*



APPLICATIONS FOR LICENSE

May 1, 1990

FOOD ESTABLISHMENT - Itinerant (\$30.00 1st day + \$12.00  
ea. addnl day)

The Bank North, 7000 56th Ave. No., Open House from  
April 30 through May 4, 1990 at 7000 56th & 42nd  
Avenue North.

VENDING - Nonperishable (\$10.00 1st mach + \$5.00 ea. addnl  
machine in same location)

Minnesota Valley Vending at Sharks at 100 Pool Hall  
5311 36th Avenue North

POOLS - Indoor (\$175.00)

Cedarwood Courts, 5451 Douglas Drive  
Cedarwood Courts, 5501 Douglas Drive

POOLS - Outdoor (\$125.00)

Cedarwood Courts, 5451 Douglas Drive  
Crystal 54 Apartments, 6910 54th Avenue North  
Crystal Village Apartments, 3016 Sumter Ave. No.  
Crystal Village Apartments, 7609 32nd Ave. No.  
Crystal Village Apartments, 3130 Sumter Ave. No.  
Winnetka Apartments, 3000 Winnetka Ave. No.  
Douglas Terrace Apartments, 3330 Douglas Drive  
Krystal Kourts, 5930 West Broadway

PLUMBER'S LICENSE - \$30.25

Dave Dempsey Plumbing, 15985 Barth Dr., Big Lake, MN 55309

SIGN HANGER'S LICENSE - \$66.00 Renewals

Suburban Lighting, 6077 Lake Elmo Ave. N., Stillwater, MN 55082  
Schad Tracy Signs, Inc., 1600 E. Cliff Rd., Burnsville, MN 55337  
LeRoy Signs, 6325 Welcome Ave. No., Minneapolis, MN 55429

TREE TRIMMER - (\$55.00)

Ostvig Tree, Inc., 1055 E. Wayzata Blvd., Suite 211,  
Wayzata, MN 55391

FOOD ESTABLISHMENT - Concession Stand (Exempt)

Babe Ruth Baseball League at 60th & Regent Ave. No.  
from May 5, 1990 through July 30, 1990.

*Packit Copy*

PROCLAMATION

NATIONAL FLAG DAY  
JUNE 14, 1990

Annual PAUSE FOR THE PLEDGE OF ALLEGIANCE to the flag

WHEREAS, by Act of Congress of the United States dated June 14, 1777, the first official flag of the United States was adopted, and

WHEREAS, by Act of Congress dated August 3, 1949, June 14 of each year was designated "National Flag Day", and

WHEREAS, the Congress has requested the President to issue annually a proclamation designating the week in which June 14 occurs as National Flag Week, and

WHEREAS, on December 8, 1982 the National Flag Day Foundation was chartered to conduct educational programs and to encourage all Americans to PAUSE FOR THE PLEDGE OF ALLEGIANCE on Flag Day, June 14, and

WHEREAS, as by Act of Congress Public Law 99-54 was passed to have the PAUSE FOR THE PLEDGE OF ALLEGIANCE as part of the celebration of National Flag Day throughout the nation, and

WHEREAS, Flag Day celebrates our nation's symbol of unity, a democracy in a republic, and stands for our country's devotion to freedom, to the rule of all, and to equal rights for all,

NOW THEREFORE BY IT RESOLVED that I, Betty Herbes, Mayor of the City of Crystal, Minnesota, do hereby proclaim June 14, 1990 as Flag Day Crystal and urge all citizens of Crystal to pause at 7 o'clock p.m. (EDT) on this date for the 11th Annual PAUSE FOR THE PLEDGE OF ALLEGIANCE to the Flag and join all Americans in reciting the Pledge of Allegiance to our flag and nation.

---

Mayor

---

Date



**CITY of CRYSTAL**

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

May 2, 1990

*Bush*

The Honorable George Busch  
The President of the United States  
The White House  
1600 Pennsylvania Avenue N.W.  
Washington, D.C. 20500

Dear Mr. President:

The National Flag Day Foundation has informed us that they have invited you to lead all Americans in the 11th Annual PAUSE FOR THE PLEDGE OF ALLEGIANCE on June 14, 1990.

Your leadership and active participation in this simple ceremony will be a stimulating patriotic experience at home and a sign of unity abroad. This concept transcends age, race, religion, national origin and geographic differences.

The citizens of the City of Crystal, Minnesota will join you on National Flag Day as we participate in our local ceremony.

Sincerely,

Betty Herbes, Mayor  
City of Crystal

BH/dg/js



## NATIONAL FLAG DAY FOUNDATION, INC.

418 South Broadway ★ Baltimore, Maryland 21231 ★ (301) 563-FLAG

Mrs. Nancy Reagan  
Honorary Chairman  
National Pause for the  
Pledge Program

March 1990

★  
President  
Louis V. Koerber  
President  
Budeke's Paints, Inc.

Vice President  
Richard M. Patterson, CLU, ChFC  
Massachusetts Mutual Life  
Insurance Company

Treasurer  
William T. Murray, III  
Executive Vice President  
First National Bank of MD

Secretary  
Herbert E. Witz, Esq.  
Attorney at Law

Directors:  
George V. McGowan  
Chairman of the Board  
Baltimore Gas & Electric Co.  
James McManus  
(Jim McKay)  
Sports Commentator / Journalist  
ABC Television Network

Jack Moseley  
Chairman of the Board  
USF&G

Brooks Robinson  
Baseball Hall of Fame

Henry A. Rosenberg, Jr.  
Chairman of the Board  
Crown Central Petroleum

General John W. Vessey, Jr.,  
USA (Ret.)  
Former Chairman, Joint Chiefs  
of Staff, The Pentagon

Dr. Milton S. Eisenhower  
(1899-1985)

Dear Mayor:

On behalf of the National Flag Day Foundation Board, I express our deep appreciation to you, your City Council and the citizens of your community for joining all Americans in the National **PAUSE FOR THE PLEDGE OF ALLEGIANCE** Flag Day ceremony on June 14 at 7:00 P.M. (EDT). We are most appreciative of the continuing support of the members of the National League of Cities for this annual program.

We ask your cooperation in taking some specific action to help us fulfill our goal of having President Bush lead the nation in the annual **PAUSE FOR THE PLEDGE OF ALLEGIANCE** to the Flag on June 14.

- 1) Please use the enclosed sample letter as a guide for your letter to President Bush. (Please send a copy to the National Flag Day Foundation, Inc.)
- 2) Please issue an official proclamation for your city and mail it to the National Flag Day Foundation, Inc. for display at its headquarters.
- 3) If you do not have a Flag Day Ceremony in your community, please consider it this year and use the suggested **PLAN OF ACTION GUIDE** which is enclosed.

The NATIONAL FLAG DAY FOUNDATION thanks you for your leadership as you are in a position to help us "Pass the Baton of Patriotism" to the youth of America. They are our hope for the future!

Sincerely yours,

Richard M. Patterson  
Vice President

SAMPLE LETTER TO THE PRESIDENT

(YOUR LETTERHEAD)

The Honorable George Bush  
The President of the United States  
The White House  
1600 Pennsylvania Avenue, N.W.  
Washington, D.C. 20500

Dear Mr. President:

The National Flag Day Foundation has informed us that they have invited you to lead all Americans in the eleventh annual **PAUSE FOR THE PLEDGE OF ALLEGIANCE** on June 14, 1990.

Your leadership and active participation in this simple ceremony, Mr. President, will be a stimulating patriotic experience at home and a sign of unity abroad. This concept transcends age, race, religion, national origin, and geographic differences.

The citizens of (City and/or state name) will join you on National Flag Day, as we participate in our local ceremony.





## NATIONAL FLAG DAY FOUNDATION, INC.

418 South Broadway \* Baltimore, Maryland 21231 \* (301) 563-FLAG

Mrs. Nancy Reagan  
Honorary Chairman  
National Pause for the  
Pledge Program

★

### President

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Former Chairman, Joint Chiefs  
of Staff, The Pentagon

Dr. Milton S. Eisenhower  
(1899-1985)

## **FLAG DAY** **INFORMATION**

### A SUGGESTED PLAN OF ACTION

#### FOR AN ANNUAL LOCAL FLAG DAY CEREMONY ON JUNE 14

1. The Mayor and the Council should pass a resolution to establish a Flag Day Committee for the purpose of conducting an official Flag Day Ceremony on June 14 and to encourage all of their citizens to join all Americans in saying the Pledge of Allegiance to the Flag at 7:00 P.M. (EDT). The National ceremony takes place annually at Fort McHenry, Baltimore, Maryland, Birthplace of the National Anthem.
2. Appoint a Flag Day Committee Chairman. The Mayor should make an official announcement of the appointment to the News Media as early as possible.
3. Invite local service clubs, veterans groups, government agencies, business, labor, media and all other appropriate organizations to appoint a member to the Flag Day Committee( Refer to back of Historic program for a list of such organizations that already support the national program).
4. Please issue an official proclamation from your city and mail to the National Flag Day Foundation, Inc.
5. Make official announcements to the News Media through the Office of the Mayor as plans are developed. ( A series of announcements over a period of time are the most effective ).
6. Invite the citizens of your city to join you in the official ceremony that is planned for the **PAUSE FOR THE PLEDGE OF ALLEGIANCE**  
  
program on Flag Day. Encourage the support and cooperation of local businesses.
7. Enclose Flag Day messages in regular outgoing mail at no extra cost. Use official **PAUSE FOR THE PLEDGE OF ALLEGIANCE** postage meter stamp on all envelopes.

Annual Pause For The Pledge of Allegiance \* FLAG DAY USA \* June 14, 7:00 p.m. (EDT)

**SAMPLE PROCLAMATION**

**National Flag Day June 14, 1990**

**Annual PAUSE FOR THE PLEDGE OF ALLEGIANCE to the Flag**

**WHEREAS**, by Act of Congress of the United States dated June 14, 1777, the first official Flag of the United States was adopted; and

**WHEREAS**, by Act of Congress dated August 3, 1949, June 14 of each year was designated "NATIONAL FLAG DAY;" and

**WHEREAS**, the Congress has requested the President to issue annually a proclamation designating the week in which June 14 occurs as NATIONAL FLAG WEEK; and

**WHEREAS**, on December 8, 1982 the National Flag Day Foundation was chartered to conduct educational programs and to encourage all Americans to **PAUSE FOR THE PLEDGE OF ALLEGIANCE** on Flag Day, June 14.

**WHEREAS**, as by act of Congress Public Law 99 -54 was passed to have the **PAUSE FOR THE PLEDGE OF ALLEGIANCE** as part of the celebration of National Flag Day throughout the nation; and

**WHEREAS**, Flag Day celebrates our nation's symbol of unity, a democracy in a republic, and stands for our country's devotion to freedom, to the rule of all, and to equal rights for all; and

**NOW, THEREFORE,**

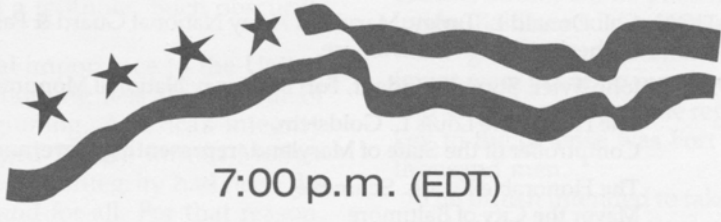
I (Your Name and Title), do hereby proclaim June 14, 1990 as Flag Day (Your State) and urge all citizens of (Your State) to pause at 7:00 P.M. (EDT) on this date for the eleventh annual **PAUSE FOR THE PLEDGE OF ALLEGIANCE** to the Flag and join all Americans in reciting the Pledge of Allegiance to our Flag and Nation.

**WHEREAS**



10th Annual

# *Pause* for the Pledge of Allegiance



7:00 p.m. (EDT)

FLAG DAY  
JUNE 14



"I pledge allegiance

---

to the Flag of the United States of America,

---

and to the Republic for which it stands,

---

one Nation under God, indivisible,

---

with liberty and justice for all."

—written by Francis Bellamy, 1892



## Annual National Flag Day Ceremonies • Fort McHenry

1789 ★ Bicentennial of the First United States Congress ★ 1989

1814 ★ 175th Anniversary of the Star-Spangled Banner ★ 1989

Fort McHenry National Monument and Historic Shrine.

A program of the National Flag Day Foundation, Inc. Baltimore, Maryland.



# NATIONAL FLAG DAY USA ★ 10TH ANNUAL PAUSE FOR THE PLEDGE OF ALLEGIANCE

**PROGRAM ★ JUNE 14, 1989 ★ 6:30 PM**  
**FORT McHENRY NATIONAL MONUMENT AND HISTORIC SHRINE**

- BAND CONCERT** Tactical Air Command Band, Langley Air Force Base, Virginia, under the direction of Maj. Lowell E. Graham
- WELCOME** Television Personality, WBAL-TV Channel 11, Master of Ceremonies
- INVOCATION** Col. Donald L. Turley, Maryland Army National Guard & Pastor of the Second English Lutheran Church of Baltimore
- GREETINGS** John Tyler, Superintendent, Fort McHenry National Monument and Historic Shrine  
The Honorable Louis L. Goldstein, Comptroller of the State of Maryland, representing Governor William Donald Schaefer  
The Honorable Kurt L. Schmoke, Mayor the City of Baltimore  
George V. McGowan, Charter Member National Flag Day Foundation and CEO Baltimore Gas and Electric Co.
- THE NATIONAL ANTHEM** Melvin J. Lowery, Baltimore & New York Opera Companies
- RAISING OF THE STAR-SPANGLED BANNER** Accompanied by the Tactical Air Command Band (Joined by the Audience)
- 7:00 P.M. (EDT) NATIONWIDE PAUSE FOR THE PLEDGE OF ALLEGIANCE** Led in Unison & Joined by the Audience  
Louis L. Goldstein, representing Governor Schaefer and all of the nation's Governors  
Mayor Kurt L. Schmoke, representing all of the nation's Mayors  
James M. Ridenour, Keynote Speaker  
State Student Representatives, representing the Youth of the Nation
- THE PLEDGE OF ALLEGIANCE** "I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one nation under God, indivisible, with Liberty and justice for all."
- MUSICAL SELECTION** Melvin J. Lowery, "America the Beautiful" (Joined By Audience)
- INTRODUCTION OF GUEST SPEAKER** Maj. Gen. James F. Fretterd, Adjutant General of Maryland
- KEYNOTE ADDRESS** The Honorable James M. Ridenour, Director, National Park Service
- PRESENTATION** Lou Koerber, President, National Flag Day Foundation and Richard M. Patterson, Vice President National Flag Day Foundation
- SKY DIVING EXHIBITION** Maryland Army National Guard Parachute Team
- PRESENTATION** Sgt. First Class Edward F. Macleary, Company C, 1st Special Forces
- MUSICAL SELECTIONS** Tribute to the Armed Forces of the United States of America, Tactical Air Command Band
- FLY OVER** A-10 aircraft from the 175th Tactical Flight Squadron, Maryland National Guard, under the command of Col. Bruce F. Tuxill
- PRESENTATIONS** James A. McDougald, Field Division General Manager-Postmaster, Baltimore
- SPECIAL PERFORMANCE** U.S. Air Force Honor Guard Drill Team, Bolling Air Force Base, Washington, D.C.
- CELEBRATION** 10th Annual PAUSE FOR THE PLEDGE OF ALLEGIANCE Birthday Cake
- PARADE OF FLAGS** Dave Humphrey, News Director, WLIF/WFBR Radio and the Student Representatives from each state
- BAND CONCERT** Tactical Air Command Band
- FIREWORKS BY ZAMBELLI** "By Dawn's Early Light," Sponsored by the National Flag Day Foundation, Inc.

The 99th Congress passed and President Ronald Reagan signed Public Law 99-54 on June 20, 1985 recognizing the PAUSE FOR THE PLEDGE OF ALLEGIANCE as part of National Flag Day ceremonies.

National Flag Day Foundation, Inc. ★ 418 South Broadway, Baltimore, Maryland 21231 ★ (301) 563-FLAG

# A FLAG FOR ALL GENERATIONS

## THE FLAG AND THE SECOND WAR OF INDEPENDENCE

In most histories of the United States, the War of 1812, fought against Great Britain between 1812 and 1814, rates little more than a footnote. Such obscurity is undeserved.

The conflict was of signal importance to the United States because it became nothing less than a war of self-affirmation. At its beginning, America's integrity as a nation stood challenged by the former Mother Country. By the war's end, that integrity had been defended and secured once and for all. For that reason, some historians have called the contest The Second War of Independence. It truly was.

Great Britain's plan for victory relied on a three-pronged attack. Her forces would sever secession-minded New England from the rest of the "colonies" via Lake Champlain; they would cut the rest of the country in half at the Chesapeake Bay; then, finally, they would seize control of the Mississippi, thus halting forever any westward expansion by the United States.

Ultimately, all three plans went awry, although it looked for a time—particularly after the Americans' defeat at Bladensburg in August, 1814, and the subsequent burning of Washington, D.C.—that the Chesapeake region might yield. That it didn't can be attributed to the gallant defense of Baltimore, from which the British were repulsed in September, 1814, after battles on both land and water.

But events at Baltimore had other significance as well, for, as we shall see, it was as a result of the city's triumph that America gained both her national anthem and an enduring respect for the flag which is her proud symbol, The Star-Spangled Banner.

## FORT McHENRY: CITADEL OF FREEDOM

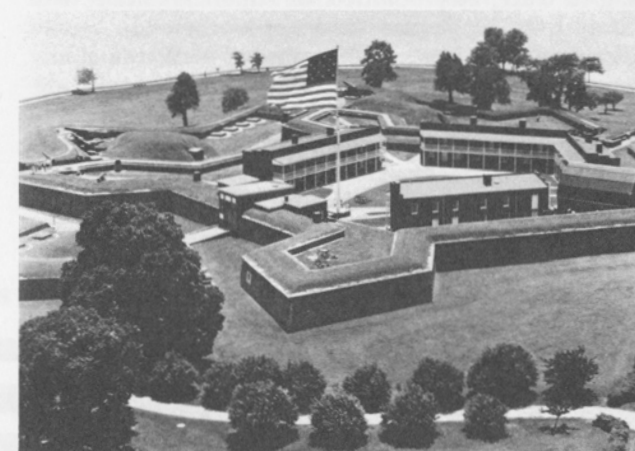
Fort McHenry National Monument and Historic Shrine, by reason of its contribution to American history, occupies a pre-eminent position among the shrines and monuments of our country. It was the successful defense of this Fort against a 25-hour British naval bombardment in September 1814 that inspired a young American patriot to write the words which were eventually adopted as our national anthem.

As early as the Revolutionary War, the tip of the narrow peninsula on which Fort McHenry rests was considered a strategic place to defend Baltimore. In 1776, Fort Whetstone was built on the present site of Fort McHenry

to protect the entrance to Baltimore harbor. Construction of the masonry Fort now in existence was begun in 1798 and was named to honor the Secretary of War, James McHenry, a resident of Baltimore.

In August, 1814, the British burned the Capitol, the White House and other buildings in Washington. Their next target was Baltimore. Under the leadership of Gen. Samuel Smith, a local politician and veteran of the Revolution, Baltimore defenses were erected, arms and equipment gathered, and citizen soldiers trained. Smith's forces were made up mostly of Maryland, Pennsylvania, and Virginia militia, some regular units, and sailors. The key to the defense was Fort McHenry, garrisoned by a thousand men.

The British intended to take the city by a joint land and naval attack. Early on September 12, their troops began moving ashore at North Point, 12 miles from Baltimore. About 5 miles inland, they met the first resistance by American forces. A shot brought down General Ross, the British commander, and his death robbed his army of much of its effectiveness. Pushing on toward the city, the British encountered the main American line. Here the outnumbered Americans fought well, but a British flanking movement forced them to withdraw. At dawn on the 13th the battle resumed. As the British marched toward the city, the war ships of their fleet moved to within 2 miles of Fort McHenry and opened fire. The bombardment lasted 25 hours. It was later estimated that some 1,800 bombs, rockets and shells were fired at the Fort and about 400 landed inside. Four defenders at the Fort were killed and 24 more were wounded.



Fort McHenry National Monument and Historic Shrine, where the flag flies 24 hours a day by Presidential Proclamation.

The Fort must fall before the ships could penetrate the harbor and join forces with their land troops. About midnight the British launched a flanking attack up the other channel of the river hoping to take the Fort from the rear. This sortie failed. Stymied by the tenacious defense of the Fort, the fleet could not support the army. The British hopes of capturing Baltimore collapsed. The bombships continued bombardment until 7 a.m. on the 14th, then withdrew down the river to pick up the withdrawing army. The city was saved!

—Paul E. Plamann



## FRANCIS SCOTT KEY AND "THE STAR-SPANGLED BANNER"

The Battle of Baltimore would be remembered only as one of the few American victories of consequence in the War of 1812 had not Francis Scott Key, a 34-year-old lawyer-poet, so effectively dramatized the bombardment, the flag, and much of the feeling of the day in verse.

Francis Scott Key, a prominent figure of his time, was both an orator and idealist. Key was born in 1779 at a manor house, Terra Rubra, in Frederick County, Maryland. He attended St. John's College in Annapolis and returned to Frederick to practice law. After he married Mary Tayloe Lloyd, the couple moved to Georgetown so Francis could practice law with his uncle, Philip Barton Key.

A pacifist at heart, Key had no desire for war with England. Still, after Congress passed the War Act in 1812, Key the patriot became a lieutenant and quartermaster in a field company just before Washington was burned in 1814.

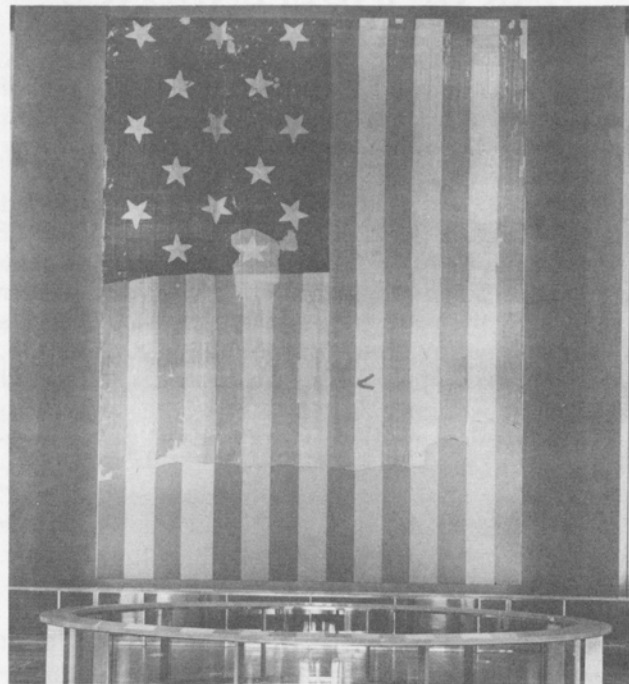
The incident which led to Key's celebrated poem began at this time, September, 1814, when friends importuned the persuasive lawyer to intervene after the unjust capture of Dr. William Beanes, a physician from Upper Marlboro who had caused the arrest of an unruly band of British soldiers. In retaliation, Admiral Sir George Cockburn sent a detachment of troops who broke into Dr. Beanes' house, dragged him from bed, and threw him in irons on board ship. It was an outrage, but his release could not be secured, and Cockburn threatened to hang him from the yardarm.

Although the capital was in utter confusion, the President gave his sanction to this mission of mercy. Under a flag of truce, Key boarded an American sloop with Colonel John S. Skinner and approached the British fleet somewhere in the Chesapeake. Key was coldly received, but he had with him documents which described the care with which the captured doctor had treated wounded British soldiers. The documents swayed the argument, and Key's plea for the release of Dr. Beanes was granted. But the hour had struck for the attack on Baltimore from the sea. Powerless to give warning, the three Americans were detained, thus being forced to watch the bombardment of Fort McHenry within enemy lines, a strange paradox.



Percy Moran depiction of Key seeing the Star-Spangled Banner by the "Dawn's Early Light." The Peale Museum, Baltimore, Maryland.

Over embattled Fort McHenry flew a tremendous flag. Key watched the enemy rockets and bombs burst in the air. He felt the spray and the movement of the swells. The night grew still. In the morning light Key saw the great flag over the star fort. On the back of an envelope he began to write the words which would become "The Star-Spangled Banner."



The Star-Spangled Banner, Smithsonian Institution.

Key jotted down notes aboard the ship and finished the poem that night after he returned to Baltimore. Mr. Key's poem was set to a well-known English tune. Printed as a handbill immediately after the battle, the song, evoking powerful emotions of courage and patriotism, became very popular with the people of Baltimore. Within months of its birth, the song appeared in newspapers, magazines, and books.

It was not until the start of the Civil War that "The Star-Spangled Banner" became foremost among our national songs. During the war, both Northern and Southern forces rallied to the song. During this war, and others that would follow, branches of the military service used it as an "unofficial" national anthem during their ceremonies.

With America's entrance into World War I, the song became so widely accepted that a drive was begun in Congress to make it our nation's official anthem of the Armed Forces.

The battle to win Congressional approval, however, was not an easy one. There were many other contenders for the honor, including "America the Beautiful" and "Yankee Doodle."

There were many individuals and groups associated with the movement to have "The Star-Spangled Banner" made our country's anthem. But paramount among the leaders in this cause were Maryland Congressman J. Charles Linthicum and Mrs. Reuben Ross Holloway, of Baltimore, whose perseverance was finally realized on March 3, 1931. That day President Herbert Hoover signed his name to Public Law 823, thereby officially designating a national anthem for the United States.

—Paul E. Plamann

## MARY PICKERSGILL AND THE MAKING OF THE STAR-SPANGLED BANNER

Flagmakers have their own auras and mystiques, but only three have received much attention in the history of our flags. Rebecca Flower Young was a professional flagmaker in Philadelphia prior to the American Revolution. It is generally believed that she made the Grand Union Flag which General Washington raised over his headquarters on New Year's Day, 1776.

The most enduring legend surrounds the story of Betsy Ross. In June, 1776, before the signing of the Declaration of Independence, Betsy Ross, a Philadelphia seamstress, supposedly received a call from a committee of Congress asking her to make a flag; and as the legend claims, our flag was born. Questions have been raised about the Betsy Ross story over the years, but despite the lack of concrete evidence, it is firmly implanted in American folklore.

Another story about the flag with definite confirmation, concerns Mary Young Pickersgill, the daughter of Rebecca Flower Young. Mary was born in 1776 in Philadelphia. In 1807 Mary and her mother, both widows, with little Caroline Pickersgill, moved into a corner row house on Albermarle Street, Baltimore, Maryland. Mary advertised as a "flag, banner and pennant maker" and made flags for local ship owners.

In 1813 Mary Pickersgill made the Star-Spangled Banner, the flag that flew over Fort McHenry in the War of 1812 and which Francis Scott Key saw in the "dawn's early light." Confirmation rests firmly on two documents: Caroline Pickersgill Purdy's letter printed in Preble's *The Origin and History of the American Flag*, published in 1917, and Mary Pickersgill's original receipt.

The story of the Star-Spangled Banner begins with a statement attributed to Major George Armistead, Commandant of Fort McHenry, in July, 1813, to the Commander of Baltimore defenses, General Samuel Smith: "We, sir, are ready at Fort McHenry to defend Baltimore against invading by the enemy . . . except that we have no suitable ensign to display over the Star Fort, and it is my desire to have a flag so large that the British will have no difficulty in seeing it from a distance."

In 1876 Caroline Pickersgill Purdy wrote a letter to

Georgiana Armistead Appleton, daughter of the Fort McHenry Commandant, in which she recounted the details of the making of the flag. Caroline writes: "It was made by my mother, Mrs. Mary Pickersgill, and I assisted her. My grandmother, Rebecca Young, made the first flag of the Revolution under General Washington's directions, and for this reason my mother was selected by Commodore Barney and General Stricker to make this star-spangled banner, being an exceedingly patriotic woman."

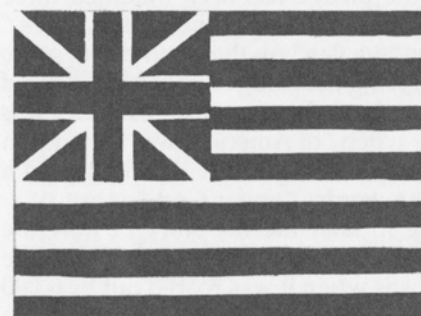
This garrison flag was 30 feet hoist (height) by 42 feet fly (span from the staff to the outer edge). Preble states, "It had fifteen five-pointed stars, each two feet from point to point, and arranged in five indented parallel lines, three stars in each horizontal line. It had fifteen instead of thirteen stripes, each near two feet wide."

In her letter Caroline continues: "The flag, I think, contained four hundred yards of bunting, and my mother worked many nights until twelve o'clock to complete it in a given time." Wool bunting was usually imported from England in bolts 18 inches wide. These strips, however, were two feet wide, six inches added by a French fell. The flag, being so large, was assembled in a nearby malt-house.

In March, 1938, Mary Pickersgill's original receipt came to light, written in her fine script and "Signed in duplicate for Mary Pickersgill - Eliza Young." The reverse side of the receipt is signed "G. Armistead Major" and specifies "Fortification Voucher No. 10. Mary Pickersgill for flags." (The second flag listed in this receipt is believed to have been a storm flag.) The receipt gives the price paid to Mary—\$405.90—and the flag dimensions. The flag was delivered to Fort McHenry on August 19, 1813, a full year before the Battle of Baltimore, September 12, 13, and 14, 1814.

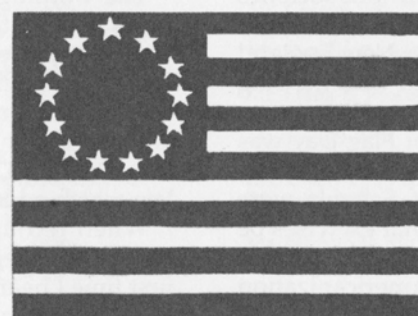
That the Star-Spangled Banner was made by Mary Pickersgill is fact, not legend. The flag is on display in the Smithsonian Institution in Washington, D.C. The house where it was made still stands at Pratt and Albermarle Streets in Baltimore, Maryland, and is a National Historic Landmark. The house has been restored and with its adjacent 1812 War Museum commemorating the Battle of Baltimore is operated by an independent non-profit association. Affectionately known to Baltimoreans simply as "the Flag House," it is open to the public daily, except for certain major holidays.

The Grand Union



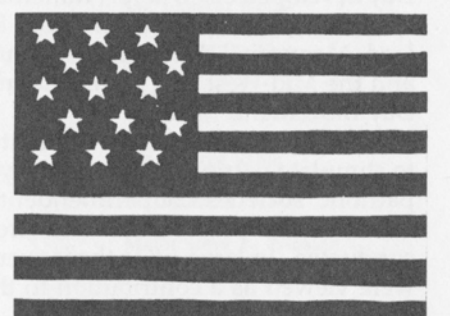
The first revolutionary flag of the United States and the ensign of a new navy. This flag had the British Grand Union as the canton and 13 stripes, alternating red and white, to represent the 13 colonies.

An Early Stars and Stripes



Not until 1912 was the design of the flag formalized. Earlier flagmakers arranged the stars as they saw fit. Above is a popular early design. However, there is no evidence it was flown during the Revolution.

The 15 Stars and Stripes



After Vermont and Kentucky joined the Union, Congress adopted this flag with 15 stars and 15 stripes in 1794. In 1818, it was decided to limit the stripes to 13 but to continue to add stars as new states joined the Union.



## FLAG DAY

The Stars and Stripes came into being on June 14, 1777, when the Second Continental Congress authorized a new flag to symbolize the new nation, the United States of America. The commemoration of this day as the birthday of the flag developed slowly.

The Stars and Stripes first flew in a Flag Day celebration in Hartford, Connecticut, in 1861, the first summer of the Civil War. The first national observance of Flag Day came on June 14, 1877, the centennial of the original flag resolution. In the decades that followed, a number of individuals and organizations, quite possibly unaware of the efforts others were making, pressed to have Flag Day observed regularly.

One individual who waged a life-long crusade for a national Flag Day observance was Bernard J. Cigrand. As a 19-year-old teacher in the Stony Hill School near Waubeka, Wisconsin, he kept on his desk mounted in a bottle, a 38-star flag, 10 inches high. At the close of school in 1885, Cigrand observed a first Flag Birth Day with his pupils.

Although Cigrand left his teaching post in 1886 for a career in dentistry, he persisted in furthering a national Flag Day holiday on June 14. He wrote, lectured, lobbied, and organized to advance the cause. In 1894 he helped found the American Flag Day Association in Chicago, which soon expanded nationally.



The Stony Hill School near Waubeka, Wisconsin, restored to how it looked in 1885.

Similar grass-roots movements in support of Flag Day developed elsewhere. Numerous patriotic societies such as The Sons of the American Revolution took the lead. Many Civil War veterans' groups in New England and the Mid-West also became identified with the Flag Day movement.

A major objective of the advocates of Flag Day was to stimulate patriotism among the young. Entreated by patriotic societies, Superintendents of Schools were often the first public officials to direct that exercises be conducted. In large cities these exercises in the schools were viewed as a contribution to the Americanization of immigrant children.

By the mid-1890s the observance of Flag Day on June 14 had caught on everywhere. Official recognition of the date as Flag Day was slower to come, however. Gradually, mayors and governors began to issue proclamations establishing the holiday in their jurisdictions.

It was 1916 when President Woodrow Wilson issued a proclamation calling for a nationwide observance of Flag Day on June 14. It was not until 1949, however, that Congress gave the holiday permanence by resolving "That the 14th day of June of each year is hereby designated as Flag Day . . ." President Harry Truman immediately signed the measure into law.

Today, Flag Day is not a legal holiday, except in Pennsylvania. Notwithstanding, the appeal to Americans of this day of reverence for Old Glory remains high. On June 14 the National Flag Day Committee again invites America to share in this happy celebration of history and heritage.

## PLEDGE OF ALLEGIANCE STORY

The author of the Pledge of Allegiance was an ordained minister and magazine writer, Francis Bellamy, who stated that his aim was to say "what our republic meant and what was the underlying spirit of its life."

*I pledge allegiance to my Flag and (to)  
the Republic for which it stands -  
one Nation indivisible - with liberty  
and justice for all.*

FRANCIS BELLAMY • 1892

The Pledge in Bellamy's handwriting.

The pledge had its background in a patriotic campaign to institute the flying of the national flag over schoolhouses and other public buildings. The campaign reached a crescendo in 1892 with a well orchestrated national celebration of the 400th anniversary of the discovery of America by Columbus.

A national committee prepared a script for a Columbus Day ceremony which culminated in raising the flag. The pledge was included in this script disseminated widely to schools. So it was in 1892, in the context of special Columbus Day celebrations, that the Pledge of Allegiance was first recited by school children across America.

The wording of the pledge has been modified three times. In 1923 the words, "the flag of the United States," were substituted for "my flag" on the ground that some foreign-born when giving the pledge might have in mind the flag of their native land. Even greater specificity was attained a year later when "of America" was added. On Flag Day, 1954, President Dwight Eisenhower signed a law which added the words, "under God."

When recounting in later life the story of how the Pledge of Allegiance originated, Bellamy wrote: "The first time I heard it was when it was roared out by 6,000 high school students in Boston, and I felt my thrill as I realized it was a living contribution to patriotic education and sentiment . . ." This thrill will be regenerated as millions PAUSE FOR THE PLEDGE at 7 p.m. (EDT) on June 14 repeating the simple words of enduring meaning.

## Concept of the Annual PAUSE FOR THE PLEDGE OF ALLEGIANCE on Flag Day

All Americans everywhere will pause for a moment on June 14 at 7:00 p.m. (EDT) to say simultaneously the thirty-one words of the Pledge of Allegiance to the Flag. The effect of this simple ceremony each year is a stimulating patriotic experience at home and a sign of unity abroad. This concept transcends age, race, religion, national origin and geographic differences.

The idea of the annual PAUSE FOR THE PLEDGE OF ALLEGIANCE originated in Baltimore, Maryland in 1980. Since then, the concept has swept across the country in a grassroots movement supported by a broad spectrum of individuals, organizations and businesses. In 1987 Mrs. Nancy Reagan became Honorary Chairman of the National PAUSE FOR THE PLEDGE OF ALLEGIANCE program.

The progress made nationally by our volunteer group since its origin demonstrates clearly that the American people are indeed ready for the opportunity to join together in honoring Flag and Country. This annual Flag Day program presents a "natural stage" on which all Americans gather — a united people in the United States.

### NATIONAL UNITY CREATED IN BALTIMORE BY REPRESENTATIVES FROM ALL FIFTY STATES

Since 1983, the Governor of each state has annually selected an outstanding student to represent that state during National Flag Week ceremonies in Baltimore. Each Governor also appoints a State Educational Coordinator to participate in these programs. This ensures that appropriate actions will be taken in each state's educational system and to encourage Flag Day observances in each state.

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## OTHER FLAG DAY CEREMONIES

At Fort McHenry on June 6, over 4,000 children from all subdivisions of Maryland participated in the formation of an American Living Flag. On June 11, Citizens gathered in the Harborplace Amphitheater for the unveiling of the nation's largest replica of the Star-Spangled Banner. Symbolically recreated was the historic battles fought in Baltimore. Fifty young adults representing each state in the nation participated in the Parade of Flags.



## EXPRESSION OF GRATITUDE

This is the tenth year Americans everywhere will simultaneously say the Pledge of Allegiance to the Flag at 7:00 p.m. (EDT). Its success is due to the enthusiastic cooperation and teamwork of thousands of people and organizations across our Nation.

The National Flag Day Foundation sincerely hopes that all volunteers and supporters know how much their assistance is appreciated. Appreciation to those shown and to those known only to themselves is limitless.

**The following individuals and organizations have made contributions as follows: (6/2/88 to 6/1/89)**

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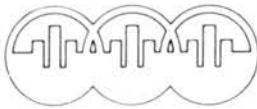
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**The National Flag Day Foundation expresses sincere appreciation to the following:**

- \* The Secretary of Defense, the Officers and Personnel of the above-listed services for their stirring participation in Flag Day ceremonies.
- \* Governor William Donald Schaefer, other elected officials, the Department Heads of the State of Maryland and their Personnel for their extensive and enthusiastic support throughout the State;
- \* Mayor Kurt L. Schmoke, other elected officials, the Department Heads of the City of Baltimore and their Personnel for their untiring and professional talents in making this an outstanding week of events;
- \* City Council President Mary Pat Clark and the Members of the Baltimore City Council for their invaluable guidance;
- \* American Airlines for their seventh year providing free round-trip air transportation to the State Student Representatives, State Education Liaisons and monitors;
- \* Baltimore Gas and Electric Co., Crown Central Petroleum Co., The Henry and Ruth Blaustein Rosenberg Foundation, Inc., The C. Markland Kelly Memorial Foundation, The First Maryland Foundation and USF&G for their very generous matching funds grants;
- \* John Tyler, Superintendent, and all Personnel of Fort McHenry National Monument and Historic Shrine for their superb cooperation;
- \* The Administrators, Students, Teachers and Bus Contractors of the Public Schools of Maryland for their contributions to the formation of the Living Flag.



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March 2, 1990

Dear Mayor:

The enclosed materials contain information about Flag Day, June 14, and the "Pause for the Pledge of Allegiance." The Pause for the Pledge is a call for Americans everywhere to join in reciting the Pledge of Allegiance at 7 p.m. EDT on Flag Day. I hope you will help make your community a part of this ceremony, which is now a nationally recognized Flag Day event.

Designating a special time for all Americans to join in affirming our belief in the freedoms represented by our flag is an idea launched by the National Flag Day Foundation in Baltimore. Begun through a volunteer effort in 1980, the "Pause for the Pledge" has gained widespread support from the President and Congress, state and local leaders, and civic, business, service, and educational groups nationwide.

The "Pause for the Pledge of Allegiance" was made an official Flag Day ceremony under a Joint Resolution of Congress enacted in 1985. That year, President Reagan also went to Baltimore to take part in a "Pause for the Pledge" ceremony at Fort McHenry, where Francis Scott Key composed the "Star Spangled Banner" during the War of 1812.

President George Bush has been invited to lead this year's "Pause for the Pledge." And once again, the governors of all 50 states will each select a young person to go to Baltimore to carry the state's flag and join in leading the annual "Pause for the Pledge" ceremony at Fort McHenry.

The National League of Cities has joined with the National Flag Day Foundation to spread the word about Flag Day and the Pause for the Pledge. Mailings in past years generated well over 1,000 requests for additional information. Because of that response, the enclosed materials were developed by the National Flag Day Committee as an information resource about activities, participants, promotional ideas, sponsors, checklists and other suggestions for organizing local Flag Day events. I hope you will find it a useful resource for planning Flag Day activities in your community, and I hope participation by cities and towns in these events will continue to grow.

Sincerely,

Bob Bolen, President  
Mayor of Fort Worth, Texas

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## NATIONAL FLAG DAY FOUNDATION, INC.

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### CONCEPT PAPER

"I pledge allegiance to the Flag of the United States of America, and to the Republic for which it stands, one nation under God, indivisible, with liberty and justice for all."

The concept of the annual PAUSE FOR THE PLEDGE OF ALLEGIANCE on National Flag Day:

All Americans everywhere will pause for a moment on June 14 at 7:00 p.m. (EDT) to say simultaneously the thirty-one words of the Pledge of Allegiance to the Flag. The effect of this simple ceremony each year is a stimulating patriotic experience at home and a sign of unity abroad. This concept transcends age, race, religion, national origin and geographic differences.

The Ninety-Ninth Congress passed, and President Reagan signed on June 20, 1985, Public Law 99-54 recognizing the PAUSE FOR THE PLEDGE OF ALLEGIANCE as part of National Flag Day ceremonies. In 1987, Mrs. Nancy Reagan became Honorary Chairman of the National PAUSE FOR THE PLEDGE OF ALLEGIANCE program.

The idea of the annual PAUSE FOR THE PLEDGE OF ALLEGIANCE originated in 1980 at The Star-Spangled Banner Flag House in Baltimore, Maryland. Since then, the concept has swept across the country in a grassroots movement supported by a broad spectrum of individuals, organizations and businesses. Appropriate local Flag Day ceremonies of many kinds are held in every state in conjunction with the National PAUSE FOR THE PLEDGE OF ALLEGIANCE ceremony at Fort McHenry. Governors and Mayors across the country have joined in our National program each year.

The Flag House was the home of Mary Pickersgill, who created the 42 foot by 30 foot Star-Spangled Banner which flew over Fort McHenry during the War of 1812 and inspired Francis Scott Key to write our National Anthem.

The National Flag Day Foundation, Inc. was created in 1982 "to conduct educational programs throughout the United States in promotion of National Flag Day and to encourage National patriotism by promotion of the PAUSE FOR THE PLEDGE OF ALLEGIANCE."

The progress made nationally by our volunteer group since the origin of the concept in 1980 demonstrates clearly that the American people are indeed ready for the opportunity to join together in honoring Flag and Country. This annual Flag Day program presents a "natural stage" on which all Americans gather — a united people in the United States.

**Annual Pause For The Pledge of Allegiance ★ FLAG DAY USA ★ June 14, 7:00 p.m. (EDT)**



## NATIONAL FLAG DAY FOUNDATION, INC.

418 South Broadway ★ Baltimore, Maryland 21231 ★ (301) 563-FLAG

Mrs. Nancy Reagan  
Honorary Chairman  
National Pause for the  
Pledge Program



**President**  
Louis V. Koerber  
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Budeke's Paints, Inc.

**Vice President**  
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**Secretary**  
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Attorney at Law

**Directors:**  
George V. McGowan  
Chairman of the Board  
Baltimore Gas & Electric Co.  
James McManus  
(Jim McKay)  
Sports Commentator / Journalist  
ABC Television Network

Jack Moseley  
Chairman of the Board  
U.S.F.G.

Brooks Robinson  
Baseball Hall of Fame

Henry A. Rosenberg, Jr.  
Chairman of the Board  
Crown Central Petroleum

General John W. Vessey, Jr.  
USA (Ret.)  
Former Chairman, Joint Chiefs  
of Staff, The Pentagon

Dr. Milton S. Eisenhower  
(1899-1985)

### FLAG DAY

## INFORMATION

### Educational Mission Paper

*"A country with no regard for its past will do little worth remembering in the future."*  
—Abraham Lincoln

*"The need for unity among the American people is greater than the need for military might . . . and the PAUSE FOR THE PLEDGE OF ALLEGIANCE is a unifying force."*  
—Dr. Milton S. Eisenhower

The National Flag Day Foundation, Inc. was chartered in December, 1982 and is a non-profit 501 (C)(3) Foundation. It is chartered to "Conduct educational programs throughout the United States of America in promotion of National Flag Day, declared by act of Congress to be celebrated on June 14 of each year . . . and further, to encourage national patriotism by promotion of the PAUSE FOR THE PLEDGE OF ALLEGIANCE, whereby the entire nation will pause simultaneously on National Flag Day and recite the Pledge of Allegiance to the National Flag."

The concept of PAUSE FOR THE PLEDGE OF ALLEGIANCE originated in Baltimore, Maryland in 1980. The ceremony was conceived as a way for citizens, regardless of age, race, religion, national origin or geographic locale, to share a patriotic moment.

The Ninety-Ninth Congress passed and President Ronald Reagan signed Public Law 99-54 recognizing the PAUSE FOR THE PLEDGE OF ALLEGIANCE as an official part of National Flag Day activities.

The Foundation, through its National Flag Day Committee of over 100 volunteers, is committed to providing an educational opportunity to help people of all ages understand better the history and origins of the Flag, as well as those major events in our history that have made this a free nation of many people.

The Foundation further desires, through its PAUSE FOR THE PLEDGE OF ALLEGIANCE program, to provide a stage upon which all Americans, led by the President of the United States, repeat the thirty-one words of the Pledge of Allegiance to show the world that we truly are a united people.

The Foundation will work with school systems, all levels of government and other organizations to provide assistance and information for development of National Flag Week events, as well as educational programs that encourage patriotism and respect for our Flag as the symbol of our Country.

3/89



## Flag Day and National Flag Week, 1989

*By the President of the United States of America*

### A Proclamation

While the American flag has changed through the years, the principles for which it stands have not.

The Stars and Stripes were adopted as our Nation's emblem on June 14, 1777, when the delegates to the Continental Congress resolved "that the flag of the thirteen United States be thirteen stripes, alternate red and white; that the union be thirteen stars, white in a blue field, representing a new constellation." This design captured the character of our fledgling Nation—while each State retained its distinct identity, all were united in the struggle to secure America's freedom and independence. The stars portraying the United States as a new constellation conveyed the shining promise of this land of liberty and opportunity.

Over the years, as more States were formed and added to the Union, the flag changed in appearance. Today, it boasts 50 stars, each representing one of the 50 States. What time and history have not altered are the ideals celebrated by the Stars and Stripes: America's dedication to individual liberty and her respect for the God-given rights of all men. The flag's brilliant colors continue to reflect the diversity of the American people, while its tightly woven fabric recalls our national unity.

As our national emblem, the flag should be treated with reverence. Our regard for the flag is a measure of our respect for the men and women who devoted their lives to this noble experiment in self-government; for the veterans who have carried Old Glory into battle; and for the pioneers who have carried it across the continent, to the ends of the earth, and even into space. When we turn to the flag with hand held high and hand over heart, we give due honor to those who have fashioned and defended the great Republic for which it stands.

It is our solemn duty to ensure that the Stars and Stripes remain a symbol of a land that is good and free. We have a responsibility to ensure that generations yet unborn will be able to lift the flag with the same pride and sense of purpose as those who carried it at Yorktown, Gettysburg, Iwo Jima, and in every campaign for peace and liberty around the world. On Flag Day, and during National Flag Week, let us rededicate ourselves to the ideals of our forebears, so that our own children and grandchildren can always look to Old Glory as the emblem of "one Nation under God, indivisible, with liberty and justice for all."

To commemorate the adoption of our flag, the Congress, by a joint resolution approved August 3, 1949 (63 Stat. 492), designated June 14 of each year as Flag Day and requested the President to issue an annual proclamation calling for its observance and for the display of the flag of the United States on all government buildings. The Congress also requested the President, by joint resolution approved June 9, 1966 (80 Stat. 194), to issue annually a proclamation designating the week in which June 14 occurs as National Flag Week and calling upon all citizens of the United States to display the flag during that week.

NOW, THEREFORE, I, GEORGE BUSH, President of the United States of America, do hereby proclaim June 14, 1989, as Flag Day and the week beginning June 11 as National Flag Week. I direct the appropriate officials of the government to display the flag of the United States on all government buildings during that week. I urge all Americans to observe Flag Day, June 14, and Flag Week by flying the Stars and Stripes from their homes and other suitable places.

I also urge the American people to celebrate those days from Flag Day through Independence Day, also set aside by the Congress (89 Stat. 211), as a time to honor America by having public gatherings and activities at which they can honor their country in an appropriate manner, including publicly reciting the Pledge of Allegiance to the Flag of the United States of America.

IN WITNESS WHEREOF, I have hereunto set my hand this seventh day of June, in the year of our Lord nineteen hundred and eighty-nine, and of the Independence of the United States of America the two hundred and thirteenth.

*George Bush*

Public Law 99-54  
99th Congress

## Joint Resolution

To recognize the pause for the Pledge of Allegiance as part of National Flag Day activities.

June 20, 1985

[H.J. Res. 211]

Whereas by Act of the Congress of the United States, dated June 14, 1777, the first official flag of the United States was adopted; and Whereas by Act of Congress, dated August 3, 1949, June 14 of each year was designated "National Flag Day" and the Star-Spangled Banner Flag House Association in Baltimore, Maryland, has been the official sponsor since 1952 of National Flag Day for the United States; and

Whereas on June 14, 1980, the Star-Spangled Banner Flag House Association developed a national campaign to encourage all Americans to pause for the Pledge of Allegiance as part of National Flag Day ceremonies; and

Whereas this concept has caught the imagination of Americans everywhere, and has received wide citizen support and recognition, and there has now been created the National Flag Day Foundation, Incorporated, to plan the Nation's Flag Day ceremonies: Now, therefore, be it

*Resolved by the Senate and House of Representatives of the United States of America in Congress assembled,* That the Congress of the United States recognizes the pause for the Pledge of Allegiance as part of the celebration of National Flag Day throughout the Nation, and urges all Americans to participate on that day by reciting in unison the Pledge of Allegiance to our Nation's Flag, at seven o'clock post meridian eastern daylight time on June 14, 1985.

SEC. 2. The Congress shall transmit a copy of the resolution to the National Flag Day Foundation, Incorporated, in Baltimore, Maryland.

Approved June 20, 1985.

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LEGISLATIVE HISTORY—H.J. Res. 211:

CONGRESSIONAL RECORD, Vol. 131 (1985):

June 11, considered and passed House.

June 13, considered and passed Senate.

## A PROCLAMATION

WHEREAS: The annual sale of Buddy Poppies by the Veterans of Foreign Wars of the United States has been officially recognized and endorsed by governmental leaders since 1922; and

WHEREAS: V F W Buddy Poppies are assembled by disabled veterans, and the proceeds of this worthy fund-raising campaign are used exclusively for the benefit of disabled and needy veterans, and the widows and orphans of deceased veterans, and

WHEREAS: The basic purpose of the annual sale of Buddy Poppies by the Veterans of Foreign Wars is eloquently reflected in the desire to "Honor the Dead by Helping the Living"; therefore

I, Betty Herbes, Mayor of the City of Crystal do hereby urge the citizens of this community to recognize the merits of this cause by contributing generously to its support through the purchase of Buddy Poppies on the day set aside for the distribution of these symbols of appreciation for the sacrifices of our honored dead.

I urge all patriotic citizens to wear a Buddy Poppy as mute evidence of our gratitude to the men <sup>and women</sup> of this country who have risked their lives in defense of the freedoms which we continue to enjoy as American citizens.

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Mayor

ATTEST:

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City Clerk



April 17, 1990

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Pursuant to due call and notice thereof, the Regular meeting of the Crystal City Council was held on April 17, 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, Irving, Grimes, Herbes, Langsdorf, Joselyn. Absent was: Moravec. 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 (arrived at 7:14 p.m.); William Barber, Building Inspector; Darlene George, City Clerk.

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

The City Council considered the minutes of the Regular City Council meeting of April 3, 1990.

Moved by Councilmember Irving and seconded by Councilmember Grimes to approve the minutes of the Regular City Council meeting of April 3, 1990.

Motion Carried.

The City Council considered the following Consent Agenda:

1. Set 8:00 P.M., or as soon thereafter as the matter may be heard, May 1, 1990 as the date and time for a public hearing at which time the City Council will consider the 1990 Sealcoat Program.
2. Set 8:00 P.M., or as soon thereafter as the matter may be heard, May 1, 1990 as the date and time for a public hearing at which time the City Council will consider a variance request to vary the off street parking requirements at 6918 - 56th Avenue North as requested by Semper Holdings, Inc.
3. Set 8:00 P.M., or as soon thereafter as the matter may be heard, May 1, 1990 as the date and time for a public hearing at which time the City Council will consider a variance request to expand a non-conforming use and to vary the side street side yard setback requirements for an 8' x 28' addition at 5359 West Broadway as requested by Superamerica.
4. Consideration of a Solicitor's Permit for the Association of Community Organizations for Reform Now (ACORN) for door-to-door solicitation from May 1, 1990 to May 31, 1990.
5. Consideration of a request from Paddock Bar and Lounge, 5540 Lakeland Avenue North, to extend the liquor license to include its parking lot for an annual softball party on April 28, 1990 from 1-5 p.m.

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Moved by Councilmember Carlson and seconded by Councilmember Irving to remove item 4 from the Consent Agenda.

Motion Carried.

Moved by Councilmember Joselyn and seconded by Councilmember Irving that a motion not be required to remove an item from the Consent Agenda.

Motion Carried.

Moved by Councilmember Langsdorf and seconded by Councilmember Joselyn that items removed from the Consent Agenda be placed at the end of the regular Council Agenda for consideration.

Motion Carried.

Moved by Councilmember Langsdorf and seconded by Councilmember Joselyn to approve the Consent Agenda.

Motion Carried.

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

1. The City Council considered the applications for appointment to the Environmental Quality Commission from Brian A. Conlow, 3212 Edgewood Avenue North, and W.G. (Bill) Leonard, 5926 Hampshire Avenue North, for an unexpired term expiring December 31, 1992.

Moved by Councilmember Grimes and seconded by Councilmember Carlson to appoint W.G. (Bill) Leonard, 5926 Hampshire Avenue North, to the Environmental Quality Commission for an unexpired term expiring December 31, 1992.

Motion Carried.

2. The City Council considered the 1990 Labor Agreement between the City of Crystal and the International Union of Operating Engineers, Local No. 49, AFL-CIO.

Moved by Councilmember Irving and seconded by Councilmember Langsdorf to approve the 1990 Labor Agreement between the City of Crystal and the International Union of Operating Engineers, Local No. 49, AFL-CIO.

Motion Carried.

3. The City Council considered a building permit for an airplane hangar at Lot 78B Crystal Airport as requested by Merrill Jorgenson.

Moved by Councilmember Langsdorf and seconded by Councilmember Grimes to approve authorization to issue a building permit to Merrill Jorgenson to build a 44' x 40' airplane hangar at Lot 78B, Crystal Airport, subject to standard procedure.

Motion Carried.

April 17, 1990

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

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

ORDINANCE NO. 90-11

AN ORDINANCE RELATING TO LAWFUL  
GAMBLING: AMENDING CRYSTAL CITY CODE,  
SUBSECTION 1100.19, SUBDIVISION 8

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

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

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

ORDINANCE NO. 90-12

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 this be the second and final reading.  
Motion Carried.

6. The City Council considered accepting site improvements as completed and release surety for Bassett Creek Townhomes, Crystal Gallery, Skippers Restaurant, and Mount Olivet Baptist Church.

Moved by Councilmember Carlson and seconded by Councilmember Joselyn to accept site improvements as completed for Bassett Creek Townhomes, 3504 - 18 Douglas Drive; Crystal Gallery, 5510 West Broadway; Skippers Restaurant, 6230 - 56th Avenue North; and Mount Olivet Baptist Church, 3420 Nevada Avenue North, subject to guarantee provisions of the agreement, effective this date, and that surety in the amount of \$6,000, \$150,000, \$42,000, and \$3,000 respectively, be released, subject to set guarantee, as recommended by the City Engineer.  
Motion Carried.

7. The City Council considered preliminary approval of Project Alternative for Bassett Creek Improvements specific to Markwood Avenue drainage ditch as proposed by Corps of Engineers.

April 17, 1990

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Moved by Councilmember Carlson and seconded by Councilmember Langsdorf to approve preliminary approval of Project Alternative for Bassett Creek Improvements, specific to Markwood Avenue drainage ditch as proposed by Corps of Engineers, and approve authorization to proceed to the final design phase of the project.

Motion Carried.

8. The City Council considered stop sign request at 57th and 58th and Quail Avenue.

Moved by Councilmember Grimes and seconded by Councilmember Langsdorf to authorize the installation of a two-way stop on 57th Avenue as it crosses Quail Avenue and a two-way stop on Quail Avenue as it crosses 58th Avenue, and further, that stop situations already existing along Regent Avenue are approved as full four-way stops to conform to State standards.

Motion Carried.

9. The City Council discussed the Human Relations Commission budget for Human Rights Day requested by the City Council at its April 3, 1990 meeting.
10. The City Council discussed the League of Minnesota Cities Legislative Policy Committees.
11. The City Council considered a solicitor's permit for the Association of Community Organizations for Reform Now (ACORN) for door-to-door solicitation from May 1, 1990 to May 31, 1990.

Moved by Councilmember Carlson and seconded by Councilmember Joselyn to approve the solicitor's permit for the Association of Community Organizations for Reform Now (ACORN) for door-to-door solicitation from May 1, 1990 to May 31, 1990.

Motion Carried.

#### INFORMAL DISCUSSION AND ANNOUNCEMENTS

Liz Reid of the Park and Recreation Commission appeared to report the commission's suggestions for the plaque to be placed at the Community Center. It was the consensus of the Council that dedication to the Citizens of Crystal should be placed on the plaque and a separate plaque be ordered which lists all people involved in the planning and construction of the Center.

Moved by Councilmember Irving and seconded by Councilmember Carlson 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.



April 17, 1990

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

Motion Carried.

Meeting adjourned at 8:30 p.m.

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Mayor

ATTEST:

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City Clerk



**CITY OF CRYSTAL  
POLICE DEPARTMENT  
MEMORANDUM**

DATE: April 16, 1990

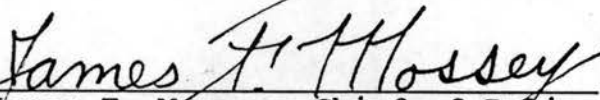
TO: Darlene George  
City Clerk

FROM: James F. Mossey  
Chief of Police

SUBJECT: Investigation for ~~Solicitor's~~  
~~Permit~~ and Charitable Gambling  
License Renewal for VFW Post #494

Per your request, we have checked our records, the Hennepin County Attorney's Office and various agencies with the State of Minnesota and have not found information which would disqualify the VFW Post for renewal of their licenses for Solicitor's Permit and their Charitable Gambling License.

It should be noted that the Charitable Gambling Board has asked that the application be returned to the VFW to be submitted with twelve monthly tax report forms attached.

  
James F. Mossey, Chief of Police

JFM:dsl

Memorandum

DATE: April 10, 1990  
TO: Jim Mossey, Police Chief  
FROM: Darlene George, City Clerk *Darlene*  
SUBJECT: Annual Poppy Sale  
Charles Knaeble Post #494  
5222 - 56th Avenue North

Attached is a solicitor's permit application from the above referenced organization for their annual poppy sale on May 11 and 12, 1990.

Please make the necessary investigation and report back to me at which time the application will be placed on the council agenda for their consideration.

DG/js

CITY OF CRYSTAL  
4141 DOUGLAS DRIVE  
CRYSTAL, MINNESOTA 55422

PERMIT # \_\_\_\_\_  
DATE \_\_\_\_\_

RELIGIOUS AND CHARITABLE ORGANIZATIONS  
PERMIT APPLICATIONS

ORGANIZATION'S NAME CHARLES KINABLE Post # 494  
ORGANIZATION'S ADDRESS 5222 - 54th Ave No  
APPLICANT'S NAME George Schopf PHONE NO. 5371899  
APPLICANT'S ADDRESS 4500 Ewing Ave  
LOCAL ADDRESS ROBBINSDALE

NAMES AND ADDRESSES OF OFFICERS AND DIRECTORS OF THE ORGANIZATION:

DICK HENDRICKSON - COMMANDER	5662068
<del>W</del> LLOYD OLSON Sr VICE "	5334535
LES OPSAHL Jr VICE "	5334269

SOLICITATION IS TO BE CARRIED ON (Date) MAY 11<sup>th</sup> ☒ MAY 12<sup>th</sup>  
Poppy Sale (From) (To)

IS ANY COMMISSION, FEE, WAGE OR EMOLUMENT GOING TO BE EXPENDED IN CONNECTION WITH SUCH SOLICITATION? No.

IF THE ANSWER IS YES, WHAT IS THE AMOUNT THEREOF? \_\_\_\_\_

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:

Barlene George  
CITY CLERK

4-16-90

DATE

POLICE DEPT.

DATE

George Schopf  
SIGNATURE OF APPLICANT

George Schopf  
PRINT NAME OF APPLICANT

5/9/90  
DATE

James F. Mossey  
4-16-90  
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 PERMIT 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 Monday day of MAY, 1990.

PLEASE PRINT:

George Schopf  
Signature of Applicant

Geo P SCHOPF  
First Middle Last Name

4500 Ewing Ave  
Address

Robbinsdale MN 55422  
City, State, Zip Code

\_\_\_\_\_  
Previous Address

\_\_\_\_\_  
City, State, Zip Code

\_\_\_\_\_  
Date of Birth

Feb 20-1914  
Name of Organization Associated With

CHARLES KNABE POST #494

5222-56th Ave N/C  
CRYSTAL MINN

**CITY OF CRYSTAL  
POLICE DEPARTMENT  
MEMORANDUM**

DATE: April 16, 1990

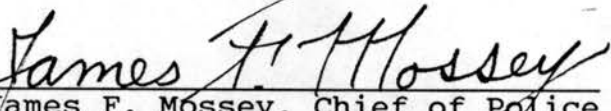
TO: Darlene George  
City Clerk

FROM: James F. Mossey  
Chief of Police

SUBJECT: Investigation for Solicitor's  
Permit and ~~Charitable Gambling~~  
~~License Renewal~~ for VFW Post #494

Per your request, we have checked our records, the Hennepin County Attorney's Office and various agencies with the State of Minnesota and have not found information which would disqualify the VFW Post for renewal of their licenses for Solicitor's Permit and their Charitable Gambling License.

It should be noted that the Charitable Gambling Board has asked that the application be returned to the VFW to be submitted with twelve monthly tax report forms attached.

  
James F. Mossey, Chief of Police

JFM:dsl



Memorandum

DATE: April 10, 1990  
TO: Jim Mossey, Police Chief  
FROM: Darlene George, City Clerk *Darlene*  
SUBJECT: Charitable Gambling Renewal Application  
VFW Post #494  
5222 - 56th Avenue North

Attached is the charitable gambling license renewal application for the above referenced organization.

Please make the necessary investigation and return to me for placement on the City Council agenda.

DG/js



Department of Revenue - Gaming Division  
Mail Station 3315  
St. Paul, MN 55146-3315  
(612) 297-5300

*Investigation  
Receipt #50433*

For Board Use Only

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

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

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

### GAMBLING LICENSE RENEWAL APPLICATION

LICENSE NUMBER: A-00155-001	/ EFF. DATE: 07/01/89	/ AMOUNT OF FEE: \$200.00												
1. Applicant—Legal Name of Organization VFW POST 494 CRYSTAL		2. Street Address 5222 56th Ave N												
3. City, State, Zip Crystal, MN 55429		4. County Hennepin												
5. Business Phone ( 612 ) 537-9914		6. Name of Chief Executive Officer Richard Hendrickson												
7. Business Phone ( 612 ) 566-2068		8. Name of Treasurer or Person Who Accounts for Revenues O. L. Gagnon												
9. Business Phone ( 612 ) 533-0567		10. Name of Gambling Manager <del>Richard Hendrickson</del> John Hawk												
11. Bond Number <del>51-81357</del> 51-81357		12. Business Phone ( 612 ) 537-1852 8352												
13. Name of Establishment Where Gambling Will Take Place VFW Post 494 Crystal		14. County Hennepin												
15. No. of Active Members 520		16. Lessor Name												
17. Monthly Rent: \$0		18. If Bingo will be conducted with this license, please specify days and times of Bingo.												
<table border="1"><thead><tr><th>Days</th><th>Times</th><th>Days</th><th>Times</th><th>Days</th><th>Times</th></tr></thead><tbody><tr><td>Mondays</td><td>7:00PM-11:30PM</td><td>Thursdays</td><td>7:00PM-11:30PM</td><td></td><td></td></tr></tbody></table>			Days	Times	Days	Times	Days	Times	Mondays	7:00PM-11:30PM	Thursdays	7:00PM-11:30PM		
Days	Times	Days	Times	Days	Times									
Mondays	7:00PM-11:30PM	Thursdays	7:00PM-11:30PM											
19. Has license ever been: <input type="checkbox"/> Revoked Date: _____ <input type="checkbox"/> Suspended Date: _____ <input type="checkbox"/> Denied Date: _____														
20. Have internal controls been submitted previously? <input checked="" type="checkbox"/> Yes <input type="checkbox"/> No (If "No," attach copy)														
21. Has current lease been filed with the board? N.A. <input type="checkbox"/> Yes <input type="checkbox"/> No (If "No," attach copy)														
22. Has current sketch been filed with the board? N.A. <input type="checkbox"/> Yes <input type="checkbox"/> No (If "No," attach copy)														

#### GAMBLING SITE AUTHORIZATION

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

#### BANK RECORDS AUTHORIZATION

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

#### OATH

I hereby declare that:

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

23. Official Legal Name of Organization VFW Post #494	Signature (Chief Executive Officer) <i>Richard Hendrickson</i>	Date 4/7/90	Title Post Commander
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#### ACKNOWLEDGEMENT OF NOTICE BY LOCAL GOVERNING BODY

I hereby acknowledge receipt of a copy of this application. By acknowledging receipt, I admit having been served with notice that this application will be reviewed by the Charitable Gambling Control Board and if approved by the Board, will become effective 60 days from the date of receipt (noted below), unless a resolution of the local governing body is passed which specifically disallows such activity and a copy of that resolution is received by the Charitable Gambling Control Board within 60 days of the below noted date.

24. City/County Name (Local Governing Body) Crystal, MN	Township: If site is located within a township, please complete items 24 and 25:
Signature of Person Receiving Application: <i>Darlene George</i>	25. Signature of Person Receiving Application
Title <i>City Clerk</i>	Title:
Date Received (this date begins 60 day period) 4-9-90	
Name of Person Delivering Application to Local Governing Body: Donald L Gagnon	Township Name

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 Crystal Lions Club		License number 3-01668-003	
Address (street or post office box number) P.O. Box 22318			
City Robbinsdale	State Minnesota	Zip code 55422	Phone number (612) 533-7955

**Off-Site Information**

1 Name of location where off-site gambling will be held John T. Irving Fire Station			
2 Address of off-site location	City or township Crystal	State Minnesota	Zip Code 55422
3 Date of one-day event May 19, 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) Wilfred G. Scheiller	Signature of chief executive officer <i>Wilfred G. Scheiller</i>	Date 4/11/90	Phone Number (612) 533-7955

**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.

<b>City or County (to be filled in for all applicants)</b>		<b>Township</b>	
City or county name <i>Crystal</i>		Township name	
Signature of person receiving application <i>Barlene T. George</i>		Signature of person receiving application	
Title <i>City Clerk</i>	Date received <i>4-12-90</i>	Title	Date received

**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

There will Not be a lease for this event.

**For board use only:**

Approved ☐ Denied ☐

\_\_\_\_\_  
 Director  
 Gambling Control Division

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 <u>ROBBINSDALE LIONS</u>		License number <u>B-01893-002</u>	
Address (street or post office box number) <u>3426 GRIMES AVE NO</u>			
City <u>ROBBINSDALE</u>	State <u>MINN</u>	Zip code <u>55422</u>	Phone number <u>612 588-8435</u>

**Off-Site Information**

1 Name of location where off-site gambling will be held <u>BECKER PARK</u>			
2 Address of off-site location <u>BASS LAKE RD SHERBURNE DR.</u>		City or township <u>CRYSTAL MINN</u>	State <u>MINN</u>
		Zip Code <u>55428</u>	
3 Date of one-day event <u>JULY 4, 1990</u>			
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) <u>DONALD A MILLER</u>		Signature of chief executive officer <u>[Signature]</u>	Date <u>4-4-90</u>
		Phone Number <u>537-5800</u>	

**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.

<b>City or County (to be filled in for all applicants)</b>		<b>Township</b>	
City or county name <u>City of Crystal</u>		Township name	
Signature of person receiving application <u>[Signature]</u>		Signature of person receiving application	
Title <u>Deputy Clerk</u>	Date received <u>4/20/90</u>	Title	Date received

**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



Return to: Charitable Gambling Control Board  
1821 University Avenue - Rm. N475  
St. Paul, MN 55104-3383  
Phone: 612/642-0555

ONE DAY OFF-SITE  
LAWFUL GAMBLING APPLICATION

- A licensed organization may, upon approval of this application, conduct gambling on a premises other than a licensed site one day per calendar year for not more than 12 hours.
- If there are fewer than 60 days between the date that the city/county signs the application and the date of the off-site gambling, include a waiver from the city/county waiving its 60-day disapproval period.
- **Print clearly or type. Attach a copy of the lease for the off-site premises.**
- After review, the application will be returned to the organization with approval or denial indicated below.

Organization V.F.W. Post #494		License No. A - 00155 -001	
Address (street or P.O. box number) 5222 -56th Ave. No.			
City Crystal,	State Mn.	Zip Code 55429	Phone No. (612) 533-0567

OFF-SITE INFORMATION

1. Name of premises where off-site lawful gambling will be conducted Becker Park			
2. Address of off-site premises 6225- 56th Ave. No.		City or township Crystal	State Mn.
Zip Code 55428			
3. Date of one-day event July 28, 1990 (Saturday)			
4. Has your organization conducted off-site gambling this year? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO			If YES, give date of event
5. Attach a lease for the one day off-site lawful gambling. Exempt 0 (By City of Crystal)			
6. Name of chief executive officer (please print) Richard Hendrickson		Signature <i>Richard Hendrickson</i>	

ACKNOWLEDGEMENT OF NOTICE BY LOCAL GOVERNING BODY

I hereby acknowledge having been served with notice that this application will be reviewed by the Charitable Gambling Control Board and, if approved, will become effective 60 days from the date of receipt (noted below) unless a resolution of the local governing body is passed that specifically disallows such activity and a copy of that resolution is received by the Charitable Gambling Control Board within 60 days of the below noted date. The city or county may choose to waive the 60-day acknowledgement period by resolution. Attach the written waiver to this request.

7. Name of city or county (local governing body) <i>City of Crystal</i>		
8. Signature of person receiving application <i>Jan Schmidt</i>	Title <i>Deputy Clerk</i>	Date received <i>4/20/90</i>
If site is located within a township, items 9 and 10 must be completed in addition to the county signature.		
9. Name of township		
10. Signature of person receiving application	Title	

FOR BOARD USE ONLY

Approved ☐ Denied ☐

Executive Secretary  
Charitable Gambling Control Board

Date



# APPLICATION FOR LICENSE

4141 Douglas Drive, Crystal, Minnesota 55422

50076  
4-19-90

HONORABLE CITY COUNCIL  
CRYSTAL, MINNESOTA

COUNCILMEMBERS:

I WE The Bank North  
7000 56th Ave. No. & 42nd & Douglas Dr.  
Crystal, MN 55428

\$30.00 1st day +  
Fee, \$12.00 ea. addnl day  
Itinerant  
New ..... Renewal .....  
Telephone 533-1511

enclose the sum of SEVENTY EIGHT AND 00/100 DOLLARS  
to the City of Crystal as required by the Ordinances of said City and have complied with all the  
requirements of said Ordinances necessary for obtaining this License:

NOW, THEREFORE, I

The Bank North ..... hereby make application to  
..... open house  
operate an Itinerant Food Establishment at 7000 56th and 42nd & Douglas Dr.  
for the period April 30, 1990 through May 4, 1990 subject to all  
conditions and provisions of said Ordinance.

City Use Only

X Diane Thomas  
Print Name of Applicant

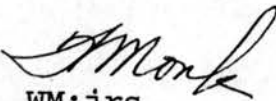
X Diane Thomas  
Signature of Applicant

DATE: April 6, 1990  
TO: Jerry Dulgar, City Manager  
FROM: Bill Monk, City Engineer  
SUBJECT: 1990 Seal Coat Program Improvement Hearing

On May 1 the City Council is scheduled to hold an improvement hearing for the 1990 Seal Coat Program. A copy of the hearing notice and the feasibility report regarding the proposed improvements along with the approving resolution are attached to complete the packet. Points to note concerning the project are as follows:

- Seal coat programs represent an economical maintenance operation performed to prolong the useful life of bituminous pavement. While City personnel seal cracks and patch the existing blacktop surface prior to placement of the seal coat, no repaving or overlays are involved. It should be noted that as the Seal Coat Program moves to the south part of town the preparatory work increases significantly due to the unstable clay base.
- Although a number of the streets in this year's program were seal coated in 1986, an inspection of the area showed that an areawide seal coat was needed to reduce moisture penetration of the existing surface. It is anticipated that a six (6) to eight (8) year program cycle will be standard on future projects.
- The proposal to assess single family residential property using an average frontage has produced two basic responses depending on whether a property owner's residential lot has frontage more or less than the average. It has been made clear to affected residents that the unit proposal is not an attempt to have one group of owners subsidize another but, instead, is an attempt to more fairly determine and assess benefit.
- Other uses including multiple residential, commercial and industrial property continue to be assessed benefit based on actual frontage.

At this point the Council must accept the attached feasibility report and approve the 1990 Seal Coat Program in order for the project to proceed to plan preparation and solicitation of bid phases.

  
WM:jrs

Encls

FEASIBILITY REPORT FOR  
1990 SEAL COATING PROGRAM

Project 90-1

In an effort to prolong the usable life of Crystal streets, a seal coating program has been continually performed for many years. The seal coating is set up on a district basis so that each street is improved on a six to eight-year rotating schedule. This year one of the central sections of Crystal, both north and south of 42nd Avenue, is scheduled for seal coating. The work area is noted on the attached map.

The streets in this quadrant of the City are in fair to poor condition. To protect their structural integrity and prolong their useful life, the use of granite chips on all City streets, instead of buckshot on some, is being recommended again in 1990. This surface type represents a good investment when reconstruction costs are reviewed as was done by the Council in establishing an infrastructure fund during the 1987 budget process.

The City has long assessed seal coating costs on a front foot basis. The criteria used in determining the length of that frontage is as follows:

Lots zoned residential or multiple are assessed on the basis of their actual front footage abutting the improvement. For corner lots, the full frontage along the short side is always assessed while the long side is assessed for one-third of the first 135 feet and full measure on the balance. For lots abutting a street on both the front and rear lines, assessment along the rear footage shall be handled as the long side of a corner lot. Other uses are assessed for full frontage abutting the improvement. Assessments for seal coating are levied for a two-year term.

The footage noted does include park land and other City property of general use to the public.

While no change in the calculation of front footage is recommended in 1990, it is proposed that the assessment of single family residential property be redefined on a unit basis. An average assessment for each single family residential unit would be calculated by dividing the total front footage (for residential property only) by the number of residential equivalent units deriving benefit. By using a unit or average assessment approach, assessments would be

FEASIBILITY REPORT FOR  
1990 SEAL COATING PROGRAM  
Page 2

closely linked to usage which is a more accurate indicator of benefit than frontage.

Using the above-noted assessment approach and surface treatment for all 12.1 miles of street in the 1990 Seal Coating Program, the project breakdown is as follows:

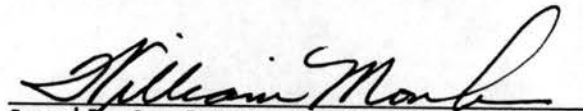
Total Project Cost	\$230,917.00
Cost for Municipal Parking Lots	\$7,300.00
Assessable Street Frontage	97,224.82 LF
Cost per Front Foot - Streets	\$2.30

Single Family Breakdown

Total Frontage	88,288.18 LF
Units	1,074
Average Street Frontage	82.21 LF
Average Street Assessment	\$189.08

For comparison purposes, the rate assessed in 1989 was \$2.24 per front foot.

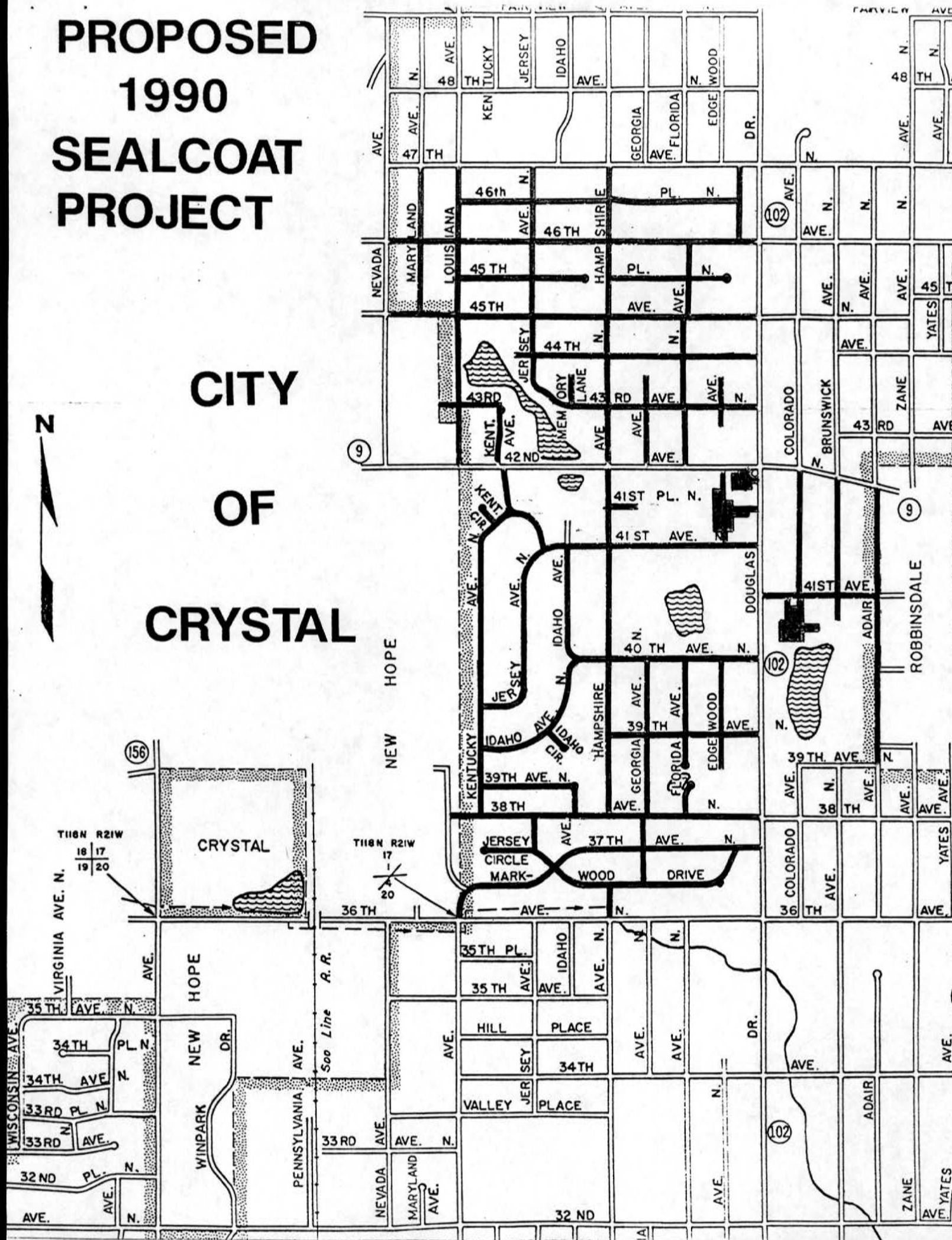
Report prepared by  
Crystal Engineering Department

  
April 6, 1990 Reg. No. 14170



# PROPOSED 1990 SEALCOAT PROJECT

## CITY OF CRYSTAL





RESOLUTION NO. 90-

RESOLUTION AUTHORIZING  
IMPROVEMENT PROJECT #90-1 SEAL COAT

WHEREAS, it has been proposed to proceed with Seal Coat Improvement No. 90-1, and

WHEREAS, these improvements have been declared feasible, and

WHEREAS, it is necessary and in the best interest of the City of Crystal and the owners of property especially benefited thereby that the construction be performed and all property owners assessed,

NOW, THEREFORE, BE IT RESOLVED that the City Council, City of Crystal, Minnesota, that all of the improvements be and the same are ordered constructed as set out in the Notice of Public Hearing, published in the Crystal-Robbinsdale Post News April 18, 1990, and April 25, 1990, which hearing was held on May 1, 1990, which Notice of Public Hearing is incorporated into and made a part of this resolution as if set forth in full herein, including the respective cost estimates thereof.

IT IS FURTHER RESOLVED that the entire cost of the above-designated improvement, including the cost of engineering, interest during construction and necessary incidental expenses shall be assessed against all real property benefited by such improvement as listed above.

BE IT FURTHER RESOLVED that the City Engineer be instructed to provide the City with final detailed plans and specifications for Seal Coat Improvement No. 90-1, as set forth in this Resolution, and

BE IT FURTHER RESOLVED that the City Manager be directed to cause notice of advertisement for bids to be published according to law for the construction of Seal Coat Improvement No. 90-1.

Adopted this 1st day of May, 1990.

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Mayor

ATTEST:

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City Clerk

CITY OF CRYSTAL

NOTICE OF PUBLIC HEARING

SEAL COAT IMPROVEMENT NO. 90-1

MAY 1, 1990

NOTICE IS HEREBY GIVEN that the Crystal City Council will meet in the Council Chambers at the Crystal City Hall, 4141 Douglas Drive, on Tuesday, May 1, 1990, at 8:00 p.m., or as soon thereafter as the matter may be heard, to hear and consider all oral and written arguments both for or against the 1990 Seal Coat program, Improvement Project No. 90-1. Streets to be improved as part of the project are as follows:

ADAIR AVE.	- 39th Ave. to 42nd Ave.
BRUNSWICK AVE.	- 220' S. of 41st Ave. to 42nd Ave.
COLORADO AVE.	- 41st Ave. to 42nd Ave.
EDGEWOOD AVE.	- 310' S. of 39th Ave. to 40th Ave.
EDGEWOOD AVE.	- 250' S. of 43rd Ave. to 250' N. of 43rd Ave.
FLORIDA AVE.	- 38th Ave. to 280' N.
FLORIDA AVE.	- 310' S. of 39th Ave. to 40th Ave.
FLORIDA AVE.	- 42nd Ave. to 46th Ave.
GEORGIA AVE.	- Markwood Dr. to 40th Ave.
GEORGIA AVE.	- 42nd Ave. to 250' N. of 43rd Ave.
HAMPSHIRE AVE.	- 36th Ave. to Markwood Dr.
HAMPSHIRE AVE.	- 38th Ave. to 47th Ave.
IDAHO AVE.	- 38th Ave. to 39th Ave.
IDAHO AVE.	- Kentucky Ave. to 41st Ave.
IDAHO CIRCLE	- Idaho Circle
JERSEY AVE.	- 37th Ave. to 38th Ave.
JERSEY AVE.	- Kentucky Ave. to Kentucky Ave.
JERSEY AVE.	- 43rd Ave. to 47th Ave.
JERSEY CIRCLE	- Jersey Ave. to cul-de-sac
KENTUCKY AVE.	- 38th Ave. to 43rd Ave.
KENTUCKY CIRCLE	- Kentucky Ave. to cul-de-sac
LOUISIANA AVE.	- 36th Ave. to 200' N.
LOUISIANA AVE.	- 42nd Ave. to 47th Ave.
MARKWOOD DR.	- Louisiana Ave. to 37th Ave. (200' W. of Douglas)
MARYLAND AVE.	- 45th Ave. to 47th Ave.
MEMORY LANE	- 43rd Ave. to 250' N.
37TH AVE.	- Jersey Ave. to Douglas Dr.
38TH AVE.	- W. City Limits to Douglas Dr.
39TH AVE.	- Kentucky Ave. to Idaho Ave.
39TH AVE.	- Hampshire Ave. to Douglas Dr.
40TH AVE.	- Idaho Ave. to Douglas Dr.
41ST AVE.	- Jersey Ave. to Adair Ave.
41ST PL.	- Hampshire Ave. to 320' E.
43RD AVE.	- 150' W. of Louisiana Ave. to Kentucky Ave.
43RD AVE.	- Jersey Ave. to Douglas Dr.
44TH AVE.	- 150' W. of Jersey Ave. to Douglas Dr.
45TH AVE.	- Nevada Ave. to Douglas Dr.
45TH PL.	- Louisiana Ave. to cul-de-sac E. of Jersey Ave.
45TH PL.	- Hampshire Ave. to cul-de-sac E. of Florida Ave.
46TH AVE.	- Nevada Ave. to Douglas Dr.
46TH PL.	- Louisiana Ave. to alley E. of Hampshire Ave.

The total estimated cost of the project is \$230,917. Per front foot assessments for streets are projected at \$2.30. Residential property is proposed to be assessed on a unit basis. This will equate the benefit to all single residential units, including corner, interior and cul-de-sac lots, with an estimated assessment of \$189.08. All other land uses are to be assessed for full frontage abutting the improvement.

All properties abutting or deriving driveway access to the streets to be improved by this project as listed above are subject to special assessment for the cost of such improvement, and the owners thereof may submit their opinions at said Public Hearing.

BY ORDER OF THE CITY COUNCIL  
DARLENE GEORGE, CITY CLERK

(Published in the Crystal-Robbinsdale Post News: April 18 and April 25, 1990)

DATE: April 24, 1990  
TO: Jerry Dulgar, City Manager  
FROM: Bill Barber, Building Inspector *Bill*  
SUBJECT: Planning Case 90-7 & 90-8  
Proposed Retail Space  
6918 & 6924 56th Ave. N.

Semper Holding, Inc. is requesting a rezoning of the property at 6918 56th Ave. N. from B-3 to B-4 which would be consistent with the adjoining property at 6924 56th Ave. N. (Eagle Wash). (If the rezoning is granted, the two properties would be replatted into one parcel as part of the site improvement agreement).

Semper Holding, Inc. would like to construct 8580 square feet of retail space with approximately 2500 square feet of merchandise storage in the basement. With the new building area and the existing 4698 square feet of the Eagle Cleaners, they would need 90 parking spaces -- 30 for the Cleaners and 60 for the new building. The site plan as submitted shows 63 total parking spaces, therefore, a variance request of 27 has been submitted.

They have stated that approximately 24 spaces are actually needed for a drug store operation of this size so the 60 required exceeds their needs. We must keep in mind that once a building is built and the zoning is proper, a future occupancy may require different parking needs and on-site parking may be lacking.

We have discussed this proposal at length and feel that it would be a great improvement to this corner and the downtown Crystal area.

#### UPDATE

At the Planning Commission meeting of April 9, they recommended to the Council to approve application #90-7 for rezoning from B-3 to B-4. They felt that this would be consistent with the area as the 2 properties directly to the west of this site are zoned B-4. Their findings of fact were:

1. The use of this land on its own is not real suitable to alot of uses unless combined with some other use.

The variance application #90-8 to vary the off street parking requirements at 6918 56th Ave. N. and 6924 56th Ave. N. was recommended for approval based on the following findings of fact:

1. The request of 27 spaces for the entire site, they saw no significant change in parking requirements in the future so felt that the parking provided was adequate.
2. They recommended to Council, should parking become a problem along Jersey Ave., it could be posted for "No Parking."

My original comment that the property is being replatted into one parcel is not totally correct. They will be replatting but will be re-aligning the lines to create two lots which will allow each tenant to maintain their property. They will have a perpetual parking agreement for cross parking.

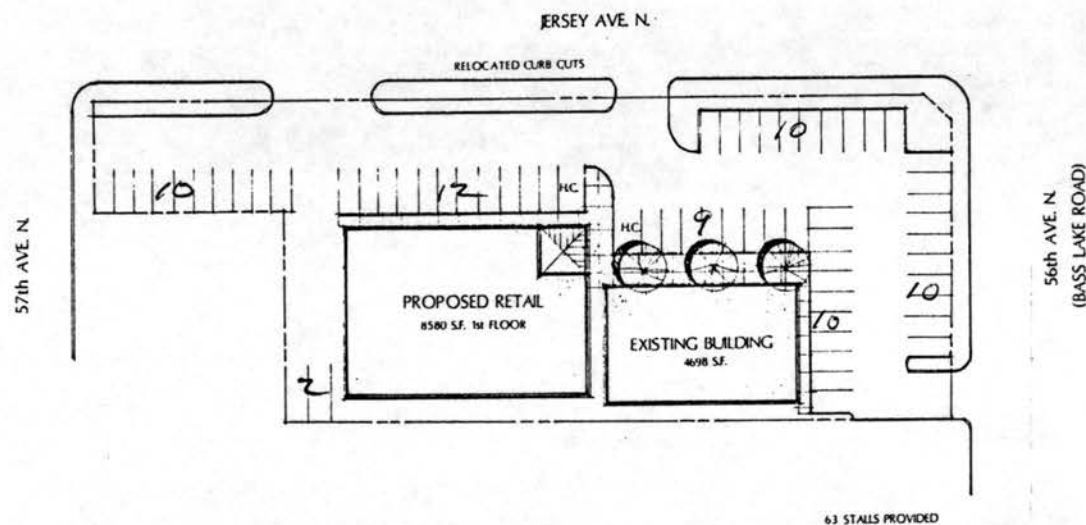
BB/kk



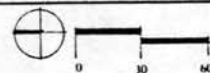
# KKE

**Korsunsky Krank Erickson  
Architects, Inc.**

500 First Avenue North  
Minneapolis, MN 55401  
612/539-4200  
FAX 342-9267



PROPOSED SITE PLAN  
CRYSTAL, MN



**KKE**

Korsunsky Krank Erickson  
Architects, Inc.

500 First Avenue North  
Minneapolis, MN 55401  
612/539-4200  
FAX 342-9267

for 148

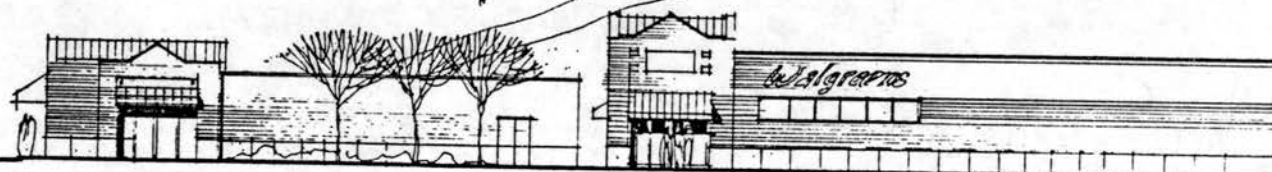
I hereby certify that this plan, specification, or report was prepared by me or under my direct supervision, and that I am a duly registered Architect under the laws of the State of \_\_\_\_\_

Date \_\_\_\_\_ Reg. No. \_\_\_\_\_

Signed \_\_\_\_\_

No.	Date	Revision Description





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PROPOSED ELEVATION  
CRYSTAL, MN

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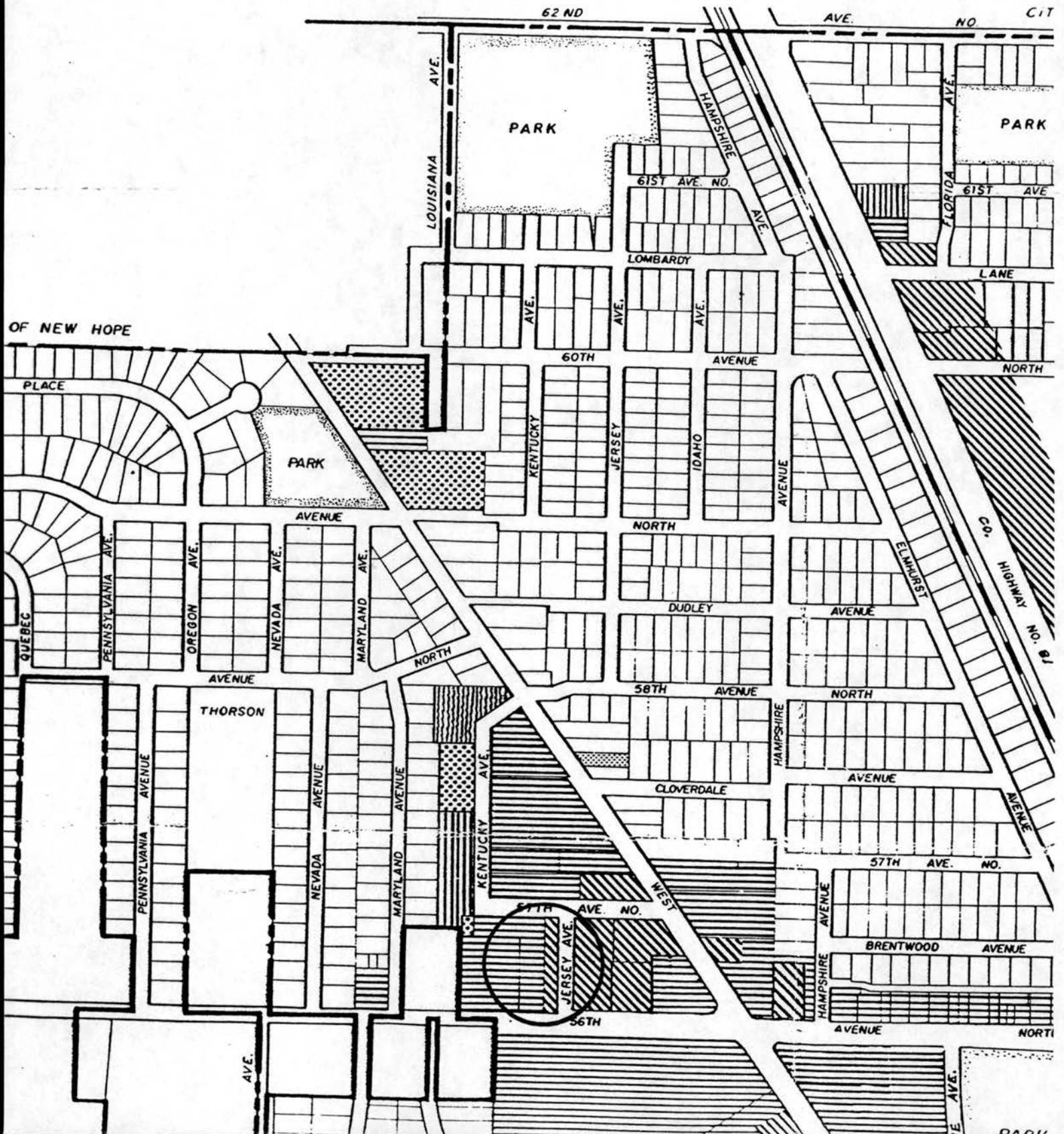
**KKE**

Korvinsky Krank Erickson  
Architects, Inc.

300 First Avenue North  
Minneapolis, MN 55401  
612/339-4200  
FAX 342-9267

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70 30/4



NO. 90-7

CITY OF CRYSTAL

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

Date: March 6, 1990

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

Street Location of Property: 6918-6924 56th Avenue North

Legal Description of Property: will follow with replatting

Property Identification Number: # 05-118-21-42-0033

Owner: Semper Holdings, Inc., per purchase agreement with William & Rebecca  
(Print Name) Fish

81 South Ninth Street Suite 410 Minneapolis, MN 55402 332-1500  
(Address) (Phone No.)

Applicant: Semper Holdings, Inc., Contact: Howard Bergerud or Cathy Vekich  
(Print Name)

81 South Ninth Street Suite 410 Minneapolis, MN 55402 332-1500  
(Address) (Phone No.)

DESCRIPTION OF REQUEST: This request involves two parcels one is zoned  
B3 and the other B4. We are requesting that both parcels be zoned to B4.  
The two sites will then be replatted.

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

Both parcels must be zoned the same (B4) in order to be replatted and for  
the proposed retail (a Walgreen's) to be constructed. The parcels, as they  
are presently situated, do not allow for practical or aesthetic development.

NOTE: Attach plan or survey of proposal.

THIS PROPERTY IS:

TORRENS / ABSTRACT  
(Circle one)

[Signature] (Applicant's Signature)  
[Signature] (Owner's Signature)

(Office Use Only)

FEE: \$150.00 DATE RECEIVED: 3-6-90 RECEIPT # 50032

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

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

CITY OF CRYSTAL  
4141 DOUGLAS DRIVE NORTH  
CRYSTAL, MN 55422  
Phone: 537-8421

No. 90-8

Date: 3/6/90

APPEAL FOR A VARIANCE TO THE ZONING ORDINANCE

Location of Property: 6918-6924 56th Avenue North

Description of Property: to follow as determined by replatting

Identification Number: # 05-118-21-42-0033

Applicant: Semper Holdings, Inc., Contact: Howard Bergerud or Cathy Vekich  
(Print Name)

81 South Ninth Street Suite 410 Minneapolis, MN 55402 332-1500  
(Address) (Phone No.)

Semper Holdings, Inc. per purchase agreement with William & Rebecca Fish  
(Print Name)

81 South Ninth Street Suite 410 Minneapolis, MN 55402 332-1500  
(Address) (Phone No.)

Applicant requests a variance on the above-described property from Section 515.09  
s 8T&8AA of the Zoning Ordinance, as amended, which requires one parking stall  
every 140 square feet of retail space and, 1 parking stall for every 500  
feet of storage space

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

in detail wherein your case conforms to the following requirements:

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

2. the site does not allow enough room for the number of parking stalls required.

3. there are exceptional circumstances or conditions applicable to the property in-  
volved or to the intended use or development of the property that do not apply gener-  
ally to other property in the same zone or neighborhood.

4. the proposed building will be leased by Walgreen's Drug Store. Due to the nature  
of their business, typical traffic flows, and the short length of customer  
stay, twenty four spaces is all that is generally needed. The average size  
of other parking lots used by Walgreens is twenty four stalls and this size  
adequately handles the parking need.

5. the granting of a variance will not be materially detrimental to the public wel-  
fare or injurious to the property or improvement in such zone or neighborhood in which  
the property is located. A drug store does not need the amount of parking re-  
quired by other retail uses such as restaurants and clothing stores. All  
decisions from past experience and other Walgreen's locations are that granting  
a variance will not adversely affect the neighborhood. Walgreens will have  
a long-term lease; they will be in the neighborhood for the long term.

6. the Planning Commission is required to make a written findings of fact from the  
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  
intent of the Comprehensive Plan.

PROPERTY IS:

RENS ABSTRACT

(Circle one)

(Applicant's Signature)

(Owner's Signature)

(Office Use Only)

125.00 DATE RECEIVED: 3-6-90 RECEIPT # 50031

1) (Denied) - Planning Commission

(Date)

2) (Denied) - City Council

(Date)



DATE: April 24, 1990  
TO: Jerry Dulgar, City Manager  
FROM: Bill Barber, Building Inspector *Bill*  
SUBJECT: SuperAmerica  
5359 West Broadway

SuperAmerica at 5359 West Broadway is requesting a building permit to add on an 8'x 28' storage area onto the existing building. This addition will allow them to put their storage inside the building and get rid of the semi-trailer which has almost become a permanent structure. These are however, 2 conditional uses and 2 variances required to proceed with this project. Dave Kennedy, City Attorney, was pretty sure that the conditional uses required were granted some years ago but neither we nor SuperAmerica can find any record of such action by the City. The conditional uses and variances are as follows:

1. 515.35 Subd. 4(c) permits a motor fuel station in a B-3 zoning with certain conditions being met. All conditions are met except for item #4 which requires 22,500 square feet of lot area and item #17, sale of products other than those specifically mentioned which is motor oil and other items needed to conduct a motor fuel station operation.
2. 515.35 Subd. 4(f) allows accessory enclosed retail as a conditional use in a B-3 with certain conditions set forth. All conditions are met except item #2 which limits the use to not more than 50% of the gross floor area of the principal use.

The two variances are as follows:

1. Variance to the 22,500 square feet of lot size required in 515.35 Subd. 4(c). The lot is approximately 10,600 square feet. Several years ago lot area was decreased some with the widening of West Broadway.
2. 515.13 Subd. 3(b)2 requires a 22 foot side street side yard setback from Edgewood Avenue North. The addition as requested would necessitate granting a 4 foot variance.

This SuperAmerica station has been in existence at this location for 23 plus years. The request to build on the addition will be a great asset to the area. The addition will allow them to remove the old trailer and do some landscaping of that area. This has been a great concern both to the City and to the residents in the neighborhood.

Staff has reviewed these requests and would recommend approval since they will not be expanding their business or use of the property in any way.



Page 2  
April 24, 1990

UPDATE:

The Planning Commission at their April 9 meeting held the public hearing for Case #90-9 and #90-10 and recommended to the City Council to approve. Their findings of fact were:

1. The sale of food items is consistent with business practices over the past few years.
2. City Ordinance has changed since the operation started, not the business.

The Planning Commisison also reviewed plan case #90-11 and #90-12 regarding the variance as noted above. They also recommended to City Council to approve the variances as requested. Their findings of fact were:

1. Reasonable use of the property and will improve site and aesthetics of area.
2. The lot size was reduced when West Broadway was widened.

The Planning Commission recommended authorization to issue a building permit for the 8'x28' addition subject to standard procedures.

I will answer any questions you have on Tuesday evening. A representative from SuperAmerica will also be present.

kk

## CITY OF CRYSTAL

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

Date: 3/22/90

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

Street Location of Property: 5359 West Broadway

Legal Description of Property: Part of Lot 1 Line North of the Easterly Extension  
of North Line of Lot 7 Block 1 and Lot 8 Block 1 Becker's Addition

Property Identification Number: 0811821110008

Owner: SuperAmerica Group, Inc.  
(Print Name)

1240 W. 98th St., Bloomington, MN 55431  
(Address)

612/887-6100  
(Phone No.)

Applicant: K. F. "Bud" Kaupp  
(Print Name)

1240 W. 98th St., Bloomington, MN 55431  
(Address)

612/887-6148  
(Phone No.)

DESCRIPTION OF REQUEST: Conditional use to permit a service station in a  
B-3 zone. 515.35 SUBD 4(c)

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

We have been operating as a SuperAmerica since January 1967, a little over 23 years.

We are good for the community, being that we are a company that gives back to the  
community. We hope to operate for many more years in the future.

NOTE: Attach plan or survey of proposal.

THIS PROPERTY IS:

TORRENS / ABSTRACT  
(Circle one)

Paul F. Kaupp  
(Applicant's Signature)

\_\_\_\_\_  
(Owner's Signature)

(Office Use Only)

FEE: \$/25.00DATE RECEIVED: 3-23-90RECEIPT # 50170

(Approved) (Denied) - Planning Commission

(Date)

(Approved) (Denied) - City Council

(Date)

## CITY OF CRYSTAL

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

Date: 3/22/90

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

Street Location of Property: 5359 West Broadway

Legal Description of Property: Part of Lot 1 Line North of the Easterly Extension  
of North Line of Lot 7 Block 1 and Lot 8 Block 1 Becker's Addition

Property Identification Number: 0811821110008

Owner: SuperAmerica Group, Inc.  
 (Print Name)

1240 W. 98th Street, Bloomington, MN 55431  
 (Address)

612/887-6100  
 (Phone No.)

Applicant: K. F. "Bud" Kaupp  
 (Print Name)

1240 W. 98th Street, Bloomington, MN 55431  
 (Address)

612/887-6148  
 (Phone No.)

DESCRIPTION OF REQUEST: Conditional use for retail sale of food items which  
exceed 50% of floor space. 515.35 SQD 4(f)

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

We have been a full fledged convenience store dating back to around 1971. Under  
the zoning, however, a conditional use is required.

NOTE: Attach plan or survey of proposal.

THIS PROPERTY IS:

TORRENS / ABSTRACT  
 (Circle one)

Karl L. Kaupp  
 (Applicant's Signature)

\_\_\_\_\_  
 (Owner's Signature)

(Office Use Only)

FEE: \$/25.00DATE RECEIVED: 3-23-90RECEIPT # 50170

(Approved) (Denied) - Planning Commission

(Date)

(Approved) (Denied) - City Council

(Date)

APPEAL FOR A VARIANCE TO THE ZONING ORDINANCE

Street Location of Property: 5359 West Broadway

Legal Description of Property: Part of Lot 1 Line North of the Easterly Extension of North Line of Lot 7 Block 1 and Lot 8 Block 1 Becker's Addition.

Property Identification Number: 0811821110008

Applicant: K. F. "Bud" Kaupp

(Print Name)

1240 W. 98th St., Bloomington, MN 55431

612/887-6148

(Address)

(Phone No.)

Owner: SuperAmerica Group, Inc.

(Print Name)

1240 W. 98th St., Bloomington, MN 55431

612/887-6100

(Address)

(Phone No.)

REQUEST: Applicant requests a variance on the above-described property from Section 515.05 SUBD 2 of the Zoning Ordinance, as amended, which requires

Expand a non-conforming use - lot size 22,500 P REQD

Approx 10,600 P Existing

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.

This variance is required to be able to get our permits we are applying for. We lost frontage due to road widening, at an already small property. We have been here 23 years and want to continue in business.

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.

Lot size is non-conforming - how this effects others in the area I'm not sure.

We have a proven track record and want to continue for many more years to come.

This variance is a must.

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.

I do not see anything that would be effected by others if this variance is approved.

I strongly believe that we are a main stay or an anchor in the business community.

We work with our communities.

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)

Harold L. Kaupp  
(Applicant's Signature)

\_\_\_\_\_  
(Owner's Signature)

(Office Use Only)

FEE: \$125.00 DATE RECEIVED: 3-23-90 RECEIPT # 52170

(Approved) (Denied) - Planning Commission

\_\_\_\_\_  
(Date)

(Approved) (Denied) - City Council

\_\_\_\_\_  
(Date)



APPEAL FOR A VARIANCE TO THE ZONING ORDINANCE

Street Location of Property: 5359 West Broadway  
Legal Description of Property: Part of Lot 1 Line North of the Easterly Extension of North  
Line of Lot 7 Block 1 and Lot 8 Block 1 Becker's Addition  
Property Identification Number: 0811821110008  
Applicant: K. F. "Bud" Kaupp  
(Print Name)  
1240 W. 98th Street, Bloomington, MN 55431 612/887-6148  
(Address) (Phone No.)  
Owner: SuperAmerica Group, Inc.  
(Print Name)  
1240 W. 98th Street, Bloomington, MN 55431 612/887-6100  
(Address) (Phone No.)

REQUEST: Applicant requests a variance on the above-described property from Section 515.13  
Sec 3(b) 2 of the Zoning Ordinance, as amended, which requires 22'  
22' Side yard set back, 4 foot variance REQUESTED

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.

Over the years this has always been a small store. In order to keep our sales and  
serve our public we have used a semi trailer to store merchandise. This will give  
us the needed space and eliminate the trailer.

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.

We lost alot of footage when Broadway was widened. This has kept us extremely  
limited as to what we are able to do.

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.

This variance should have no adverse effect on anyone. It will eliminate an eye-sore.  
The addition will be done in brick paneling to conform with the building. It will  
be extremely helpful to the store management.

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)

Karl F. Kaupp  
(Applicant's Signature)

\_\_\_\_\_  
(Owner's Signature)

(Office Use Only)

FEE: \$125.00 DATE RECEIVED: 3-23-90 RECEIPT # 50170

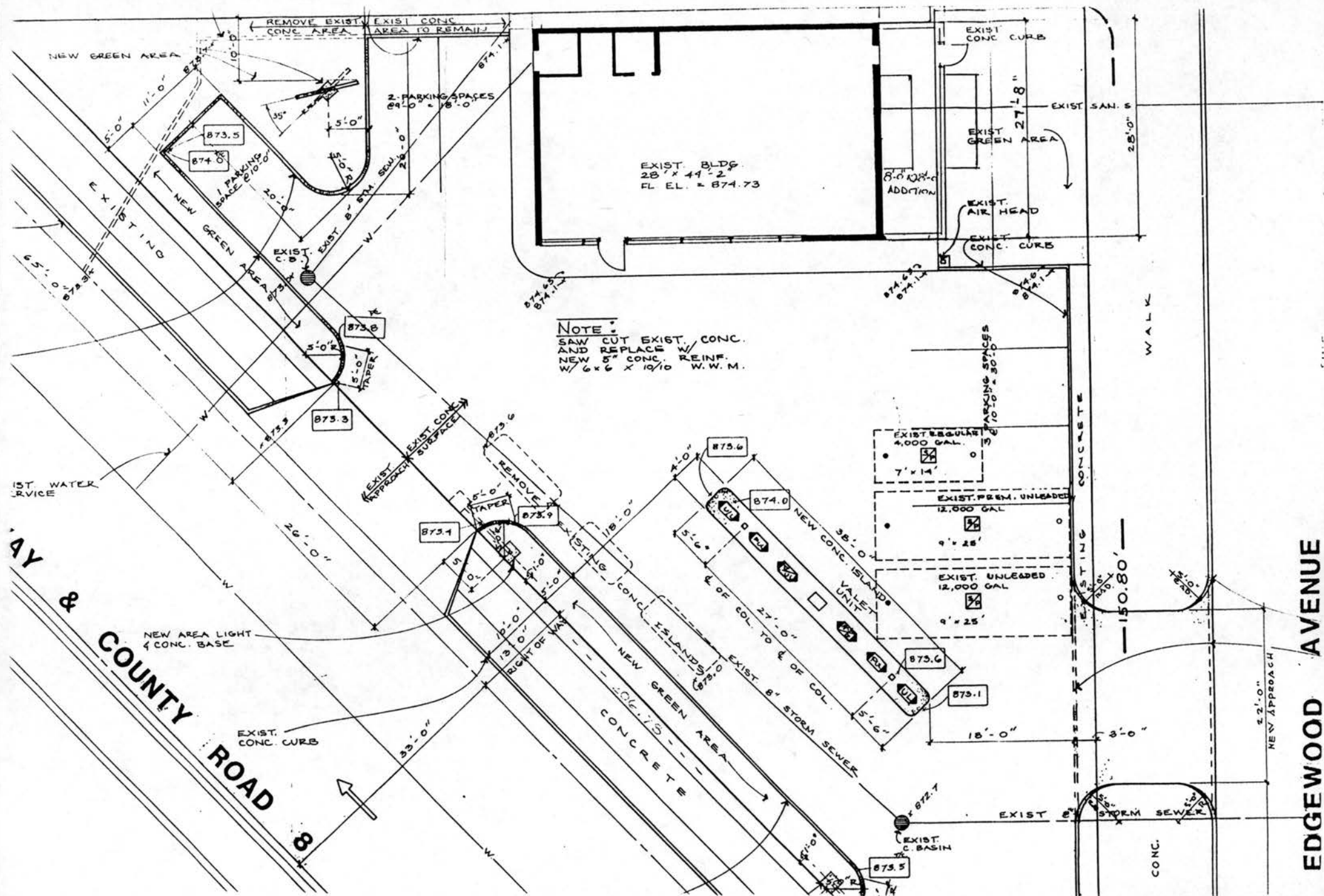
(Approved) (Denied) - Planning Commission

\_\_\_\_\_  
(Date)

(Approved) (Denied) - City Council

\_\_\_\_\_  
(Date)





APPLICATION FOR APPOINTMENT TO THE:

NORTHWEST HENNEPIN HUMAN SERVICES COUNCIL'S ADVISORY COMMISSION

NAME: RENAE J. BOWMAN DATE: 4-16-90  
ADDRESS: 6332 Corvallis Ave No, Crystal, MN  
HOME TELEPHONE: 537-5455 ZIP CODE: 55428  
WORK TELEPHONE: 829-0204

I HAVE BEEN A RESIDENT OF THIS CITY FOR 10 YEARS.

I UNDERSTAND THE IMPORTANCE OF REGULAR ADVISORY COMMISSION MEETING ATTENDANCE AND PARTICIPATION. I FEEL I HAVE THE TIME AVAILABLE TO BE AN ACTIVE PARTICIPANT:

YES: X NO: \_\_\_\_\_

PLEASE LIST PAST OR PRESENT CIVIC OR VOLUNTEER ORGANIZATION MEMBERSHIPS, PARTICULARLY THOSE WHICH MAY BE RELEVANT TO THE APPOINTMENT YOU ARE SEEKING:

American Freedom From Hunger Foundation-Young World Development: 1968-72

Many program associated with the old American Lutheran Church

PLEASE, BRIEFLY, DESCRIBE OTHER QUALIFICATIONS, EXPERIENCE, EDUCATION, OR SPECIAL INTERESTS WHICH YOU WOULD LIKE THE CITY COUNCIL TO CONSIDER FOR THE APPOINTMENT YOU ARE SEEKING:

Lived on A.F.D.C. from 1984-89 during which time I earned my college degree in Organizational Behavior./ Marketing. I am a single parent with two children. I receive no support from the children's father and understand, from experience as well as academically, the issues of poverty and the need that single parent homes have in regards to survival. I am working in my career field and feel that I can be of help to others who are poor.

PLEASE LIST ANY PARTICULAR HUMAN SERVICE ISSUES, NEEDS, OR PROBLEMS THAT YOU FEEL STRONGLY ABOUT:

The social service system needs to set itself up to promote economic independence, this system seems to do the opposite of its mission when it comes to helping the economically disadvantaged. Education is the way out of poverty and the systems should be geared in this direction.

BRIEFLY, WHY DO YOU WANT TO SERVE ON THE NWHHSC ADVISORY COMMISSION?


I feel that as a result of my experiences and education I can bring some valuable information to the decision making process. As a result of surviving on this system I feel as though I have earned the right to point out its strong points and its short comings. Also, I would hope that more poor folks can hear the message that education is vital and know that the system will not hinder that process.

IF I AM APPOINTED, I AGREE TO AUTHORIZE THE SHARING OF THE INFORMATION ON THIS SHEET WITH THE NORTHWEST HENNEPIN HUMAN SERVICES COUNCIL.

YES: X NO: \_\_\_\_\_

SIGNATURE: Rena J. Bowman

SUBMIT TO: CITY HALL

DATE: April 20, 1990  
TO: John Olson, Community Development Director  
FROM: Julie Jones, Community Development Coordinator   
SUBJECT: Permit Fee Exemption Request by Hennepin Technical College

The Building Department Supervisor at Hennepin Technical College has requested that the college be exempt from the cost of permit fees on building two new homes for the City on 3426-32 Welcome Ave. N. The Building Supervisor feels that it is unnecessary for one public entity to pay permit fees to another public entity. However, the School District did agree in the Building Construction Agreements to pay any permit fees associated with the construction project.

The total permit fees for both houses based on the contract construction prices will be \$1,631.22. The Hennepin Technical College only budgeted \$1,200.00 for both permit fees and insurance, so they have obviously not budgeted for the permit expense.

I suggest we place this item on the May 1 EDA meeting agenda for consideration by the EDA members.

kk

M E M O R A N D U M

DATE: May 1, 1990

TO: John Olson, Community Development  
Director

FROM: Julie Jones, Community Development  
Coordinator

SUBJECT: HTC Permit Fee Exemption Request

I have contacted the Cities of Robbinsdale and Richfield regarding their permit fee practices with Hennepin Technical College (HTC) housing projects. As you recall, HTC has requested to be exempt from paying building permit fees on the 3426-32 Welcome Avenue North houses.

The City of Robbinsdale requires HTC to pay permit fees, but the HRA reimburses HTC for its costs (including permit fees) when a project is complete. The Richfield HRA requires the south campus of HTC to pay permit fees, however.

HTC Staff members have indicated that they did not calculate payment of permit fees into their contract price and would have to absorb those costs, if necessary.

JJ:jt



**HOLMES & GRAVEN**

**CHARTERED**

470 Pillsbury Center, Minneapolis, Minnesota 55402

(612) 337-9300

**DAVID J. KENNEDY**

Attorney at Law

Direct Dial (612) 337-9232

April 24, 1990

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

Re: Liquor Licenses: Financial Responsibility

Dear Jerry:

I've found that Ordinance No. 90-12 relating to liquor license insurance and bonds which the Council recently passed, has some unworkable features, should be repealed and the enclosed ordinance adopted in its place. A first reading on May 1 should be held.

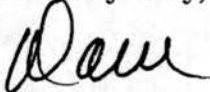
As you recall, I told the Council that the state law requirement of a bond had been repealed and that the approach taken in Ord. 90-12 of making the insurance coverage subject to the former bond conditions (obeying the law, paying taxes, etc.) would work. I find now in visiting with insurance companies that it won't work because the carriers cannot condition insurance in that way.

I've also discovered that most cities have eliminated the bond requirement and merely require that the businesses show evidence of the insurance coverage required by the statute. The statutes now contain provisions for the City to impose a civil penalty of up to \$2,000 for law violations, and failure to pay taxes is grounds for refusing to issue the license and for revoking it.

In summary, (i) the bond requirement is antiquated and of no real protection to the City, (ii) the law gives the City adequate remedies, and (iii) the types of insurance required by the law adequately protect the City. I should add that the statutory coverages are minimum requirements that the City could raise, but I see no compelling reason to do so. I'm enclosing a copy of the pertinent statutory provision for your and the Council's information.

I'll be working with Darlene to clarify these requirements with the City's liquor licensees.

Yours very truly,



David J. Kennedy

DJK:caw

ORDINANCE NO. 90 - \_\_\_\_\_

AN ORDINANCE RELATING TO INTOXICATING  
LIQUOR LICENSES: AMENDING CRYSTAL CITY CODE,  
SUBSECTION 1200.07 BY ADDING A SUBDIVISION:  
REPEALING CRYSTAL CITY CODE, SUBSECTION  
1200.07, SUBDIVISIONS 3, 4 AND 5,  
AND ORDINANCE NO. 90-12.

THE CITY OF CRYSTAL ORDAINS:

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

Subd. 6. Financial Responsibility. Prior to the issuance of a license the applicant must file with the City Clerk satisfactory evidence of adequate financial responsibility in the amount of the insurance coverages and subject to the conditions specified in Minnesota Statutes, Section 340A.409. The City must be named as an additional insured on the insurance policies. Operation of a business licensed under this section without having in effect, and having evidence on file with the City of, the financial responsibility required by this subdivision is grounds for revocation or suspension of the license.

Sec. 2. Crystal City Code, Subsection 1200.07, Subdivisions 3, 4 and 5 are repealed. Ordinance No. 90-12 is repealed.

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

\_\_\_\_\_  
Mayor

Attest:

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

ORD14:CR205-7

division authorizes the commonly being offered prize the off-sale of wine an 600 cases of wine are license fee, imposed e subject to all laws and ion 340A.409 and those ed wine which is at least

16 art 2 s 3 subd 1; 1987 s 3; 1987 c 402 s 1

ale licenses for the sale of the governing body of an section 1161, to an Indian nt located within Indian on 1154, is valid with the pprove the license if the .409; 340A.410, subdivi- 10; 340A.413; 340A.501; lishment issued a license e from any municipality,

## LICENSES.

fewer population may issue ame licensee or, in lieu of , may issue a combination nses under this subdivision a.

person certificated by either ereof, as a common carrier e in interstate or intrastate or in a place where meals are izes the sale of intoxicating who is actually being trans-

license fee for an on-sale and by the county or city issuing

ty for a retail license to sell ntly shall be paid to the town

ense fee for a retail on-sale ntly issuing the license subject

(b) The annual license fee for an on-sale intoxicating liquor license issued by a city to a club must be no greater than:

- (1) \$300 for a club with under 200 members;
- (2) \$500 for a club with between 201 and 500 members;
- (3) \$650 for a club with between 501 and 1,000 members;
- (4) \$800 for a club with between 1,001 and 2,000 members;
- (5) \$1,000 for a club with between 2,001 and 4,000 members;
- (6) \$2,000 for a club with between 4,001 and 6,000 members; or
- (7) \$3,000 for a club with over 6,000 members.

(c) The license fee for the issuance of a wine license may not exceed one-half of the license fee charged for an on-sale intoxicating liquor license, or \$2,000, whichever is less.

(d) The town board of a town in which an on-sale establishment has been licensed by a county may impose an additional license fee on each such establishment in an amount not to exceed 20 percent of the county license fee.

Subd. 3. **Intoxicating liquor; off-sale.** (a) The annual license fee for an off-sale intoxicating liquor license issued by a city, when combined with any occupation tax imposed by the city, may not exceed the following limits:

- (1) \$1,000 for cities of the first class;
- (2) \$200 for cities over 10,000 other than cities of the first class;
- (3) \$150 for cities of between 5,000 and 10,000 population; and
- (4) \$100 for cities with less than 5,000 population.

(b) The annual license fee for an off-sale intoxicating liquor license issued by a county or town shall not exceed \$500.

Subd. 4. **Lake superior tour boats; common carriers.** (a) The annual license fee for licensing of Lake Superior tour boats under section 340A.404, subdivision 8, shall be \$1,000.

(b) The annual license fee for common carriers licensed under section 340A.407 is:

- (1) \$25 for nonintoxicating malt liquor, and \$2 for a duplicate license; and
- (2) \$100 for intoxicating liquor, and \$10 for a duplicate license.

Subd. 5. **Refunds.** A pro rata share of an annual license fee for a retail license to sell intoxicating or nonintoxicating malt liquor, either on-sale or off-sale, may be refunded to the licensee or to the licensee's estate if:

- (1) the business ceases to operate because of destruction or damage;
- (2) the licensee dies;
- (3) the business ceases to be lawful for a reason other than a license revocation; or
- (4) the licensee ceases to carry on the licensed business under the license.

History: 1985 c 305 art 6 s 8

## 340A.409 LIABILITY INSURANCE. ✓

Subdivision 1. **Insurance required.** No retail license may be issued, maintained or renewed unless the applicant demonstrates proof of financial responsibility with regard to liability imposed by section 340A.801. The issuing authority must submit to the commissioner the applicant's proof of financial responsibility. This subdivision does not prohibit a local unit of government from requiring higher insurance or bond coverages, or a larger deposit of cash or securities. The minimum requirement for proof of financial responsibility may be given by filing:

- (1) a certificate that there is in effect for the license period an insurance policy or pool providing at least \$50,000 of coverage because of bodily injury to any one person in any one occurrence, \$100,000 because of bodily injury to two or more persons in any



one occurrence, \$10,000 because of injury to or destruction of property of others in any one occurrence, \$50,000 for loss of means of support of any one person in any one occurrence, and \$100,000 for loss of means of support of two or more persons in any one occurrence;

(2) a bond of a surety company with minimum coverages as provided in clause (1); or

(3) a certificate of the state treasurer that the licensee has deposited with the state treasurer \$100,000 in cash or securities which may legally be purchased by savings banks or for trust funds having a market value of \$100,000.

This subdivision does not prohibit an insurer from providing the coverage required by this subdivision in combination with other insurance coverage.

An annual aggregate policy limit for dram shop insurance of not less than \$300,000 per policy year may be included in the policy provisions.

A liability insurance policy required by this section must provide that it may not be canceled for:

(1) any cause, except for nonpayment of premium, by either the insured or the insurer unless the canceling party has first given 30 days' notice in writing to the issuing authority of intent to cancel the policy; and

(2) nonpayment of premium unless the canceling party has first given ten days' notice in writing to the issuing authority of intent to cancel the policy.

**Subd. 2. Market assistance.** The commissioner of commerce shall advise licensees and municipalities subject to the financial responsibility requirements of subdivision 1 of those persons offering insurance coverage. The commissioner of commerce shall establish a program to assist licensees in obtaining insurance coverage. The program shall include a committee appointed by the commissioner of commerce that is representative of insurance carriers and producers, liquor vendors, and the public. No less than one-half of the committee members shall represent casualty insurers and surplus lines agents or brokers. The commissioner of commerce or the commissioner's designated representative shall serve as an ex officio member of the committee. The committee shall review and act upon all properly executed applications. If the committee finds that it cannot assist in securing insurance coverage, it shall notify the applicant in writing with a full explanation and recommendation for enhancing its ability to secure insurance. The commissioner of commerce shall, if necessary, establish an assigned risk plan pursuant to subdivision 3.

**Subd. 3. Assigned risk plan.** (a) The purpose of the assigned risk plan is to provide coverage required by subdivision 1 to persons rejected under this subdivision.

(b) An insurer who offers liquor liability insurance that refuses to write the coverage required by subdivision 1 shall furnish the applicant with a written notice of refusal. The rejected applicant shall file a copy of the notice of refusal with the commissioner of public safety at the time of application for coverage to the assigned risk plan and the market assistance program.

A written notice of refusal must be provided to any applicant who has requested only liquor liability insurance if the insurer chooses to only offer liquor liability insurance in combination with other types of insurance.

A written notice of refusal must be provided by an insurer to any applicant who receives an offer of coverage from that insurer that is in excess of the rate charged by the assigned risk plan for similar coverage and risk. A notice is not required if the rate for the coverage offered is less than 20 percent in excess of the assigned risk plan rates, provided that the offered rate is the rate that the insurer has filed with the commissioner of commerce if the insurer is required to file its rates with the commissioner. If the insurer is not required to file its rates with the commissioner, the offered rate must be the rate generally charged by the insurer for similar coverage and risk.

A notice of refusal is not required to be filed if there is not an insurer offering liquor liability insurance in the state.



To be eligible to participate in the assigned risk plan an applicant must apply for coverage through the market assistance program. Application to the market assistance program must be made no later than the time of application to the assigned risk plan. If the market assistance program is unable to secure coverage then coverage may be extended by the assigned risk plan.

(c) The commissioner of commerce may enter into service contracts as necessary or beneficial to accomplish the purposes of the assigned risk plan including servicing of policies or contracts of coverage, data management, and assessment collections. Services related to the administration of policies or contracts of coverages must be performed by one or more qualified insurance companies licensed pursuant to section 60A.06, subdivision 1, clause (13), or a qualified vendor of risk management services. A qualified insurer or vendor of risk management services must possess sufficient financial, professional, administrative, and personnel resources to provide the services required for operation of the plan. The cost of all services contracted for are an obligation of the assigned risk plan.

(d) The commissioner of commerce may assess all insurers licensed under section 60A.06, subdivision 1, clause (13), an amount sufficient to fully fund the obligations of the assigned risk plan if the commissioner determines that the assets of the assigned risk plan are insufficient to meet its obligations. The assessment of each insurer must be in a proportion equal to the proportion which the amount of insurance written as reported on page 14 of the annual statement under line 5, commercial multiperil, and line 17, other liability, during the preceding calendar year by that insurer bears to the total written by all such carriers for such lines.

(e) Policies and contracts of coverage issued under this subdivision must contain the usual and customary provisions of liability insurance policies, and must contain at least the minimum coverage required by subdivision 1 or the local governing unit.

(f) Assigned risk policies and contracts of coverage are subject to premium tax pursuant to section 60A.15.

(g) Insureds served by the assigned risk plan must be charged premiums based upon a rating plan approved by the commissioner of commerce. Assigned risk premiums must be on an actuarially sound basis. The rating plan approved by the commissioner shall provide for surcharge factors based upon claims reported and losses paid. The commissioner of commerce shall fix the compensation received by the agent of record.

(h) The rating plan may be amended by rule pursuant to chapter 14 or by the following expedited procedures:

(1) Any person may, by written petition served upon the commissioner, request that a hearing be held to amend the rating plan.

(2) The commissioner shall forward a copy of the petition to the chief administrative law judge within three business days of its receipt. The chief administrative law judge shall, within three business days of receipt of the copy of the petition or a request for a hearing by the commissioner, set a hearing date, assign an administrative law judge to hear the matter, and notify the commissioner of the hearing date and the administrative law judge assigned to hear the matter. The hearing date must be set no less than 60 days nor more than 90 days from the date of receipt of the petition by the commissioner.

(3) The commissioner of commerce shall publish a notice of the hearing in the State Register at least 30 days before the hearing date. The notice should be similar to that used for rulemaking under the administrative procedure act. Approval by the administrative law judge of the notice prior to publication is not required.

(4) The hearing and all matters taking place after the hearing are a contested case under chapter 14. Within 45 days from the commencement of the hearing and within 15 days of the completion of the hearing the administrative law judge shall submit a report to the commissioner of commerce. The parties, or the administrative law judge, if the parties cannot agree, shall adjust all time requirements under the contested case procedure to conform with the 45-day requirement.

(5) The commissioner shall render a decision within ten business days of the receipt of the administrative law judge's report.

(6) If all parties to the proceeding agree, any of the previous requirements may be waived or modified.

(7) A petition for a hearing to amend the rating plan received by the commissioner within 180 days of the date of the commissioner's decision in a prior proceeding to amend the rating plan is invalid and requires no action.

(i) A liquor vendor shall be denied or terminated from coverage through the assigned risk plan if the liquor vendor disregards safety standards, laws, rules, or ordinances pertaining to the offer, sale, or other distribution of liquor.

The commissioner may by rule establish other conditions for denial or termination from coverage through the assigned risk plan.

(j) The commissioner of commerce shall adopt rules needed to implement this subdivision. The rules may include:

(1) appeal procedures from actions of the assigned risk plan;

(2) formation of an advisory committee composed of insurers, vendors of risk management services and licensees, to advise the commissioner of commerce regarding operation of the plan; and

(3) applicable rating plans and rating standards.

**Subd. 3a. Notification by insurer of status of claim.** Upon the request of the insured, an insurer who is providing coverage required by subdivision 1 shall inform the insured of the status of any claims made under the policy. The information must include:

(1) the employees of the insured that may be involved and the nature of their involvement;

(2) any amount the insurer is holding in reserve for payment of a claim or has paid in the disposition of the claim; and

(3) any amount paid in the defense of the claim.

This subdivision does not require disclosure of otherwise nondiscoverable information to an adverse party in litigation.

**Subd. 4. Insurance not required.** Subdivision 1 does not apply to licensees who by affidavit establish that:

(1) they are on-sale nonintoxicating malt liquor licensees with sales of less than \$10,000 of nonintoxicating malt liquor for the preceding year;

(2) they are off-sale nonintoxicating malt liquor licensees with sales of less than \$20,000 of nonintoxicating malt liquor for the preceding year;

(3) they are holders of on-sale wine licenses with sales of less than \$10,000 for wine for the preceding year; or

(4) they are holders of temporary wine licenses issued under law.

**History:** 1985 c 200 s 2; 1985 c 305 art 6 s 9; 1985 c 309 s 7-9; 1Sp1985 c 16 art 2 s 3 subd 1; 1Sp1986 c 3 art 1 s 38; 1987 c 107 s 1; 1987 c 152 art 1 s 1; 1988 c 534 s 1

#### 340A.410 LICENSE RESTRICTIONS; GENERAL.

**Subdivision 1. Counties; town consent.** A county may not issue a retail license to sell any alcoholic beverage within an organized town unless the governing body of the town has consented to the issuance of the license.

**Subd. 2. Counties; recommendation and review of applicants.** (1) No county may issue or renew a retail license to sell any alcoholic beverage until the county board has received a written recommendation from the sheriff and county attorney stating that to the best of their knowledge that the applicant is eligible to be licensed under section 340A.402. A copy of the statements must be given to the town board if a town's consent is required issuance of the license under subdivision 3.

(2) The county board shall consider the recommendations of the sheriff and

Memorandum

DATE: April 17, 1990

TO: Jerry Dulgar, City Manager

FROM: Nancy Gohman, Assistant Manager *Nancy*

SUBJECT: Labor Agreement between Minnesota Teamsters Public and Law Enforcement Employees Union Local No. 320 (Communication Clerks) and the City of Crystal January 1, 1990 through December 31, 1990

Attached is a copy of the labor agreement between the City of Crystal and Minnesota Teamsters Public and Law Enforcement Employees Union Local No. 320 (Communication Clerks/Police Dispatchers) for January 1, 1990 through December 31, 1990. As a result of negotiation, we have agreed upon the following:

1. Wages. Four percent increase on Steps 1 through 5, add a 6 step after 48 months of employment at a 6 percent increase. Wages are as follows:

Starting to 6 months	10.18 per hour
After 6 months	10.59 per hour
After 12 months	11.51 per hour
After 24 months	12.07 per hour
After 36 months	12.62 per hour
Add an additional step:	
After 48 months	12.87 per hour

Wages are to be retro-active to January 1, 1990.

The reasoning for the additional step in the wages was due to comparing our dispatchers/communication clerks with the current metropolitan marketplace regarding salaries for this position. Twelve cities were used to compare with the City of Crystal for wages for 1990. It appeared that the City was in line with the marketplace and comparable worth in Steps 1 through 5 of the pay scale for our dispatchers. It also appeared that marketplace should be used and an additional step added for the City of Crystal to be competitive at maximum police dispatch rates in the metro area marketplace for 1990. The maximum pay continues to be



within the range of pay in the City of Crystal comparable worth program.

2. Comp time. Add language to their contract so an employee may select compensatory time off in lieu of overtime pay to be consistent with all other City employees' contracts.
3. Insurance. Increase insurance to be consistent with City policy which is insurance contribution maximum of \$220 per employee per month.
4. Severance. Cap severance to a maximum of 960 hours.
5. Duration of Contract. This revised contract is for one-year, January 1, 1990 to December 31, 1990.

I recommend that the attached contracts be forwarded to the City Council for their approval.

NG/js



LABOR AGREEMENT  
BETWEEN

THE CITY OF CRYSTAL

AND

MINNESOTA TEAMSTERS PUBLIC AND LAW ENFORCEMENT  
EMPLOYEES UNION, LOCAL NO. 320

Communications Clerks

Effective January 1, 1990 through December 31, 1990.

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LABOR AGREEMENT  
BETWEEN  
THE CITY OF CRYSTAL  
AND  
MINNESOTA TEAMSTERS PUBLIC AND LAW ENFORCEMENT  
EMPLOYEES UNION, LOCAL NO. 320

ARTICLE I.                   PURPOSE OF AGREEMENT

This Agreement is entered into as of \_\_\_\_\_, 1990, between the City of Crystal, hereinafter called the Employer, and the Minnesota Teamsters Public and Law Enforcement Employees Union, Local No. 320, hereinafter called the Union.

It is the intent and purpose of this Agreement to:

- 1.1 Establish procedures for the resolution of disputes concerning this Agreement's interpretation and/or application; and,
- 1.2 Place in written form the parties' agreement upon terms and conditions of employment for the duration of this Agreement.

ARTICLE II.               RECOGNITION

- 2.1 The Employer recognizes the Union as the exclusive representative under Minnesota Statutes, Section 179.71, Subdivision 3, for all police personnel in the following job classifications:

All Communications Clerks employed by the City of Crystal whose employment service exceeds the lesser of 14 hours per week or 35 percent of the normal work week and more than 100 work days per year, excluding supervisory and confidential employees.

- 2.2 In the event the Employer and the Union are unable to agree as to the inclusion or exclusion of a new or modified job class, the issue shall be submitted to the Bureau of Mediation Services for determination.

ARTICLE III. DEFINITIONS

- 3.1 Union: The Minnesota Teamsters Public and Law Enforcement employees Union, Local No. 320.
- 3.2 Union Member: A member of the Minnesota Teamsters Public and Law Enforcement Employees Union, Local No. 320.
- 3.3. Employee: A member of the exclusively recognized bargaining unit.
- 3.4 Department: The City of Crystal Police Department.
- 3.7 Union Officer: Officer elected or appointed by the Minnesota Teamsters Public and Law Enforcement Employee's Union, Local No. 320.
- 3.8 Overtime: Work performed at the express authorization of the Employer in excess of the employee's scheduled shift.
- 3.9 Scheduled Shift: A consecutive work period including breaks and lunch.
- 3.10 Strike: Concerted action in failing to report for duty; the willful absence from one's position; the stoppage of work, slowdown 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.

ARTICLE IV. EMPLOYMENT SECURITY

The Union agrees that during the life of this Agreement that the union will not cause, encourage, participate in or support any strike, slowdown or other interruption of or interference with the normal functions of the Employer.



ARTICLE V. EMPLOYER AUTHORITY

- 5.1 The Employer retains the full and unrestricted right to operate and manage all 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.

ARTICLE VI. UNION SECURITY

- 6.1 The Employer shall deduct from the wages of Employees who authorize such a deduction, in writing, an amount necessary to cover monthly Union dues, or a "fair share" deduction, as provided in Minnesota State Statute 179.65, Subdivision 2, if the employee elects not to become a member of the Union. Such monies shall be remitted as directed by the Union.
- 6.2 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.
- 6.3 The Employer shall make space available on the employee bulletin board for posting Union notice(s) and announcement(s).
- 6.4 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.

ARTICLE VII. EMPLOYEE RIGHTS - GRIEVANCE PROCEDURE

- 7.1 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.
- 7.2 Union Representatives. The Employer will recognize representatives designated by the Union as the grievance representatives of the bargaining unit having the duties and responsibilities established by this Article. The Union shall notify the Employer in writing of the names of such Union representatives and of their successors when so designated as provided by 6.2 of this Agreement.
- 7.3 Processing of a Grievance. It is recognized and accepted by the Union and the 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 and a Union representative 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 and the Union representative have notified and received the approval of the designated supervisor who has determined that such absence is reasonably and would not be detrimental to the work program of the Employer.

7.4 Procedure. Grievances, as defined by Section 7.1, 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 within ten (10) calendar days shall be considered waived.

Step 2. If appealed, the written grievance shall be presented by the Union and discussed with the Employer-designated Step 2 representative. The Employer-designated representative shall give the Union 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 Union within (10) calendar days shall be considered waived.

Step 3. If appealed, the written grievance shall be presented by the Union and discussed with the Employer-designated Step 3 representative. The Employer-designated representative shall give the Union the Employer's answer in writing with ten (10) calendar days after receipt 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 Union within ten (10) calendar days shall be considered waived.

Step 4. A grievance unresolved in Step 3 and appealed to Step 4 by the Union shall be submitted to arbitration subject to the provisions of the Public Employment Labor Relations Act of 1971, as amended. 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.

7.5 Arbitrator's Authority

- A. The arbitrator shall have no right to amend, modify, nullify, ignore, add 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 Union, 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 anyway the application of laws, rules or regulations having the force and



effect of law. The arbitrator's decisions shall be submitted in writing within thirty (30) days following close of the hearing on the 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 Union 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 Union 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.

- 7.6 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 Union 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 Union at each step.

7.7 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 Article VII or a procedure such as: Civil Service, Veteran's Preference, or Fair Employment. If appealed to any procedure other than Step 4 of Article VII, the grievance is not subject to the arbitration procedure as provided in Step 4 of Article VII. The aggrieved employee shall indicate in writing which procedure is to be utilized -- Step 4 of Article VII 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 Article VII.

ARTICLE VIII. 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 or 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 renegotiated at the written request of either party.

ARTICLE IX. SENIORITY

9.1 Seniority shall be determined by the employee's length of continuous service within the classification 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.

- 9.2 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/her previous position at the sole discretion of the Employer.
- 9.3 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/her layoff before any new employee is hired.
- 9.4 Senior employees will be given preference with regard to transfer, job classification assignments and promotions when the job-relevant qualifications of employees are equal.
- 9.5 Senior qualified employees shall be given shift assignment preference after eighteen (18) months of continuous full-time employment.
- 9.6 One continuous vacation period shall be selected on the basis of seniority until March 15 of each calendar year.

#### ARTICLE X. DISCIPLINE

- 10.1 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.

- 10.2 Suspensions, demotions and discharges will be in written form.

- 10.3 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. Employees and the Union will receive a copy of such reprimands and/or notices.
- 10.4 Employees may examine their own individual personnel files at reasonable times under the direct supervision of the Employer.
- 10.5 Discharges will be preceded by a five (5) day suspension without pay.
- 10.6 Employees will not be questioned concerning an investigation of disciplinary action unless the employee has been given an opportunity to have a Union representative present at such questioning.
- 10.7 Grievances relating to this Article shall be initiated by the Union in Step 3 of the grievance procedure under Article VII.

ARTICLE XI. CONSTITUTIONAL PROTECTION

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

ARTICLE XII. WORK SCHEDULE

12.1 The work year is to be accounted for by each employee through:

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

12.2 Nothing contained in this or any other Article shall be interpreted to be a guarantee of a minimum or maximum number of hours the Employer may assign employees.



## ARTICLE XIII. OVERTIME

- 13.1 Employees will be compensated at one and one-half (1-1/2) times the employee's regular base pay rate for hours worked in excess of the employee's regularly scheduled shift. Changes of shifts do not qualify an employee for overtime under this Article.
- 13.2 Overtime will be distributed as equally as practicable.
- 13.3 Overtime refused by employees will, for record purposes under Article 13.2, be considered as unpaid overtime worked.
- 13.4 For the purpose of computing overtime compensation, overtime hours worked shall not be pyramided, compounded, or paid twice for the same hours worked.
- 13.5 Overtime will be calculated to the nearest one-tenth (1/10) hour.
- 13.6 Employees have the obligation to work overtime or call backs if requested by the Employer unless unusual circumstances prevent the employee from so working.
- 13.7 Comp time - An employee has the option of earning compensatory time off at the rate of one and one-half (1-1/2) times in lieu of paid overtime. Comp time designation must be noted on the time card for the period in which overtime was worked. An employee may accrue a maximum of 40 hours of compensatory time, and shall not carry compensatory time passed December 31, of any year. The use of compensatory time shall be at the employees discretion and in accordance with current vacation practices.

## ARTICLE XIV. COURT TIME

An employee who is required to appear in court during his/her scheduled off-duty time, shall receive a minimum of two (2) hours' pay at one and one-half (1-1/2) times the employee's base pay rate. An

employee required to report for Court after having worked the Dog Watch or Midnight Watch would be paid a minimum of three (3) hours at time and one-half. An extension or early report to a regularly scheduled shift for court appearance does not qualify the employee for the two (2) hour minimum.

ARTICLE XV. CALL BACK TIME

An employee who is called to duty during his/her scheduled off-duty time shall receive a minimum of two (2) hours' pay at one and one-half (1-1/2) times the employee's base pay rate. An extension or early report to a regularly scheduled shift for duty does not qualify the employee for the two (2) hour minimum.

ARTICLE 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. In 1990 up to fifteen dollars (\$15.00) of the maximum amount may be used for dental insurance. 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 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 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.

#### ARTICLE XVII. UNIFORMS

The Employer shall provide required uniform and equipment items.

#### ARTICLE XVIII. INJURY ON DUTY

The Employer would provide Injury on Duty Pay for Employees injured while on duty as the result of an Overt Act of another person. The Injury on Duty would have a three (3) day waiting period and a maximum of ninety (90) working days that would not be deducted from sick leave or vacation accrual.

#### ARTICLE XIX. TUITION

City policy.

#### ARTICLE XX. VACATION SCHEDULE

The following vacation schedule is hereby established:

0 thru 5 years of service.	---	12 days per year
Starting at 6 years thru 10 years of service.	---	17 days per year
Starting your 11th year and each additional year to follow.	---	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 (1) year. In no case may the total number of vacation hours accrued exceed 240 hours.

#### ARTICLE XXI. HOLIDAYS

20.1 All employees 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.

20.2 Eleven (11) holidays are figured into the current schedule to meet the work year requirement.

20.3 One (1) personal holiday per year will be granted subject to standard vacation policy and approval of the Chief of Police.

#### ARTICLE XXII. WAGES

The hourly wage rates are as follows:

<u>Length of Employment</u>	<u>1990 (hourly)</u>
Start	\$ 10.18
After 6 Months	\$ 10.59
After 12 Months	\$ 11.51
After 24 Months	\$ 12.07
After 36 Months	\$ 12.62
After 48 Months	\$ 12.87

#### ARTICLE XXIII. 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 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, dental appointments, legal quarantine, or death or serious illness in the immediate family.

Employees claiming sick leave may be 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 may be cause for disciplinary action.

ARTICLE XXIV. SEVERANCE

Employees terminating their employment with the City after December 31, 1982 with ten (10) years or more of continuous service, except employees who are discharged for cause, will be paid thirty-three and one third (33-1/3%) of the employee's accumulated sick leave including "banked sick leave" to a maximum cap of 960 hours.

ARTICLE XXV. 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 31st day of December, 1990.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement this \_\_\_\_\_ day of \_\_\_\_\_, 1990.

FOR THE CITY OF CRYSTAL

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---

FOR I.B.T., LOCAL NO. 320

*Judith Baker*

---

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Memorandum

DATE: April 19, 1990  
TO: Jerry Dulgar, City Manager  
FROM: Darlene George, City Clerk *Darlene*  
SUBJECT: Steve O's Outside Cafe  
4900 West Broadway

In a telephone conversation with Steven Weisenman on April 18, he indicated that the sidewalk cafe at the above referenced location, approved by the City Council December 5, 1989, would be in operation May 20, 1990.

I contacted Tom Lee at Minnesota Liquor Control to inquire about any amendments to the liquor license of Steve O's required by the State of Minnesota to operate the outside cafe. His response was there would be no further requirements by the State as far as the dram shop insurance is concerned, but that the City Council should approve a change in the license to include the outside property, issue a new license with the additional property indicated on it, and send a copy to Minnesota Liquor Control and to Steve O's insurance company.

I recommend that this be placed on the May 1st City Council agenda for approval along with the insurance certificate for \$500,000 coverage as approved by Council and a hold harmless waiver as recommended by the City Attorney.

cc: Bill Monk

# APPLICATION FOR LICENSE

4141 Douglas Drive, Crystal, Minnesota 55422

HONORABLE CITY COUNCIL  
CRYSTAL, MINNESOTA

(Amended to include Outside Cafe May 1, 1990)

GENTLEMEN:

I Steven Weisman Industries, Inc. dba  
WE Steve O's

4900 West Broadway  
Crystal, MN 55429

Fee, \$ 5,500 + bond & Ins. .

New ..... Renewal...x.....

Telephone 537-5970  
577-5448 (H)

enclose the sum of TWO THOUSAND SEVEN HUNDRED FIFTY AND no/100 - DOLLARS  
to the City of Crystal as required by the Ordinances of said City and have complied with all the  
requirements of said Ordinances necessary for obtaining this License:

NOW, THEREFORE, I

Steven Weisman Industries, Inc. dba Steve O's .....hereby make application to  
sell liquor on-sale at 4900 West Broadway to include an outside cafe  
as identified on Exhibit "A" on file with the City Clerk.  
for the period 7-1-89 .....through 6-30-90 .....subject to all  
conditions and provisions of said Ordinance.

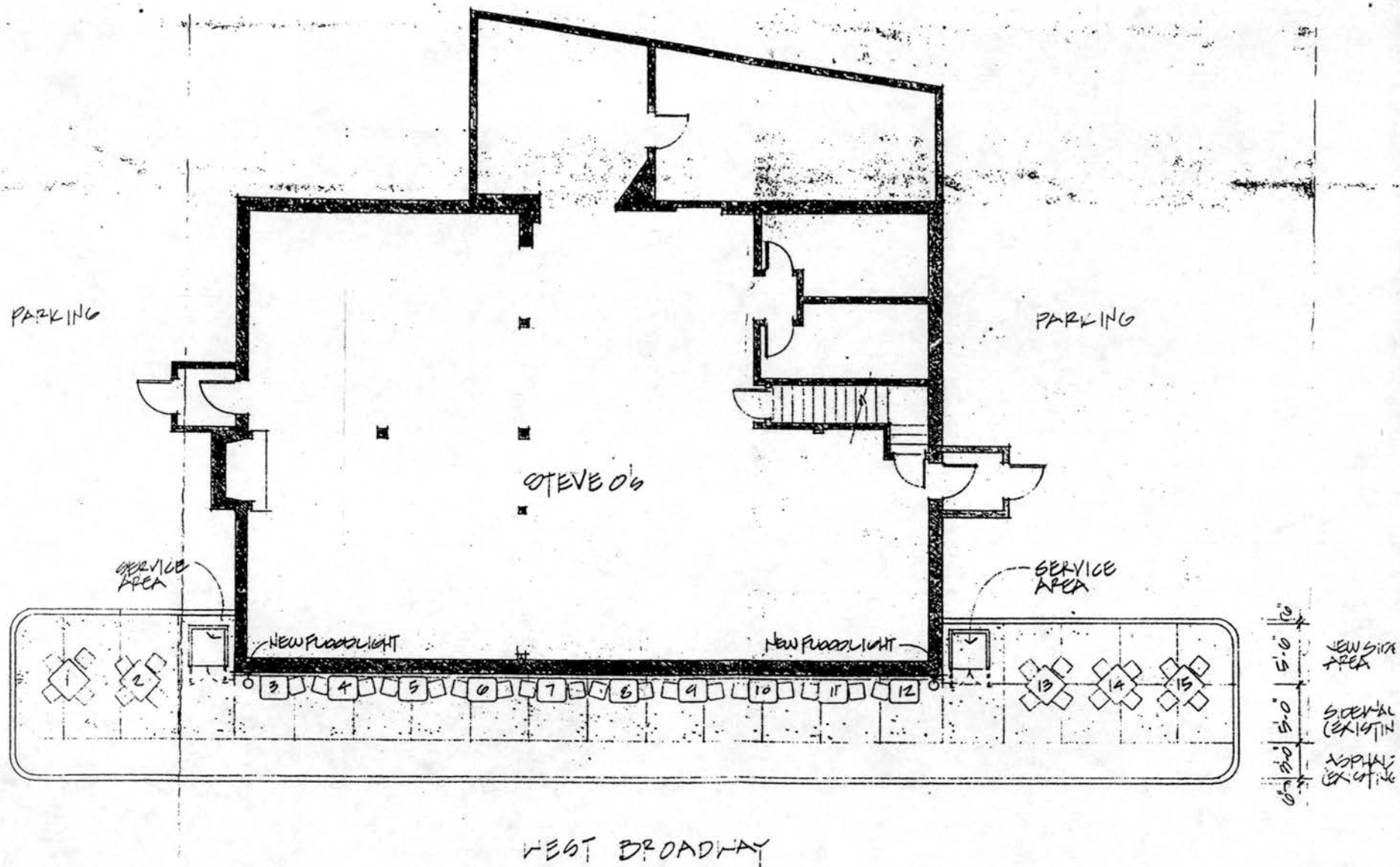
City Use Only

*Steven Weisman*

Signature of Applicant



Exhibit "A"



ISSUE DATE (MM/DD/YY)

4-23-90

Bloom Insurance Agency  
Griggs-Midway Building Suite N496  
1821 University Avenue  
St. Paul, MN 55104

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW

## COMPANIES AFFORDING COVERAGE

SUB-CODE

Steven Weisman Industries, Inc.  
DBA Steve O's  
4900 West Broadway  
Crystal, MN 55429

Illinois Insurance Exchange

COMPANY LETTER E

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED, NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

CO LTR	TYPE OF INSURANCE	POLICY NUMBER	POLICY EFFECTIVE DATE (MM/DD/YY)	POLICY EXPIRATION DATE (MM/DD/YY)	ALL LIMITS <del>2000000000</del>
A	GENERAL LIABILITY	DOL 0202058841	8-14-89	8-14-90	GENERAL AGGREGATE \$ 500,000
	<input checked="" type="checkbox"/> COMMERCIAL GENERAL LIABILITY <input type="checkbox"/> CLAIMS MADE <input checked="" type="checkbox"/> OCCUR. OWNER'S & CONTRACTOR'S PROT.				PRODUCTS-COMP/OPS AGGREGATE \$ 500,000 PERSONAL & ADVERTISING INJURY \$ 500,000 EACH OCCURRENCE \$ 500,000 FIRE DAMAGE (Any one fire) \$ MEDICAL EXPENSE (Any one person) \$ 500
	AUTOMOBILE LIABILITY				COMBINED SINGLE LIMIT \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE \$
	EXCESS LIABILITY				EACH OCCURRENCE \$ AGGREGATE \$
	OTHER THAN UMBRELLA FORM				
	WORKER'S COMPENSATION AND EMPLOYERS' LIABILITY				STATUTORY \$ (EACH ACCIDENT) \$ (DISEASE-POLICY LIMIT) \$ (DISEASE-EACH EMPLOYEE)
	OTHER				

DESCRIPTION OF OPERATIONS/LOCATIONS/VEHICLES/RESTRICTIONS/SPECIAL ITEMS

**CERTIFICATE HOLDER**

City of Crystal  
City Hall  
4141 Douglas Drive North  
Crystal, MN 55422

**CANCELLATION** \*\*10 days written cancellation notice for non-payment; 30 days written cancellation for any other reason

EXPIRATION DATE THEREOF, THE ISSUING COMPANY WILL ~~INTERVENE~~

MAIL 33 DAYS WRITTEN NOTICE TO THE CERTIFICATE HOLDER NAMED TO THE

LEFT, XXX

XX

**AUTHORIZED REPRESENTATIVE**

**ACORD 25-S (3/88)**

©ACORD CORPORATION 1988

CITY OF CRYSTAL  
OWNER INDEMNITY AGREEMENT FOR  
STEVEO'S OUTSIDE CAFE

Steven A. Weisman, as owner of SteveO's, agrees to hold harmless, indemnify, and defend the City of Crystal from and against any and all incidents, claims, losses, damages, liability and costs, including but not limited to all costs of defense, excepting any caused by City of Crystal, its agents or employees, arising out of or any way connected with the operation of an outside cafe and all associated design, construction, operation and maintenance of that cafe at owner's property located at 4900 West Broadway, Crystal, Minnesota.

CITY OF CRYSTAL

\_\_\_\_\_  
MAYOR

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

\_\_\_\_\_  
DATE

STEVEN A. WEISMAN

BY:

Steven Weisman  
OWNER OF STEVEO'S

4-26-90

\_\_\_\_\_  
DATE

STATE OF MINNESOTA)  
COUNTY OF HENNEPIN) SS

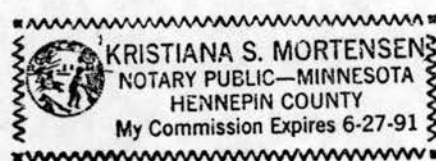
On this \_\_\_\_\_ day of \_\_\_\_\_, 1990, before me, a Notary Public within and for said County, personally appeared Mayor Betty Herbes and City Manager Jerry Dular known to me to be the persons described herein, and who executed the foregoing instrument, and acknowledged that they executed the same as their free act and deed.

\_\_\_\_\_  
Notary Public  
\_\_\_\_\_  
County  
My Commission expires \_\_\_\_\_

STATE OF MINNESOTA)  
COUNTY OF HENNEPIN) SS

On this 26<sup>th</sup> day of April, 1990, before me, a Notary Public within and for said County, personally appeared Steven Weisman, as Owner of SteveO's, known to me to be the person described herein, and who executed the foregoing instrument, and acknowledged that he executed the same as his free act and deed.

K. S. Mortensen  
\_\_\_\_\_  
Notary Public  
\_\_\_\_\_  
County  
My Commission expires \_\_\_\_\_





F.Y.I Item #9



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

ADMINISTRATIVE OFFICE

November 9, 1989

Mr. Steve Weisman  
SteveO's  
4900 West Broadway  
Crystal, MN 55429

Dear Mr. Weisman;

As you are aware on Wednesday night, November 8, 1989, the City Council approved the non-conformity expansion and parking variances required to operate an outside cafe at SteveO's as detailed on your site plan dated October 19, 1989. The Council's approval was contingent upon the following twelve conditions:

- 1) Both variances be issued for a one-year time period with renewal required to continue the use. Approval shall include issuance of a permit to use a portion of the public sidewalk for operation of a cafe.
- 2) An insurance certificate covering public liability in the amount of ~~\$600,000~~ be filed with the City naming Crystal as additionally insured.  
*\$500,000 12-5-89*
- 3) The owner/operator furnish Crystal with a waiver of liability to indemnify the City in relation to operation of the cafe.
- 4) The cafe be prohibited from operating after 9 p.m.
- 5) Usage of the cafe shall be associated with dining and not an extension of the bar for drinking only.
- 6) Owner/operator shall secure approval from Hennepin County to use the right-of-way of West Broadway for the cafe operation.
- 7) Owner/operator shall apply for an amended liquor license covering the outside cafe area.

Mr. Steve Weisman  
November 9, 1989  
Page 2

- 8) City maintains the right to review the cafe use if upgrade of West Broadway is pursued by Hennepin County.
- 9) Tables 1, 2, 13, 14 and 15 be moved back onto the new proposed concrete walk to minimize use of public sidewalk.
- 10) Outside lighting be arranged to minimize impact on passing traffic and be turned off when cafe is closed.
- 11) Owner/operator be charged with litter patrol of area on a daily basis.
- 12) Tables and chairs to be removed from site during off-season periods.

Should you wish to submit additional data regarding reconsideration of the amount of public liability insurance, please let me know.

Sincerely,

William Monk  
City Engineer

WM:jrs

cc: Jerry Dulgar  
James Mossey  
Tom Heenan

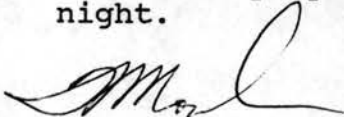
DATE: April 24, 1990  
TO: Jerry Dulgar, City Manager  
FROM: Bill Monk, City Engineer  
SUBJECT: Yunkers Park

Back in February the City Council approved the preliminary grading and drainage plan for improvements along the south edge of Yunkers Park. The project represents a joint effort with the City of New Hope to correct, or at least minimize, downstream flooding problems. Specifically, the proposed project includes installation of catch basins on Yukon Avenue with an outlet pipe directed into the park drainage basin together with general grading of the area to raise the berm about one and one-half feet. The holding capacity of the existing basin in the park will therefore be increased by 25%.

It has been determined that adjacent structures in Crystal will not be impacted by the proposed ponding modifications. Additionally, property owners abutting the park have been alerted to the possibility of a project as part of a general neighborhood meeting. The Park and Recreation Commission was also made aware of the project and noted no problems as long as the park use was unaffected.

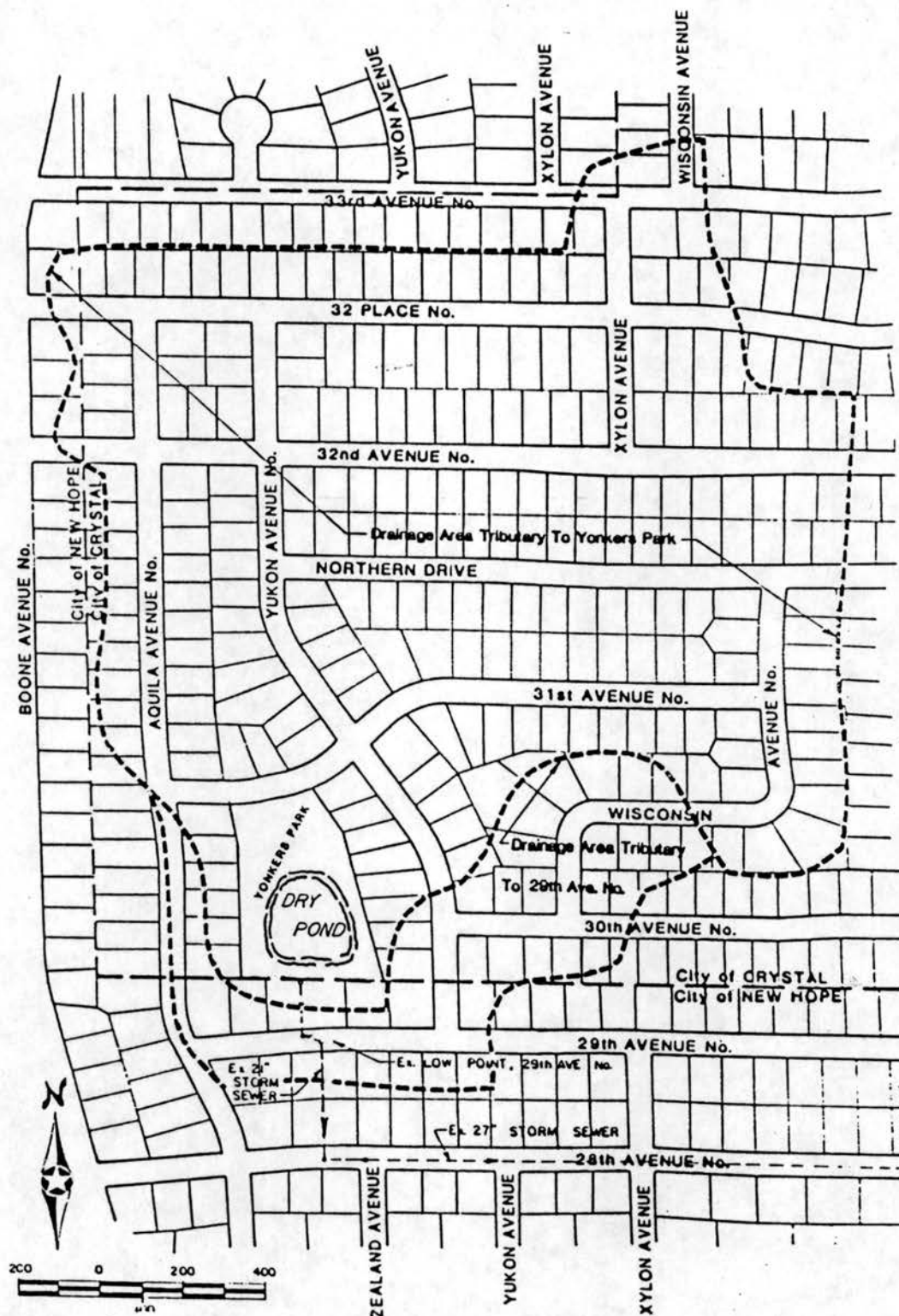
At this point New Hope has approved the project and agreed to contract for all the grading work which directly impacts the New Hope residents. It is the recommendation of the Engineering Department that Crystal approve the joint improvement project in Yunkers Park and agree to install the catch basins and outlet pipe. Further, that up to \$4,000 be appropriated from the Infrastructure Fund to pay for the material costs associated with the construction which will be handled by our Utility Department.

I will be prepared to present this item in detail on Tuesday night.



WM:jrs

Encls



**YUNKERS PARK  
DRAINAGE IMPROVEMENTS  
NEW HOPE, MINNESOTA**



**Panestros  
Rosene  
Anderlik &  
Associates**

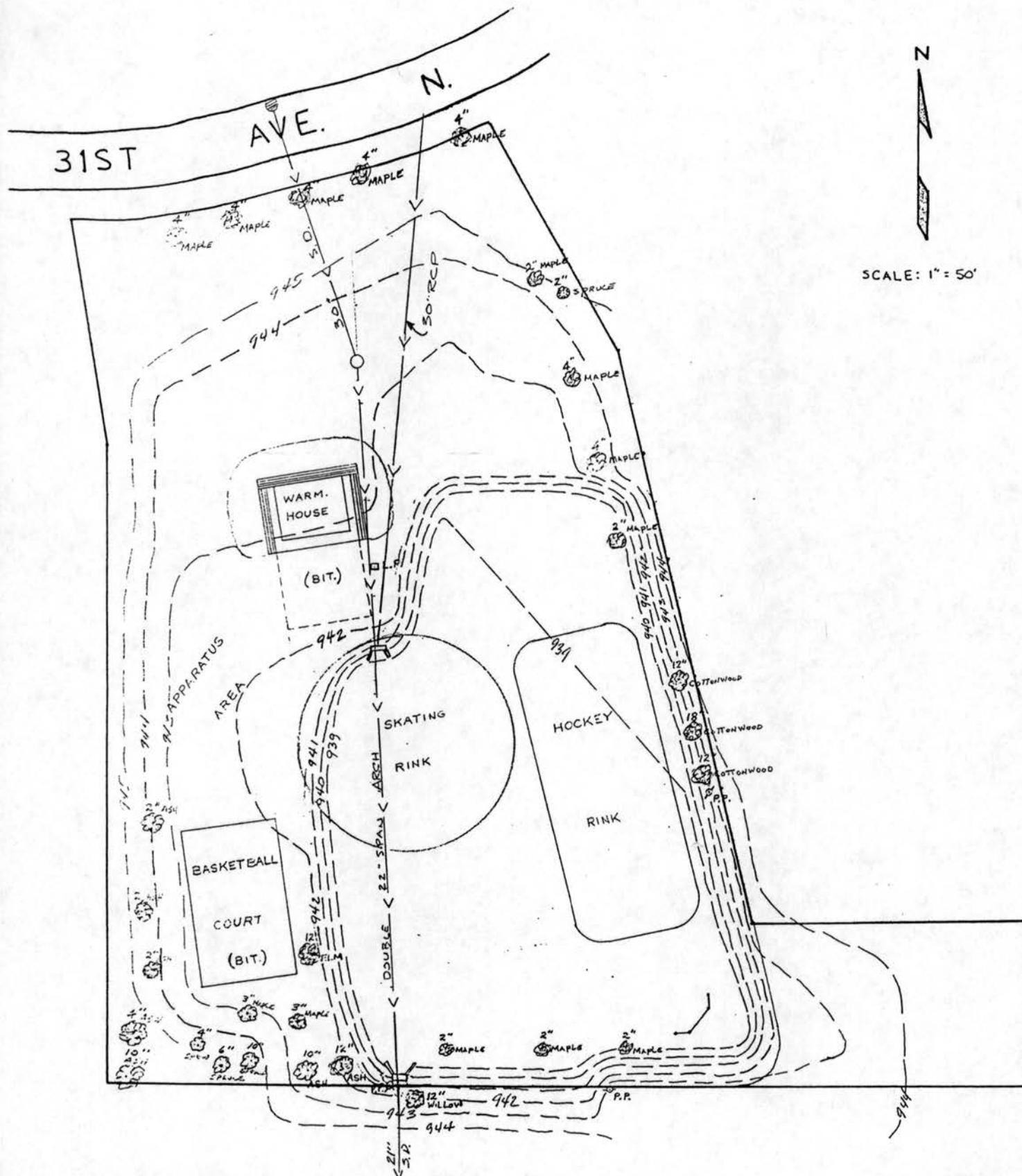
Engineers & Architects

St. Paul, Minnesota

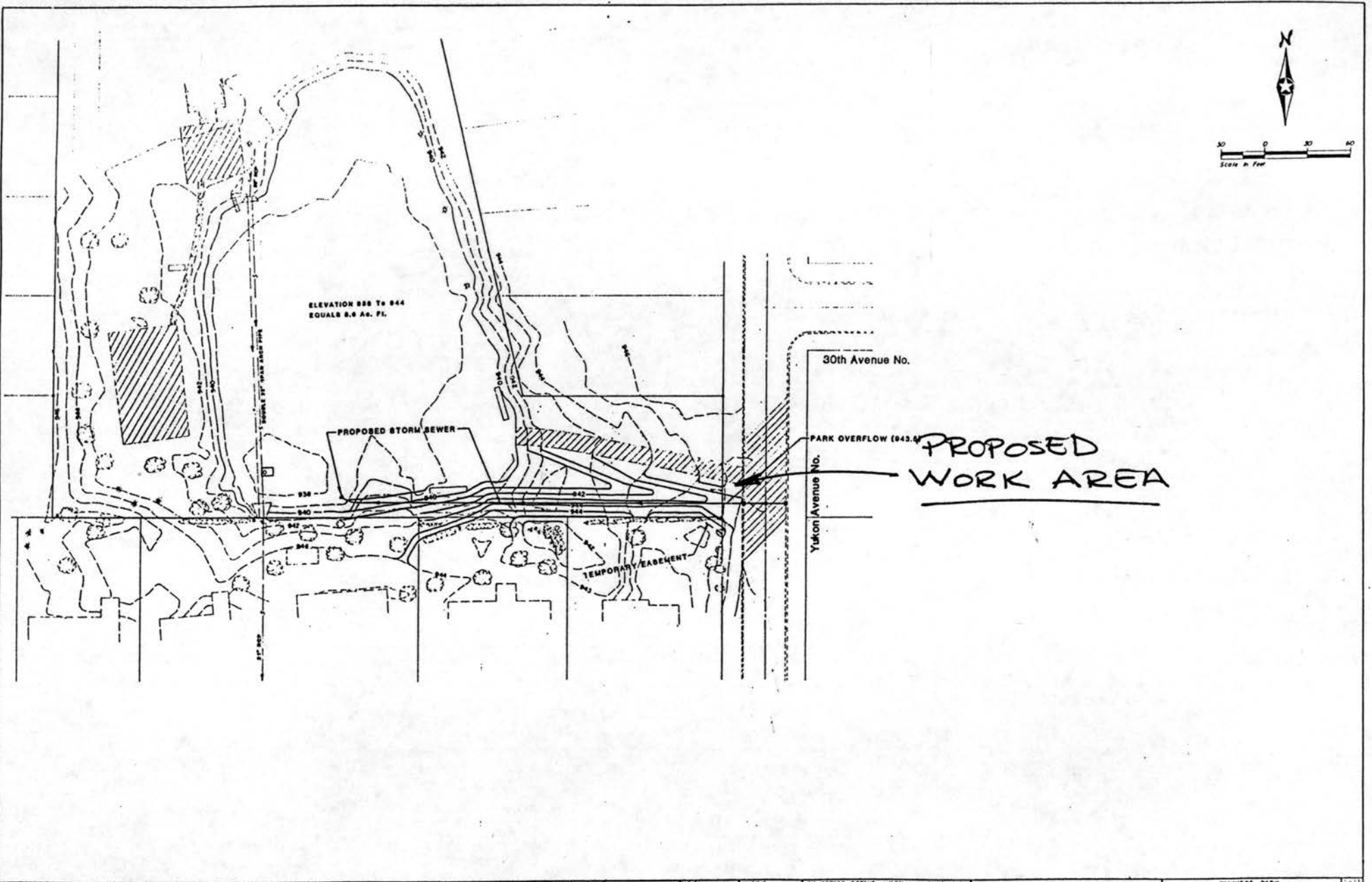
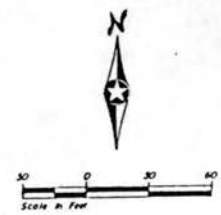
Date: AUG. 1989  
Comm. 34105

Fig. No. 1





YUNKER PARK  
(Existing Conditions)



BONESTROO, ROSENE, ANDERLIN & ASSOC., INC. 1989

7/15/90 *Mark Hann*

DRAWN BY	BAR	NO. 1000
CHECKED BY	BAR	7/15/90 SEE COMMENTS
DESIGNED BY	BAR	
IN CHARGE	BAR	

BONESTROO, ROSENE, ANDERLIN & ASSOC., INC.  
Engineers & Architects  
St. Paul, Minnesota

NEW HOPE, MINNESOTA  
DATE: SEPT 1989 DRAW: 34-105

YUNKERS PARK  
PRELIMINARY GRADING PLAN

TO : BILL MONK, PUBLIC WORKS DIRECTOR  
FROM : JOHN E. HILL, JR., UTILITIES SUPERINTENDENT  
SUBJ : YUNKERS PARK STORM SEWER PROJECT  
DATE : APRIL 10, 1990

THIS QUOTE IS FOR INSTALLATION OF (2) CATCH BASINS ON EACH SIDE OF YUKON AVENUE AND SOUTH OF 30TH AVENUE NORTH. FROM THESE CATCH BASINS APPROXIMATELY 335 LINEAL FEET OF 15" PVC, SDR 35 SHALL BE LAYED WEST TO EXISTING STORM SEWER LOCATED IN YUNKERS PARK.

MATERIAL: 335' OF 15" PVC, ASTM D3034, SDR35 @ \$ 9.00/FT = \$ 3015  
50' OF 12" PVC, ASTM D3034, SDR35 @ \$ 6.00/FT = \$ 300  
2 R-3067L CATCH BASINS WITH BOX @ \$ 167.00E = \$ 334  
80 8X8X16" BLOCKS FOR C. BASINS @ \$ .75E = \$ 60  
MISC. (BRICKS, SAND, MOTAR ETC..) @ \$ = \$ 50

SUB TOTAL = \$ 3759

EQUIPT. : BACKHOE #433 FOR APPROX. 48 HOURS @ \$ 45/HR. = \$ 2160  
1 TON DUMP TRUCK #449 12 HOURS @ \$ 16/HR. = \$ 192  
1 EQUIPMENT TRUCK #427 48 HOURS @ \$ 7/HR. = \$ 336

SUB TOTAL = \$ 2688

LABOR : 2 MEN FOR INSTALLATION @ \$ 25.83E X 48 HOURS = \$ 2480

SUB TOTAL = \$ 2480

GRAND TOTAL = \$ 8927

DATE: April 26, 1990  
TO: Jerry Dulgar, City Manager  
FROM: Bill Monk, City Engineer  
SUBJECT: Sumter Avenue Closure

In response to a neighborhood petition that included a number of Crystal residents, the City of New Hope barricaded Sumter Avenue at the Crystal/New Hope boundary. The closure took place last fall in an effort to redirect thru traffic movements, generated by the Winnetka Village Apartments, out of the residential area to nearby collectors such as Winnetka Avenue.

While this office never supported the closure, no formal comments were forwarded as New Hope described the barricade as a temporary measure. To gauge the response of Crystal residents to the closure, a neighborhood meeting was held. The consensus was overwhelming that the barricade should remain as long as the following two conditions could be met:

- 1) The existing barricade should be removed and rebuilt with a structure that better allows for pedestrian and bicycle movements. Also, the structure should be designed to fit the area in terms of an aesthetic layout with landscaping.
- 2) The structure should be moved south 15 to 25 feet (as much as possible) to lessen the impact on the driveway at 2947 Sumter Ave. N., allow for increased snow storage and afford better access to the nearby fire hydrant.

With this in mind, I have worked on a revised closure design that has been sent to nearby residents for review and comment. All comments received to date have been favorable.

At this point, New Hope has approved the revised closure layout and is requesting Crystal enter into a joint project to construct the redesign. New Hope's position is that Crystal residents will benefit from and are in favor of the project. Secondly, that the closure was necessitated by the apartments in Crystal.

It should be noted that New Hope has been cooperative in working with this office on this matter. Additionally, all reconstruction is proposed in New Hope, and New Hope is prepared to contract for all construction. Their request for Crystal participation involves Crystal covering 50% of the construction costs.



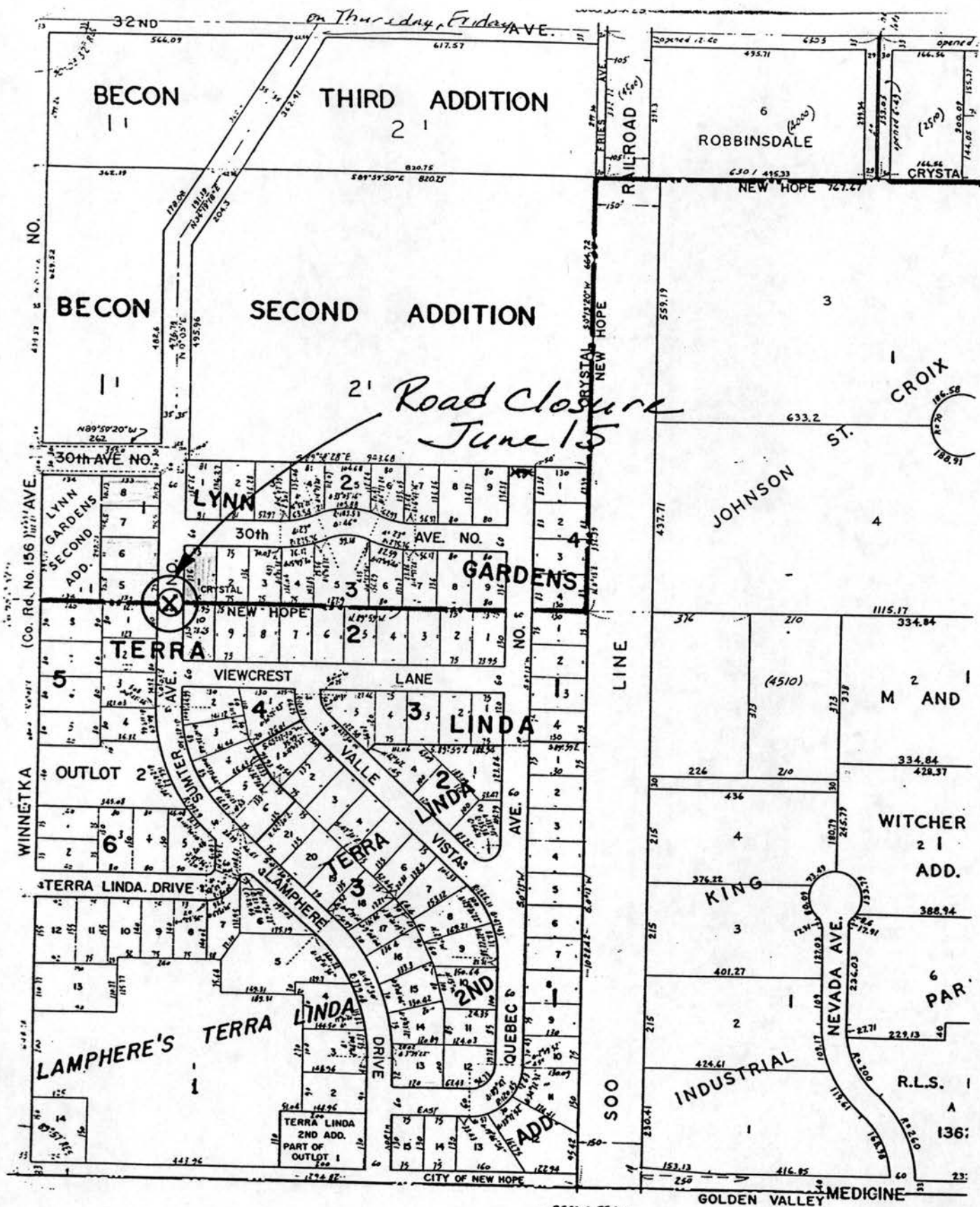
Jerry Dulgar  
April 26, 1990  
Page 2

Due to the position of Crystal residents on this matter, I recommend Crystal work with New Hope on this project and allocate an amount not to exceed \$2,000 from the Infrastructure Fund to cover 50% of the costs on the Sumter Avenue closure.

A handwritten signature in cursive script, appearing to read "J. Monk".

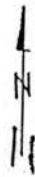
WM

Encls



REMOVE S4' B6-18  
INSTALL B7-68 B6-18

30TH AVE



NO CURB

2946

2947

30'

INSTALL NEW  
B6-18 CURB

CRYSTAL  
NEW HOPE

PLACE 2 REFLECTORIZED SIGNS

TOPSOIL + SOD

REMOVE CURB

REMOVE CURB

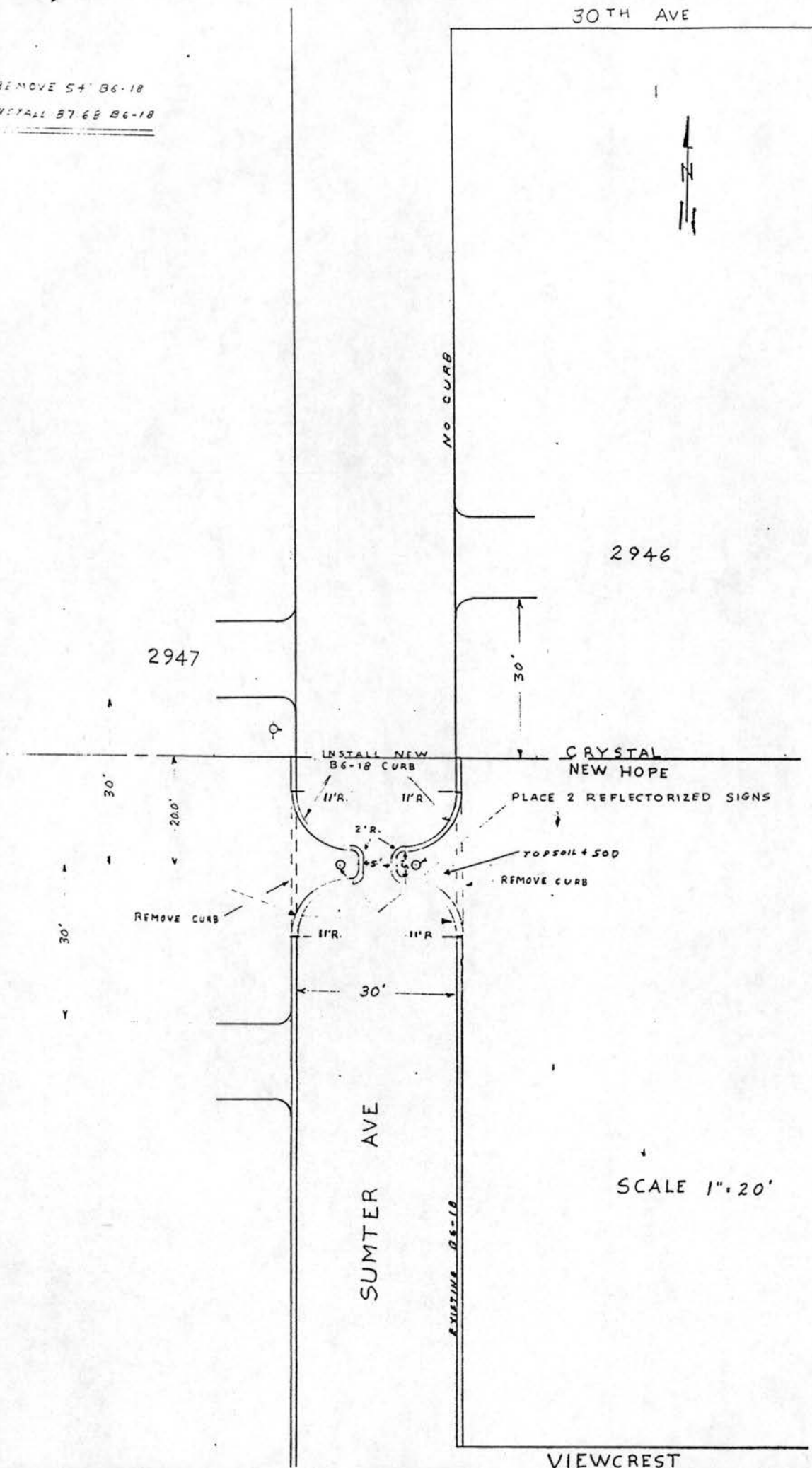
30'

SUMTER AVE

EXISTING B6-18

SCALE 1" = 20'

VIEWCREST



MEMO

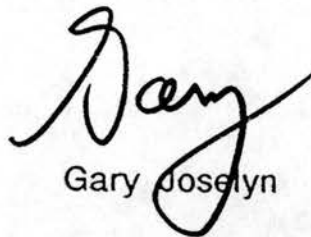
April 17, 1990

Dear Jerry,

Please have someone provide me with the following information:

1. A list of all on-going charitable gambling licenses in the City, showing who holds the license and where the gambling activity is conducted.
2. For the last 12 months, a list of all donations from charitable gambling licensees to the City of Crystal or to any of its departments or agencies, showing the amount and date of the donation, to whom (what) the money was given, and the purpose for which it was used.

Thanks for your help.



Gary Joselyn



CITY OF CRYSTAL  
LIST OF CHARITABLE GAMBLING ORGANIZATIONS

**Celebrity Bowl Charities, Inc.**

5625 Aldrich Avenue South  
Minneapolis, Minnesota 55419

Bus Ph: 612-561-5036

Gambling Location: Doyles Lanes

Treasurer: James Clayton  
Gambling Mgr: Leslie Huikko

Bus Ph: 612-544-6794  
Bus Ph: 612-682-4180

**Church of All Saints**

435 -4th Street Northeast  
Minneapolis, Minnesota 55413

Bus Ph: 612-379-4996

Gambling Location: Paddock Bar

Treasurer: Lori Olson  
Gambling Mgr: Thadesw Dudek

Bus Ph: 612-422-9389  
Bus Ph: 612-379-4477

**Lions Club of Crystal**

6315 - 55th Avenue North, #215  
Crystal, Minnesota 55428

Bus Ph: 612-535-0622

Gambling Location: Palance Inn Broadway Pizza

Treasurer: Anthony Kastanos  
Gambling Mgr: Roland Smothers

Bus Ph: 612-545-4158  
Bus Ph: 612-535-0622

**Knights of Columbus Council 3656 Crystal**

4947 West Broadway  
Crystal, Minnesota 55429

Bus Ph: 612-537-1492

Gambling Location: Knights of Columbus Hall

Treasurer: Don Redden  
Gambling Mgr: George Haasken

Bus Ph: 612-537-4953  
Bus Ph: 612-537-7283

**Elks Lodge 44 Crystal**

5410 Lakeland Avenue North  
Crystal, Minnesota 55429

Bus Ph: 612-533-8360

Gambling Location: Elks Lodge 44 Crystal

Treasurer: Donald Trout  
Gambling Mgr: Ronald Christenson

Bus Ph: 612-533-7244  
Bus Ph: 612-593-8036

**CITY OF CRYSTAL**  
**LIST OF CHARITABLE GAMBLING ORGANIZATIONS**  
**(CONTINUED)**

**Minnesota Therapeutic Camp**

Box 763

Brainerd, Minnesota 56401

Bus Ph: 218-828-2344

Gambling Location: Rostamos

Treasurer: Dick Mans

Bus Ph: 218-828-2344

Gambling Mgr: Larry Hennig

Bus Ph: 612-441-2230

**Lions Club of Robbinsdale**

36th Avenue North and France

American Legion Post 251

Robbinsdale, Minnesota 55422

Bus Ph: 612-588-2788

Gambling Location: Burlings Tally-Ho Restaurant

Treasurer: Ronald Eagles

Bus Ph: 612-533-0800

Gambling Mgr: Jeffrey Carlson

Bus Ph: 612-425-0706

**Cystic Fibrosis Foundation Minnesota Chapter**

430 Oak Grove, Suite B-10

Minneapolis, Minnesota 55403

Bus Ph: 612-871-0462

Gambling Location: Nicklows

Treasurer: Brent Blackey

Bus Ph: 612-537-9914

Gambling Mgr: Paul Schleicher

Bus Ph: 612-871-0462

**VFW Post 494 Crystal**

5222 - 56th Avenue North

Crystal, Minnesota 55429

Bus Ph: 612-537-9914

Gambling Location: VFW Post 494

Treasurer: D.L. Gagnon

Bus Ph: 612-533-0567

Gambling Mgr: Harold Lemke

Bus Ph: 612-537-0852

**Catholic Eldercare, Inc.**

817 Main Street N.E.

Minneapolis, Minnesota 55413

Bus Ph: 612-379-1370

Gambling Location: Knights of Columbus Hall

Treasurer: Thomas Glodek

Bus Ph: 612-378-1331

Gambling Mgr: Carolyn Olson

Bus Ph: 612-339-8703

CITY OF CRYSTAL  
 CHARITABLE GAMBLING CONTRIBUTIONS  
 (Contributions Made to Crystal and its Associations from Gambling Proceeds)  
 Celebrity Bowl Charities

PAYEE	DATE	CONTRIBUTION	AMOUNT
-----			
For Fiscal 1989:			
City of Crystal	09-19-89	Support for Park Board Youth Activities	1,200.00
City of Crystal	09-19-89	Support for Park Board Youth Activities	1,500.00
		TOTAL	2,700.00
			=====

CITY OF CRYSTAL  
 CHARITABLE GAMBLING CONTRIBUTIONS  
 (Contributions Made to Crystal and its Associations from Gambling Proceeds)  
 Crystal Lions Club

PAYEE	DATE	CONTRIBUTION	AMOUNT
FISCAL 1988:			
City of Crystal	02-09-88	Park & Recreation - Playground Equipment Lions Valley Park	3,000.00
City of Crystal	02-25-88	Park & Recreation - Annual Easter Egg Hunt	150.00
City of Crystal	02-27-88	Fire Department - Fire Fighting Equipment	3,000.00
City of Crystal	03-15-88	Park & Recreation - Playground Equipment Lions Valley Park	6,700.00
Crystal/Frolics Comm.	05-09-88	Frolics Queen Sponsor	125.00
City of Crystal	05-23-88	Park & Recreation - 4 (four) Park Benches	1,600.00
City of Crystal	05-23-88	Fire Fighting Equipment	500.00
City of Crystal	05-25-88	Park & Recreation - Prize for Flower Planting Contest	100.00
Cy's Menswear	07-17-88	Police Department - Duffle Bags for Reserve Officers	40.48
Uniforms Unlimited	07-25-88	Police Department - Uniforms For Reserve Officers	430.00
City of Crystal	07-27-88	Fire Department - Purchase of Unbudgeted Equipment	700.00
Crystal City Employees	07-27-88	Employee Appreciation Picnic	75.00
City of Crystal	09-08-88	Park & Recreation - Donation of Park Equipment	1,000.00
Crystal City Employees	09-05-88	Employee Picnic	500.00
City of Crytsal	09-16-88	Police Department - Purchase of Unbudgeted Equipment	2,000.00



CITY OF CRYSTAL  
 CHARITABLE GAMBLING CONTRIBUTIONS  
 (Contributions Made to Crystal and its Associations from Gambling Proceeds)  
 Crystal Lions Club

PAYEE	DATE	CONTRIBUTION	AMOUNT
FISCAL 1989:			
City of Crystal	01-12-89	Park & Recreation - Donation Sno Daze	150.00
City of Crystal	02-25-89	Park & Recreation - Purchase of Unbudgeted Equipment	150.00
Crystal/Frolics Comm.	04-04-89	Annual Frolics Event	150.00
City of Crystal	04-06-89	Fire Department - Purchase of Unbudgeted Equipment	2,500.00
Crystal/Frolics Comm.	04-04-89	Annual Frolics Event	9,939.50
City of Crystal	04-26-89	Park & Recreation - Purchase of Unbudgeted Equipment	3,000.00
City of Crystal	05-25-89	Park & Recreation - Arts in The Park	3,000.00
City of Crystal	06-28-89	Police Department - Crime Prevention Program	1,000.00
City of Crystal	06-28-89	Police Department - DARE Program	3,000.00
City of Crystal	06-28-89	Police Department - Purchase of Unbudgeted Equip (Reserves)	529.00
City of Crystal	06-28-89	Park & Recreation - Purchase of Unbudgeted Equipment	5,025.00
Crystal/Frolics Comm.	06-28-89	Annual Frolics Event	2,919.00
City of Crystal	06-28-89	Park & Recreation - Purchase of Unbudgeted Equipment	2,000.00
City of Crystal	06-28-89	Fire Department - Purchase of Unbudgeted Equipment	1,800.00
Crystal/Frolics Comm.	06-28-89	Annual Frolics Event	500.00
City of Crystal	09-06-89	Police Department - Purchase of Unbudgeted Equipment	4,500.00
City of Crystal	10-11-89	Fire Department - Fire Fighting Equipment	4,500.00
City of Crystal	12-01-89	Community Center - Kitchen Facilities	13,000.00
Crystal City Employees	12-15-89	Employee Picnic	500.00
			78,082.98
			=====

CITY OF CRYSTAL  
 CHARITABLE GAMBLING CONTRIBUTIONS  
 (Contributions Made to Crystal and its Associations from Gambling Proceeds)  
 Cystic Fibrosis Foundation

PAYEE	DATE	CONTRIBUTION	AMOUNT
City of Crystal	1-88 thru 9-88	Required 10% Contribution Per Ordinance (Portion)	9,024.75
City of Crystal	10-88 thru 9-89	Required 10% Contribution Per Ordinance (Portion)	13,904.76
City of Crystal	10-89	Required 10% Contribution Per Ordinance	937.24
City of Crystal	11-89	Required 10% Contribution Per Ordinance	1,018.62
City of Crystal	12-89	Required 10% Contribution Per Ordinance	2,227.57
City of Crystal	01-90	Required 10% Contribution Per Ordinance	2,494.39
City of Crystal	02-90	Required 10% Contribution Per Ordinance	3,110.14
City of Crystal	03-90	Required 10% Contribution Per Ordinance	4,210.65
		TOTAL	36,928.12

Note: This organization currently owes the City \$12,406.43 for the period ended 09-88 and \$14,530.78 for the period ended 09-89 to comply with Code Section 1100.9, Subd. 8 of the City Ordinances.

## CITY OF CRYSTAL

## CHARITABLE GAMBLING CONTRIBUTIONS

(Contributions Made to Crystal and its Associations from Gambling Proceeds)

Elks Lodge #44 Crystal

PAYEE	DATE	CONTRIBUTION	AMOUNT
FISCAL 1988:			
City of Crystal	02-03-88	Park & Recreation - Support for Childrens Programs	100.00
City of Crystal	02-17-88	Park & Recreation - Annual Easter Egg Hunt	75.00
Crystal/Frolics Comm.	05-12-88	Frolics Queen Sponsor	125.00
City of Crystal	05-16-88	Park & Recreation - Arts in The Park	100.00
City of Crystal	06-07-88	Police Department - Crime Prevention Program	50.00
Crystal/Frolics Comm.	07-31-88	Annual Frolics Event	250.00
City of Crystal	08-22-88	Police Department - Drug Programs	308.05
Crystal Fire Relief Assn	08-24-88	Raffle Tickets	10.00
FISCAL 1989:			
City of Crystal	02-15-89	Park & Recreation - Annual Easter Egg Hunt	150.00
Crystal/Frolics Comm.	03-15-89	Frolics Queen Sponsor	150.00
City of Crystal	03-15-89	Fire Department - Specialized Flashlights with Batteries	500.00
Crystal Police Relief	05-01-89	Festival Tickets	24.00
Crystal Fire Relief Assn	05-18-89	Raffle Tickets	10.00
City of Crystal	10-31-89	Donation to Business Council	50.00
FISCAL 1990:			
City of Crystal	02-21-90	Park & Recreation - Annual Easter Egg Hunt	150.00
City of Crystal	02-27-90	Park & Recreation - Community Center Donation	100.00
TOTAL			2,152.05

CITY OF CRYSTAL  
 CHARITABLE GAMBLING CONTRIBUTIONS  
 (Contributions Made to Crystal and its Associations from Gambling Proceeds)  
 Knights of Columbus Council 3656

PAYEE	DATE	CONTRIBUTION	AMOUNT
FISCAL 1988:			
City of Crystal	02-06-88	Police Department - Crime Prevention Program	200.00
City of Crystal	02-06-88	Prak & Recreation - Park Benches	800.00
Crystal/Frolics Comm.	08-04-88	Annual Frolics Event	350.00
City of Crystal	08-04-88	Fire Department - Printing for Safety Program	10.00
Crystal/Frolics Comm.	09-06-88	Annual Frolics Event	350.00
FISCAL 1989:			
City of Crystal	03-16-89	Police Department - Education Fund	100.00
City of Crystal	06-16-89	Police Department - DARE Program	500.00
City of Crystal	04-21-89	Police Department - Safety Program	60.00
Fire Relief Assn.	05-20-89	Donation	10.00
Fire Relief Assn.	05-20-89	Contribution for Fire Prevention	200.00
City of Crystal	06-15-89	Park & Recreation - City Parks	1,000.00
City of Crystal	10-05-89	Park & Recreation - Holiday Decoration	100.00
FISCAL 1990:			
City of Crystal	02-15-90	Community Center - Senior Programs	100.00
City of Crystal	03-08-90	Fire Department - Emergency Equipment	2,000.00
City of Crystal	03-22-90	Police Department - Bike Safety Program	100.00
TOTAL			5,880.00



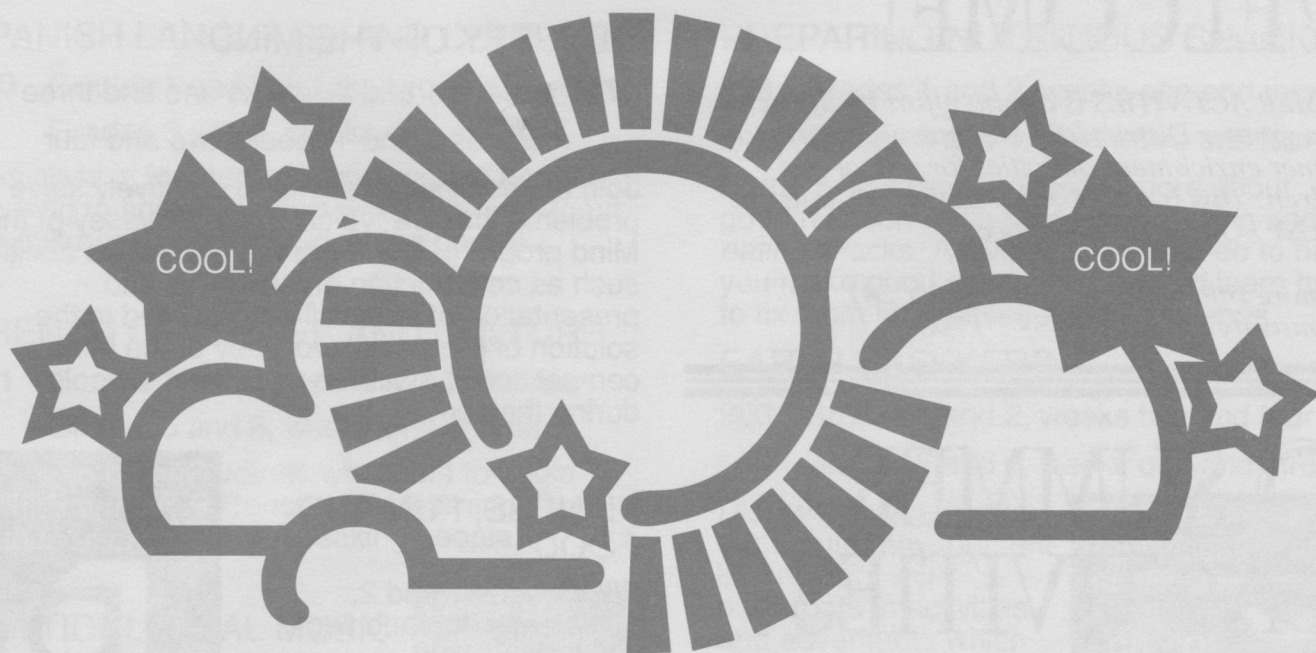
CITY OF CRYSTAL  
CHARITABLE GAMBLING CONTRIBUTIONS  
(Contributions Made to Crystal and its Associations from Gambling Proceeds)  
Robbinsdale Lions Club

PAYEE	DATE	CONTRIBUTION	AMOUNT
FISCAL 1989:			
Fire Relief Assn.	10-24-89	Donation	3,000.00
TOTAL			3,000.00
			=====

Note: No report received since October 1989.

CITY OF CRYSTAL  
 CHARITABLE GAMBLING CONTRIBUTIONS  
 (Contributions Made to Crystal and its Associations from Gambling Proceeds)  
 VFW Post 494

PAYEE	DATE	CONTRIBUTION	AMOUNT
FISCAL 1988:			
City of Crystal	02-09-88	Park & Recreation - Playground Equipment at Twin	15,000.00
City of Crystal	02-19-88	Park & Recreation - Annual Easter Egg Hunt	75.00
Crystal Police Relief	03-20-88	Benefit Fund	30.00
City of Crystal	03-20-88	Police Department - Bike Rodeo	125.00
North Country Flags	05-05-88	Park & Recreation - Flag for Becker Park	23.32
Crystal/Frolics Comm.	05-09-88	Frolics Queen Sponsor	125.00
City of Crystal	05-30-88	Park & Recreation - 5 (Five) Benches for Becker Park	2,000.00
City of Crystal	05-30-88	Park & Recreation - Arts in The Park	500.00
Crystal/Frolics Comm.	07-24-88	Frolics Queens Pageant	105.00
City of Crystal	08-01-88	Fire Department - North Station Open House	10.00
City of Crystal	08-01-88	Park & Recreation - Crystal Youth Wrestling	500.00
City of Crystal	08-01-88	Park & Recreation - 2 (Two) Flags for Becker Park	116.60
City of Crystal	10-30-88	Park & Recreation - Becker Park Dedication	125.00
City of Crystal	10-30-88	Community Center - Voters Education Booklet	400.00
FISCAL 1989:			
City of Crystal	03-23-89	Police Department - Bike Safety Program	150.00
City of Crystal	03-23-89	CPR & First Aid Program	100.00
City of Crystal	04-17-89	Police Department - DARE Program	3,000.00
Crystal Police Relief	04-17-89	Child Safety Program	60.00
City of Crystal	05-15-89	Park & Recreation - Arts in The Park	100.00
Crystal/Frolics Comm.	07-27-89	Ice Cream for Annual Frolics Event	183.50
Crystal/Frolics Comm.	08-20-89	1/4 of Pull Tab Net	260.86
FISCAL 1990:			
City of Crystal	02-23-90	Police Department - DARE Program	3,000.00
City of Crystal	02-23-90	Community Center - Donation	100.00
TOTAL			26,089.28



# SUMMER ACTIVITIES 1990

for students in grades kindergarten through eight.

A joint-venture program of

District 281

Community Education

Northwest YMCA

Camp Fire Boys and Girls

Park and Recreation

Departments of:

Crystal

Golden Valley

New Hope

Plymouth

Robbinsdale

JOIN IN!  
4 Weeks  
of FUN

June 18 - 22, June 25 - 29, July 9 - 13, July 16 - 20

8:45 a.m. - 12:15 p.m.



# WELCOME!

SUMMER ACTIVITIES is a joint effort by agencies of the greater District 281 community to provide summer enrichment activities for school-age children. This is a cooperative effort initiated by the JUST FOR KIDS committee.

For more information, call District 281 Community Education, 535-1790.

## SUMMER ACTIVITIES 1990

for students in grades kindergarten through eight.

Grade level just completed is also the grade level during summer.

### KINDERGARTEN KALEIDOSCOPE

**900** K only, all four weeks

*Kaleidoscope* meets for the entire morning. Children will be engaged in many delightful and lively activities both indoors and outdoors: music, art, physical education, science, things they like to do! This activity is for children who have completed kindergarten and will enter first grade in September.

### WEATHER

**964** Grades 1 and 2, all four weeks

Meteorologists love Minnesota and you'll see why in this activity! Students will be very active. Much of the time will be spent outdoors discovering principles of our weather.

### PAINTING AND COLOR

**902** Grades 1 and 2, all four weeks

Explore the world of paint. Practice color mixing and painting pictures... let your colors glow this summer!

### ODYSSEY OF THE MIND

**971** Grades 1 and 2, weeks one and three  
Grades 3 and 4, weeks two and four

Join teams of six or seven to creatively solve problems that are typical in the Odyssey of the Mind program. A wide range of creative abilities such as construction of structures and presentation of skits will be practiced in the solution of problems. Odyssey of the Mind competition is available in several schools during the school year.

### FITNESS, FUN AND FOOD

**963** Grades 1 and 2,  
weeks one and two  
Grades 3 and 4,  
weeks three and four

Explore yourself through fitness topics, movement, music, art and snacks. Some of the topics covered will be gravity, spinning, balance, aerobics and coordination.

Offered by  
Plymouth Park  
and Recreation



### THINKING CREATIVELY

**974** Grades 1 and 2, weeks two and four  
Grades 3 and 4, weeks one and three

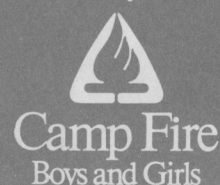
This activity was designed by math teachers to involve students in sequential problem solving. Printed materials, computer programs and robots may be used.

### CRIMEBUSTERS

**976** Grades 1 and 2,  
weeks one and three  
Grades 3 and 4,  
weeks two and four

Learn to make a choice! Find out what to do about problems or difficult situations... and make friends and play games, too! The program emphasizes building self-esteem; emergency and fire safety; stranger-danger; first aid; and self-reliance skills. Community leaders will visit to talk and share. Participants will receive a CRIMEBUSTERS T-shirt. **NOTE: This activity meets for the whole morning, so students in CRIMEBUSTERS won't take another activity during the same week.**

Offered by



### SPANISH LANGUAGE AND CULTURE

**920** Grades 1 and 2, weeks two and three  
Grades 3 and 4, weeks one and four

This class is for students who want to begin learning to speak Spanish while learning about the cultures of Spanish-speaking people.

### FRENCH LANGUAGE AND CULTURE

**921** Grades 3 and 4, weeks two and three  
Grades 5 and 6, weeks one and four

This class is for students who want to begin learning to speak French while learning about the cultures of French-speaking people.

### MULTICULTURAL MUSIC

**959** Grades 1 and 2,  
weeks two and four  
Grades 3 and 4  
weeks one and three

Music and songs will help you feel what it is like to be a child in another culture! For example, the Amazon River region is demonstrated by creating sounds of the jungle using bird whistles, drums and other instruments. Songs are learned in the native language. You may register for one or both classes; they are different.

Offered by  
Crystal Park  
and  
Recreation



### PREPARING NUTRITIOUS SNACKS

**928** Grades 1 and 2, weeks one and three  
Grades 3 and 4, weeks two and four

Come to this class and learn more about good nutrition while preparing, serving and eating snacks. Activities are designed to help you make good snack choices and learn how to fix them for yourself and your friends.

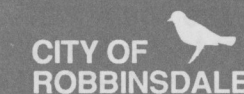
### EARTH TREKKERS

**960** Grades 1 and 2, weeks two and four  
Grades 3 and 4, weeks one and three

Discover how amazing our natural environment is. Trekkers will participate in activities and adventures which will encourage exploration,

appreciation, respect and enjoyment of the world around us. Each week will offer different activities including a walking field trip to a neighborhood park.

Offered by  
Robbinsdale Park  
and Recreation



### FLIGHT

**965** Grades 3 and 4, weeks two and four

Discover and practice the principles of flight indoors and out. The activity will culminate with a paper airplane contest.

### KITCHEN PHYSICS

**968** Grades 3 and 4, weeks one and three

Here's fun with physics experiments using household equipment and kitchen ingredients. You will use the scientific method to record observations and discuss findings with other participants. (Then show your parents what you have learned!)

### DRAWING AND CARTOONING

**903** Grades 3 and 4, all four weeks

Artists in this class will learn and practice skills of observation and record those observations by drawing. You will discover techniques of drawing cartoons and expressing your ideas in this form.

Transportation is  
available to the  
first period (8:45 a.m.)  
and from the second  
period (12:15 p.m.).  
The cost is included  
in the fee.

You can choose  
two activities  
per week  
(exceptions noted in  
descriptions).



## FUTURE PROBLEM SOLVING

- 973** Grades 3 and 4, weeks three and four  
Grades 5 and 6, weeks one and two

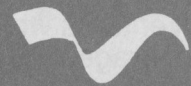
Learn structured problem solving by brainstorming and looking for best solutions. Current social issues such as the arms race or environmental damage will be investigated using the problem-solving process. Future Problem Solving competition is available in several schools during the school year.

## EXPLORING THE TWIN CITIES

- 974** Grades 3 through 6, all four weeks

Imagine you are a visitor to the Twin Cities and wonder what there is to see and do. We have chosen 30 places for your fun and entertainment! Each week the group travels by bus to as many as eight of them. You'll depart on a new adventure every morning. Sign up for one, two, three or all four weeks and catch all the sights! **NOTE: This activity lasts for the whole morning, so students EXPLORING THE TWIN CITIES won't take another activity during the same week.**

Offered by Golden Valley Park and Recreation



## BIRDS, BIRDS, BIRDS

- 966** Grades 3 and 4, weeks three and four  
Study our Minnesota birds, including their habitats, food and homes. Bird houses or bird feeders will be constructed.

## TAKING PHOTOGRAPHS

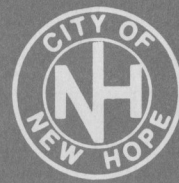
- 905** Grades 5 through 8, all four weeks  
Learn the basics of using a camera. Photo composition and the use of a light meter will be practiced. Students must provide their own camera and film.

## RUN, JUMP AND THROW, youth track

- 962** Grades 3 and 4, all four weeks,  
Grades 5 and 6, weeks one and two  
Grades 7 and 8, weeks three and four

This program will teach basic skills in events such as softball throw, hurdles, relays and other running events. The same events will be repeated each week. The program will culminate in an all-district track meet. Robbinsdale-Armstrong track coach Tony Nelson will be the instructor.

Offered by New Hope Park and Recreation



## BAND

- 955** Grade 5, all four weeks, period one  
**956** Grade 6, all four weeks, period two  
**957** Grades 7 and 8, all four weeks, period two

A musical tradition! You will practice with the band for approximately one hour, then spend time on basic music concepts, solo and small-group performances. A chance to get extra attention and try new music with friends!

Students may take *BAND* only for a fee of \$16 per week, but the family is then responsible for transportation.

You may register for one, two, three or all four weeks!

THESE ACTIVITIES EXTEND FOR THE ENTIRE PROGRAM TIME AND PRECLUDE OTHER ACTIVITIES.

## OUTDOOR ADVENTURE

- 961** Grades 5 through 8, a four-week activity

This favorite bicycle touring class is for students interested in vigorous outdoor activities. Participants will need a multispeed bicycle (we have a few available to borrow). Students are expected to ride their bikes to school each day\* and then on to various locations for fishing, canoeing, climbing, swimming and more. Environmental concerns will be stressed. Students will meet at one of several sites (to be determined after registrations are received). Activities may last longer than the scheduled daily time.

Participants in OUTDOOR ADVENTURE do not register for another activity. **\*Total fee is \$128**  
No transportation

## YOUTH FOR A CHANGE community service

- 975** Grades 5 through 8, a four-week activity

Get a burst of energy and become involved, take a chance and make a difference in your community through service with college-age mentors and your peers. You will be part of a team that shares experiences while learning about community crime prevention and environmental/recycling issues, while providing services such as working with older adults or assisting pre-schoolers.

The program will include a two-day, one-night camping experience at YMCA Camp Iaghowan.\*\*

Participants in YOUTH FOR A CHANGE do not register for another activity.

**\*\*Total fee is \$140**  
Includes transportation

Offered by the NORTHWEST



# SUPPLEMENTS

## ADVENTURE CLUB

Adventure Club, District 281's school-age child care program, will offer full-day programming throughout the summer for children who have completed grades kindergarten through five.

Children will participate in Adventure Club's Minnesota Celebration, Olympic Festival and Earth Day as they discover their own talents, explore friendships and celebrate their world. Weekly field trips and swimming lessons will enhance a summer filled with fun and adventure.

Transportation to and from Summer Activities will be provided. For more information, call 546-7126

## SPORT/FITNESS CAMP AT THE NORTHWEST YMCA

Youth have the option of being bused to the YMCA's Sport/Fitness Camp after morning participation in Summer Activities. We will provide milk and snacks. You may participate in learning new sports, physical fitness, weight conditioning, nutrition and swimming. We also plan a weekly field trip. This program is available for children grades kindergarten through five.

For more information call Lynda at the Northwest YMCA, 535-4800

## SWIMMING

Youth and adults have the opportunity to take part in swimming activities by registering for lessons, by joining a competitive swim program or by joining an adult exercise program.

For more information call:

Crystal Park and Recreation, 537-8421

District 281 Community Education, 535-1790

New Hope Park and Recreation, 533-1521

Northwest YMCA, 535-4800

Plymouth Park and Recreation, 550-5130

Robbinsdale Park and Recreation, 537-4534

## TUTORING

Students in grades kindergarten through 12 can receive tutoring through the District 281 Community Education Skills Reinforcement Tutoring Program. This service runs all school year and summer. The cost is \$10 per hour, payable to the tutor, plus an initial \$5 application fee. For more information or an application, call Renee at 535-1790, extension 207.



GENERAL INFORMATION

DATES AND LOCATIONS

**Week One: June 18-22**  
Activities at:  
Hosterman Middle School  
5530 Zealand Avenue North, New Hope

**Week Two: June 25-29**  
Activities at:  
Sandburg Middle School  
2400 Sandburg Lane, Golden Valley

**Week Three: July 9-13**  
Activities at:  
Pilgrim Lane Elementary School  
3725 Pilgrim Lane, Plymouth

**Week Four: July 16-20**  
Activities at:  
Robbinsdale Area Community Education Center  
4139 Regent Avenue North, Robbinsdale

DAILY SCHEDULE

**8:45 a.m.-12:15 p.m.**  
Period one 8:45-10:30 a.m.  
Period two 10:30 a.m.-12:15 p.m.

Students may register for one, two, three or four weeks with the few exceptions that are noted in activity descriptions.  
In most cases, students choose two activities during each week for which they are enrolled.

FEES

There is a fee of \$35\* for each week (two activities) payable at registration.  
Students who attend only Band will pay \$16 per session and are responsible for their own transportation.  
There is a sliding fee-scale for eligible families. Students who qualify for free or reduced lunch may qualify for reduced summer fees.  
**Refund Policy:** Refunds will be given if classes are filled or cancelled by us.

TRANSPORTATION

\*Transportation is included in the fee. For students who do not use the district transportation system, the fee is \$32 per week.

BICYCLES AND OTHER EXPENSIVE OBJECTS

Sponsoring agencies are not responsible for bicycles or other expensive objects brought to Summer Activities. Bicycles must be securely locked in the bicycle racks.

SCHOOL SAFETY PATROLS

There will be volunteer bus monitors. There will be no safety patrols.

REGISTRATION

**Preferred...**  
Walk-in registrations will be taken at the Northwest YMCA  
7601 42nd Avenue North, New Hope

**Saturday, April 21**, from 8 a.m. to 12 noon, and  
**Tuesday, April 24**, from 4:30 to 7:30 p.m.

**Alternate...**  
Mail-in registrations will be accepted up to April 24. Use the form on the next page.

**Mail registrations to:**  
Summer Activities  
Robbinsdale Area Community Education Center  
4139 Regent Avenue North  
Robbinsdale, MN 55422

VOLUNTEERS NEEDED!

Volunteers are needed for all four weeks. Children of volunteers will participate without charge.

Call 535-1790 to volunteer!

Except as noted, activities are sponsored by District 281 Community Education.

REGISTRATION PLANNING FORM

To make registration easy, use this planning form to record your choices. Bring it with you when you register in person at the YMCA on Saturday, April 21 (8 a.m. to 12 noon) or Tuesday, April 24 (4:30 - 7:30 p.m.).

If you cannot register in person, you may mail this form with your check to Summer Activities, Robbinsdale Area Community Education Center, 4139 Regent Ave. N, Robbinsdale, MN 55422. Be sure to mail before April 24, 1990!

PLEASE PRINT:

NAME LAST FIRST MIDDLE  
SEX BIRTHDATE PHONE  
CURRENT SCHOOL GRADE  
ADDRESS  
CITY STATE ZIP  
HEALTH CONCERNS  
EMERGENCY NAME  
EMERGENCY PHONE

Indicate first two choices and an alternate:

	ACTIVITY No.	TITLE
WEEK ONE, JUNE 18-22		
WEEK TWO, JUNE 25-29		
WEEK THREE, JULY 9-13		
WEEK FOUR, JULY 16-20		

PLEASE PRINT:

NAME LAST FIRST MIDDLE  
SEX BIRTHDATE PHONE  
CURRENT SCHOOL GRADE  
ADDRESS  
CITY STATE ZIP  
HEALTH CONCERNS  
EMERGENCY NAME  
EMERGENCY PHONE

Indicate first two choices and an alternate:

	ACTIVITY No.	TITLE
WEEK ONE, JUNE 18-22		
WEEK TWO, JUNE 25-29		
WEEK THREE, JULY 9-13		
WEEK FOUR, JULY 16-20		

More planning forms on the back of this page.

You may register for one, two, three or all four weeks!

Choose two activities per week! (exceptions noted in descriptions).

FEES: \$35 per week  
Make checks payable to: Independent School District 281  
Amount enclosed: \$  
Application for sliding fee scale  
Using District 281 transportation?  
NAME OF PARENT/GUARDIAN  
SIGNATURE OF PARENT/GUARDIAN



## Additional Planning Forms

PLEASE PRINT:

NAME \_\_\_\_\_  
LAST FIRST MIDDLE  
SEX \_\_\_\_\_ BIRTHDATE \_\_\_\_\_ PHONE \_\_\_\_\_  
CURRENT SCHOOL \_\_\_\_\_ GRADE \_\_\_\_\_  
ADDRESS \_\_\_\_\_  
CITY STATE ZIP  
HEALTH CONCERNS \_\_\_\_\_  
EMERGENCY NAME \_\_\_\_\_  
EMERGENCY PHONE \_\_\_\_\_

**Indicate first two choices and an alternate:**

	ACTIVITY No.	TITLE
WEEK ONE, JUNE 18-22	_____	_____
	_____	_____
	_____	_____
WEEK TWO, JUNE 25-29	_____	_____
	_____	_____
	_____	_____
WEEK THREE, JULY 9-13	_____	_____
	_____	_____
	_____	_____
WEEK FOUR, JULY 16-20	_____	_____
	_____	_____
	_____	_____

PLEASE PRINT:

NAME \_\_\_\_\_  
LAST FIRST MIDDLE  
SEX \_\_\_\_\_ BIRTHDATE \_\_\_\_\_ PHONE \_\_\_\_\_  
CURRENT SCHOOL \_\_\_\_\_ GRADE \_\_\_\_\_  
ADDRESS \_\_\_\_\_  
CITY STATE ZIP  
HEALTH CONCERNS \_\_\_\_\_  
EMERGENCY NAME \_\_\_\_\_  
EMERGENCY PHONE \_\_\_\_\_

**Indicate first two choices and an alternate:**

	ACTIVITY No.	TITLE
WEEK ONE, JUNE 18-22	_____	_____
	_____	_____
	_____	_____
WEEK TWO, JUNE 25-29	_____	_____
	_____	_____
	_____	_____
WEEK THREE, JULY 9-13	_____	_____
	_____	_____
	_____	_____
WEEK FOUR, JULY 16-20	_____	_____
	_____	_____
	_____	_____

Independent School District 281  
4148 Winnetka Avenue North  
New Hope, Minnesota 55427

Non-Profit Org.  
U.S. Postage  
**PAID**  
Permit No. 3027

HUMAN RELATIONS COMMISSION  
March 26, 1990

The Human Relations Commission meeting was called to order at 7:04 p.m. Members present were: James Allison, John Luzaich, Chair Linda Museus, Kathryn Huston, Renee Werner, Bob Techam, Bonnie Toenies, and James Allen Brown. Also present were Councilmember Garry Grimes and Joan Schmidt, Staff Liaison.

Members absent: William Johnson (excused) and Arlene West (excused). Elmer Carlson, Council Liaison, also was absent.

1. Moved by commission member John Luzaich and seconded by commission member Jim Brown to approve the minutes of the February 26, 1990 Human Relations Commission meeting.  
Motion Carried.
2. John Luzaich gave a report about the Minneapolis Urban League Youth Group. The 10 member group (consisting of high school sophomores, juniors, and seniors and one Youth Director) gives a 45 minute presentation involving 4 or 5 different segments with each segment approximately 7-8 minutes in length. They do role playing among themselves, games involving the audience, as well as a talk and one-liners. The topic is changed from year to year and is always geared to their peers. AIDS this year is the topic and Drugs and Gangs in the Schools for next year.

Since this group is available for the 20th of October John has booked them for that date. They do not charge a fee but accept contributions to the League.

Jim Allison reported that the Jewish Community Center does not have a professional group that comes out to perform.

Renee Werner reported that she had talked to John Mentzos who is affiliated with Compas. He agreed to come out and speak to our group, help with ideas, and advise us.

Moved by John Luzaich and seconded by Jim Brown that we invite John Mentzos to our next meeting.

Motion Carried.

Linda Museus reported on the Pepo Alfajiri Dance Theatre, "Caribbean Dance Troupe", that is a non-profit family group. Two musicians and 3 dancers would be out of our price range, 30-40 minutes for \$400. A single person for \$100, 2 dancers with musician for \$200, and a dance class for \$250, also were some options. One presentation that may be affordable was a lecture/demonstration with 2 artists for \$200.

Bob Techam reported that his brother-in-law could not make a commitment at this time.



Renee Werner will follow up and contact the Indian Community regarding a talk and having displays.

Jim Brown will contact the University of Minnesota to see if any International Exchange Students or groups would be available.

It was stated that work has to begin on setting up committees, getting volunteers, and obtaining funding (\$1200 minimum).

Linda will call Arlene West to check if she has been in contact with the Hmong community and Garry Grimes will call a Native American group that he knows and obtain information.

Jim Brown volunteered to attend the City Council meeting of April 3 to ask for funding.

Moved by Jim Allison and seconded by Bob Techam to pay each group \$250 and to have up to 4 performances.

Motion Carried.

3. A report of the Coalition of N.W. Suburban Human Rights Commissions meeting of March 17, 1990 was given. Keypoints were:
  - T-shirt issue was discussed; commissions have been getting feedback, some people couldn't see what the issue was; no students were asked their viewpoints.
  - Tim Krieger drafted proposal to get youth involved on the commissions.
  - Visitor was present from New Hope and a representative from Brooklyn Center was present. Would like to get new commissions established.
  - City of Crystal will host the Coalition meeting of May 19 from 9:30 a.m. to 11 a.m.; letter needs to be sent to City Council and Mayor of New Hope and other cities without a commission to invite them to attend.
4. Jim Allison has contacted Lyndon Carlson inquiring about means of possible notification from the Human Services Department to the City when new group homes become licensed. Representative Carlson will call with information.
5. Discussion was held to establish new dates for scheduling No Fault Grievance Training Session. The Minnesota Department of Human Rights will be notified with the dates of April 28th or May 5th.
6. Old/New Business.

Moved by Renee Werner and seconded by John Luzaich to have the first available opening on the Crystal Human Relations Commission noted for a student member.

Motion Carried.

John Luzaich will look into making contact with students for possible student members.

Having no further business, it was moved by commission member Jim Brown and seconded by commission member John Luzaich to adjourn.

Meeting adjourned at 8:25 p.m.

**PARK AND RECREATION ADVISORY COMMISSION**

**Agenda**

May 2, 1990

1. Call meeting to order 7:00 p.m.
2. Approval of minutes
3. Review monthly report
4. Update on dedication/open house plans
5. Discuss selling of concessions by commission at Craft Fair
6. Request from resident to initiate "Parties in the Park"
7. Review drawings on apparatus & equipment for North Bass Lake, Skyway and North Lions parks
8. Review presentation to city council on balance of 1990 - 5-year plan
9. Update on construction of Community Center
10. Review April Crystal Frolics Meeting - O'Reilly
11. Discussion of sale items for the Community Center/ waterslide
12. Other business
  - A. Outdoor meeting on June 13 at Welcome Park
  - B. Tour of Crystal Community Center

**TELECOPY COVER SHEET**

**North Metro Mayors Association**

**8525 Edinbrook Crossing, Suite 5  
Brooklyn Park, MN 55443**

**Telephone: 612/424-5115  
Facsimile: 612/424-1174**

**DATE:** April 27, 1990

**FROM:** Joseph Strauss

**PLEASE DELIVER THE FOLLOWING PAGES TO** City Manager & Mayor.

**TOTAL NUMBER OF PAGES** 3 (including this page).

**IF YOU DO NOT RECEIVE ALL THE PAGES, PLEASE CALL 612/424-1110.**

**THANK YOU**



April 27, 1990

NORTH METRO MAYORS ASSOCIATION  
1990 LEGISLATIVE REPORT:

TAX INCREMENT FINANCING

Tax Increment Financing will become very difficult to use, if not impossible, under the legislation enacted this week.

HOWEVER, WITH A FEW AMENDMENTS NEXT SESSION, TIF CAN ONCE AGAIN BECOME A VIABLE FINANCIAL TOOL FOR HOUSING, REDEVELOPMENT AND RENOVATION.

The bill severely curtails economic development by limiting the use to manufacturing, warehousing, research and development, and telemarketing projects. Tourism and commercial space up to 5,000 square feet is allowed in TIF districts in cities with a population of less than 5,000.

During an around the clock negotiation on TIF over the past weekend, Senator Larry Pogemiller, chief negotiator for the Senate Tax Conference Committee, was able to remove negative provisions such as VOLUME LIMITS, LIMITATIONS ON REDEVELOPMENT PROJECT AREAS, REVERSE REFERENDUMS, TIME LIMITS ON ADMINISTRATIVE EXPENSES AND RESTRICTIONS ON REPAYMENT BY THE DEVELOPER. Also, Senator Pogemiller was able to get language into Section 25, the enforcement section. This section somewhat tempers "witch hunts" and removes the county auditor from the enforcer position.

The most damaging part of the newly enacted legislation is Section I which cost cities the loss of HACA/LGA aids. This is equivalent to the "hypothetical" loss of school aid to the school district involved with the TIF project. If new TIF districts are set up, the respective cities' local tax levy will increase to makeup the state aid cuts. However, the respective school district would not get any "new" money from the TIF district but rather the payments would go into the state education aid fund. For those communities that do not receive LGA or an LGA payment to the School Aid Fund, which exceeds their LGA, then the payment is made out of HACA Aids.

The legislation will allow redevelopment, housing, renewal and renovation, and hazardous substance districts a five year grace period on the HACA/LGA payments. All other districts are subject to Section I from year one. This applies to all districts certified after April 30, 1990.

The city of Minneapolis was given specific authority to go forward with the Neighborhood Revitalization plan, but had to give up 30% of the increment to the county and school district for programs directly relating to the neighborhood improvements.

During the debate of the Conference Committee Report on the Senate Floor, Senator John Bernhagen from Hutchinson, commented that this bill has taken the wrecking ball to TIF. The HACA/LGA payment is a penalty placed on a community for wanting to keep renewing and rebuilding itself. He predicts that with this requirement cities will no longer be interested in addressing these issues. Therefore, for all intents and purposes, TIF has been repealed. It could, however, be considered a temporary situation if the legislature corrects these problems next session.

Senator Linda Berglin from Minneapolis was very critical of the bill and said that it will hurt the financing and development of low income housing for poor people. She vowed that the issue is far from over and will be revisited next session.

The North Metro Mayors Association formed an Ad-Hoc organization that worked with Senator Pogemiller to draft alternatives to the house bill. These groups included lobbyists from Minneapolis, St. Paul, AMM, bond houses, Minnesota NAHRO, and consultants from several North Metro communities.

Senator Pogemiller and Senator Novak, from New Brighton, have indicated that they are willing to work with our group for action in the 1991 legislative session to address the defects of the 1990 bill. We will ask Senator Luther and any other area legislators that can be recruited to also assist us in this effort. It will take a great deal of work to get this issue resolved. It should be noted that there was very strong organized opposition to Tax Increment Financing by the counties, school districts, Minnesota Business Partnership, Minnesota Realtors Association, Taxpayers Association, etc.

TIF has become a bad three letter word and it will take a massive educational effort along with developing a TIF support network. Our effort must begin now if we hope to succeed.

#### MVET TRANSFER

Only 5% was lost from this program. The cut results in \$75.1 million in FY 1991, instead of the current law allocation of \$87.6 million. Total MVET revenue to the state is \$250.4 million. The House wanted to reduce the transfer to zero, while the Senate's position was to reduce the transfer to \$67.6 million. The result was the 75.1 million compromise. The negative impact on North Metro transportation priority projects is not known at this time but it should be minimal if at all.

#### BONDING BILL

Blaine was allocated \$8.5 million for their sports facility needs. This allocation is based on the condition that the project must be funded only with revenue bonds. The legislature made it clear that the proposal must stand on its own feet.

We were fortunate to get this approval. The city of Roseville was not included in the bonding bill and has to compete for the \$10 million allocated to the Metro Parks and Open Space Bonding Proposal.

May 1, 1990

Letter to the Editor:

State Senator Reichgott and Representative Rest and those writing supporting "letters to the editor" have not told the whole story concerning the impact on our communities as the result of the new Tax Increment Financing (TIF) restrictions they endorsed.

The fact is that their TIF position will result in our communities suffering greatly in relationship to the more wealthy cities. The poorer the city, the more the Reichgott/Rest approach penalizes that community for its efforts addressing the needs of housing for low income, elderly and handicapped persons along with economic development to create jobs.

The wealthier communities like Edina, Arden Hills and Orono can go forward with tax increment financing projects without fear of penalty as they receive little or no local governmental aid or housing tax credits. Thus, under the Reichgott/Rest approach the richer communities once again get a big break as they can take advantage of TIF as a "redevelopment and development tool" while the poorer communities must stand back and watch. It may not have been the end result intended by Reichgott/Rest, but it, nevertheless, is what will happen as the result of this "reform legislative effort!"

Crystal, New Hope and Robbinsdale are not wealthy communities, therefore with the penalties imposed now by the new TIF law, we will not be able to afford to provide for the basic needs of our residents in the areas of elderly, handicapped and low income housing and the creation of new jobs.

With the cutbacks on federal funding for housing and community development, TIF was the last tool available for our cities. We used TIF very prudently and carefully. We did not abuse its use. We turned down numerous TIF proposals that didn't meet our policies or the intent of the law. Yet we have been faced with an environment where our own representatives didn't care what we said to them. Now, thanks to their lack of understanding and insensitivity we will no longer have this redevelopment and development tool available for use on behalf of our citizens.

To penalize communities for wanting to meet the human needs of its residents puts an unfair burden on the rest of the community. Add this to the reduction in local government aids results in an especially harsh burden that our communities must deal with for the next few years.



The history of housing and redevelopment in our communities is such that without public assistance, the rebuilding of our neighborhoods and commercial areas would not have occurred.

Finally, our three communities have been made to suffer because the legislature was inflamed by the action of some cities misusing TIF elsewhere in the state. We regret that our own legislators refused to listen to our plea. We regret that our legislators refused to demonstrate an interest in the projects that beneficially helped the very people whom they represent. We can only hope that others in the legislature will reconsider this issue at an early date. We also hope the leadership of the legislature look at the larger issue of adopting state wide policies that address the areas of housing, redevelopment and economic development. Our state doesn't have a broad ranging housing, redevelopment and economic development policy. Our representatives could certainly have taken on this broader leadership role, but they elected to deal with a "tool" only and look the other way when approached by those who have the primary responsibility to deal with housing, neighborhood renovation, development, job creation and tax base shaping. The cities have taken on the risk of making decisions addressing these issue areas. If the county and our school districts want to share in the growth that occurs because of these efforts then maybe they should also begin sharing in the front-end risk associated with building community structure. It is very frustrating to experience the kind of "bashing" cities took at the legislature this past session. Its equally frustrating to know that our legislators help lead the charge along with Hennepin County officials and the Association of Metropolitan School Districts.

As frustrated as we are over the adversarial position that our own representatives have taken, we believe the issues addressed herein are primary and need the cooperative efforts of all involved to find creative solutions.

Betty Herbes  
Mayor of Crystal

Joy Robb  
Mayor Of Robbinsdale

Ed Erickson  
Mayor of New Hope



## BOARD OF REVIEW AGENDA

May 1, 1990

Pursuant to due call and notice thereof, the City of Crystal Council convened as a Board of Review on May 1, 1990, at the City Hall, 4141 Douglas Drive, Crystal, Minnesota at 7:00 P.M.  
The Secretary of the Council called the roll and the following were present:

Councilmembers

l Carlson  
l Moravec  
l Irving  
l Grimes  
l Herbes  
l Langsdorf  
l Joselyn

Staff

l Dulgar  
l Olson  
l Kennedy  
l ~~Monk~~  
l Barber  
l George  
l Bjorn  
l Hedlund

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

*Larry Miller*  
~~Dan Salzweidel~~, Senior Appraiser, Hennepin County, was present to discuss the 1990 assessment rolls and answer questions from those present. Those residents heard were:

Brent Gisslen, 6427-41<sup>st</sup> Ave. No. - P.I.D. 17-118-21-14-0011 and P.I.D. 17-118-21-14-0012  
James Harten, 6412-41<sup>st</sup> Ave. No. - regarding property at 6427-41<sup>st</sup> Ave. N.

J/L to affirm the recommendation of the City Assessor regarding the Gisslen property at 6427-41<sup>st</sup> Ave. N.  
Aye: M, I, G, L, J, H Motion carried  
No: C

Donald Noonan, 4145 Quail Ave. No regarding the following properties:

5324 Hanson Court, PID 09-118-21-22-0001  
5332 Hanson Court, PID 09-118-21-22-0002  
5340 Hanson Court, PID 09-118-21-22-0003  
5241 Hanson Court, PID 09-118-21-22-0009  
(4031-33) 4031-33 Adair Ave. No., PID 16-118-21-32-0046

Thomas Jones, 3116 Louisiana, appeared to appeal previous years values

Moved by Councilmember \_\_\_\_\_ and ~~seconded~~ by Councilmember \_\_\_\_\_ to reconvene at the May 15, 1990 City Council meeting until such time as appeals can be reviewed.

Motion Carried.

Moved by Councilmember M and seconded by Councilmember I to affirm the assessment rolls as presented by the City Assessor.

*Carlson absent during action.*

Motion Carried.

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

Motion Carried.

The Board of Review adjourned at 7:45 p.m.

<u>Owner</u>	<u>Address</u>	<u>P.I.D</u>	<u>Complaint</u>	<u>Action Taken</u>
Brent Gissen	6427-41 <sup>rd</sup> Omaha	17-118-21-14-0011	Denial of H.S.	No Change
		17-118-21-14-0012		

Donald Nason	5324 Henson Ct.	09-118-21-22-0001	} overruled high increase	No change
	5332 Henson Ct.	09-118-21-22-0002		
	5340 Henson Ct.	09-118-21-22-0003		
	5241 Henson Ct.	09-118-21-22-0009		
	4031-33 A Dr	16-118-21-32-0046		

Thomas Javes	3116 Louisiana	20-118-21-42-0002	questioned	Board
			prior	625
			year	40
			value	Jurisdiction