



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

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COUNCIL AGENDA

September 3, 1991

Pursuant to due call and notice thereof, the Regular meeting of the Crystal City Council was held on September 3, 1991, at 7:00 P.M., at 4141 Douglas Drive, Crystal, Minnesota.

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

CouncilmembersP CarlsonP GrimesP HerbesP IrvingP JoselynP LangsdorfP MoravecStaffP DulgarP NorrisP KennedyP MonkP BarberP George

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

The Mayor proclaimed September 17 thru September 23, 1991 as United States Constitution Week in the City of Crystal.

1. The City Council considered the minutes of the Regular Meeting of August 20, 1991.

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

to) the minutes of the Regular Meeting of August 20, 1991.

Motion Carried.

**CONSENT AGENDA**

1. Consideration of a 1-day temporary On-Sale Liquor License on October 22, 1991 with waiver of the fee, as requested by Knights of Columbus #3656, 4947 West Broadway.
2. Set October 1, 1991 as the date for a Public Hearing on the 1991 Assessment Projects.
3. Consideration of extending the City's insurance coverage to include serving wine at the Human Relations Commission meeting "The League of Minnesota Human Rights Commissions 20th Annual Conference" on September 14, 1991 at the Crystal Community Center.
4. Consideration of amended Minnesota Lawful Gambling Premise Permit and Lease Agreement, changing days and times of Bingo occasions at K of C Hall, 4947 West Broadway, from Sundays 12:15-2:10; 2:30-4:15; 6:15-8:10; 8:30-10:15 and Wednesdays 6:15-8:10; 8:30-10:15 p.m. to Sundays 12:15-2:15 p.m., 2:30-4:15 p.m., 6:15-8:15 p.m. and 8:30-10:15 p.m. as requested by Knights of Columbus, 4947 West Broadway.
5. Consideration of amended Minnesota Lawful Gambling Premise Permit and Lease Agreement, changing days and times of Bingo occasions at K of C Hall, 4947 West Broadway, from Monday, Tuesday 6:15-8:15; 8:30-10:15 to Monday, Tuesday and Wednesday from 6:15-8:15 p.m.; 8:30-10:15 p.m. as requested by Catholic Eldercare, 817 Main Street N.E., Minneapolis, Minnesota.

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

Motion Carried.

**PUBLIC HEARINGS**

1. It being 7:00 p.m., or as soon thereafter as the matter may be heard, Mayor Herbes declared this was the date and time as advertised for a public hearing at which time the City Council will consider vacation of a utility and drainage easement at 3417 Winnetka Avenue. The Mayor asked those present to voice their opinions or to ask questions concerning this matter. Those present and heard were: (5 votes needed for approval)

The Mayor closed the Public Hearing.

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

ORDINANCE NO. 91-18

AN ORDINANCE VACATING A CERTAIN  
DRAINAGE AND UTILITY EASEMENT

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

Motion Carried.



2. It being 7:00 p.m., or as soon thereafter as the matter may be heard, Mayor Herbes declared this was the date and time as advertised for a public hearing at which time the City Council will consider vacation of a utility and drainage easement at 6529 - 45th Place. The Mayor asked those present to voice their opinions or to ask questions concerning this matter. Those present and heard were: (5 votes needed for approval)

The Mayor closed the Public Hearing.

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

ORDINANCE NO. 91-19

AN ORDINANCE VACATING A CERTAIN  
DRAINAGE AND UTILITY EASEMENT

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

Motion Carried.

## REGULAR AGENDA

1. The City Council reconsidered a variance of 12 ft. in the rear yard setback to build a 12' x 12' screen porch at 5541 Zane Avenue North. *Robert Thomsen, owner of property, appeared and was heard.*

Moved by Councilmember G and seconded by Councilmember C to (approve as recommended by and based on the findings of fact of the Planning Commission) (deny) (continue until the discussion of) authorization pursuant to Section 515.55 of the Crystal City Code to vary or modify the strict application of Section 515.13, Subd. 4 a) to grant a variance of 12 ft. in the required 40 ft. rear yard setback to build a 12' x 12' 3-season porch on the existing house at 5541 Zane Avenue North, as requested in variance application #91-20.

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

Motion Carried.

2. The City Council reconsidered a variance of 4 inches to side yard setback to build a 22' x 28' attached garage at 6807 - 51st Place North. *Larry Howison, Owner of the property, appeared and was heard.*

Moved by Councilmember I and seconded by Councilmember C to (approve as recommended by and based on the findings of fact of the Planning Commission) (deny) (continue until the discussion of) authorization pursuant to Section 515.55 of the Crystal City Code to vary or modify the strict application of Section 515.13, Subd. 3 a) 1) to grant a variance of 4 inches in the required 5 ft. side yard setback to build a 22' x 28' attached garage on the existing house at 6807 - 51st Place N., as requested in variance application #91-21.

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

Motion Carried.

3. The City Council considered the terms of agreement with Hennepin County on County Road 81/Wilshire Avenue Intersection.

*C/G to direct staff to proceed in a manner consistent with the proposal presented by the City Engineer at the September 3, 1991 City Council meeting.*

*Motion Carried*

4. The City Council considered stop sign installation on Quebec Avenue at its intersection with 59th Place.

Moved by Councilmember I and seconded by Councilmember L to (approve) (deny) (continue until \_\_\_\_\_ the discussion of) removal of yield sign and installation of stop signs on Quebec Avenue at its intersection with 59th Place as recommended by the Public Works Director.

Motion Carried.

5. The City Council considered a resolution authorizing amendment to the development contract with Super Valu, Tax Increment Financing District No. 2.

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

RESOLUTION NO. 91-69

RESOLUTION APPROVING FIRST AMENDMENT TO  
CONTRACT FOR PRIVATE REDEVELOPMENT AMONG  
THE CRYSTAL EDA, THE CITY AND SUPER  
VALU STORES, INC.

By roll call and voting aye: M, C, G, H, I,  
J, L; voting no: -, -, -, -; absent, not  
voting: -, -, -.

Motion carried, resolution declared adopted.

6. The City Council considered a resolution relating to City participation in Narcotics Control Program.

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. 91-70

RESOLUTION RELATING TO CITY PARTICIPATION  
IN NARCOTICS CONTROL PROGRAM

By roll call and voting aye: C, G, H, I, J,  
L, M; voting no: -, -, -, -; absent, not  
voting: -, -, -.

Motion carried, resolution declared adopted.

7. The City Council considered "Police Bill of Rights" legislation.

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

RESOLUTION NO. 91-71

RESOLUTION OPPOSING "POLICE BILL  
OF RIGHTS" LEGISLATION (HR 2946)

By roll call and voting aye: G, H, I, J, L,  
M, C; voting no: -, -, -, -; absent, not  
voting: -, -, -, -.

Motion carried, resolution declared adopted.

8. The City Council considered an increase in the City's utility billing recycling service fee in its 1992 budget as recommended by the Hennepin Recycling Group Board.

*3 C/M to continue to the September 16, 1991 City Council meeting  
to allow attendance of the HRG Administrator.*

*Motion Carried*

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

RESOLUTION NO. 91-

RESOLUTION SETTING CITY OF CRYSTAL UTILITY  
BILLING RECYCLING SERVICE FEE

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

Motion carried, resolution declared adopted.

*Discussion followed.*

9. The City Council considered a resolution declaring the official intent of the City of Crystal to reimburse certain expenditures from the proceeds of taxable or tax-exempt bonds to be issued by the City.

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

RESOLUTION NO. 91-72

RESOLUTION DECLARING THE OFFICIAL INTENT OF THE  
CITY OF CRYSTAL TO REIMBURSE CERTAIN  
EXPENDITURES FROM THE PROCEEDS OF TAXABLE OR  
TAX-EXEMPT BONDS TO BE ISSUED BY THE CITY

By roll call and voting aye: H, I, J, L, M,  
C, G; voting no: —, —, —, —; absent, not  
voting: —, —, —.

Motion carried, resolution declared adopted.

10. The City Council considered the appointment of a voting and an alternate voting delegate for the Annual Congress of Cities, December 12 thru December 16, 1991 in Las Vegas, Nevada. (Currently Mayor Herbes and Councilmembers Grimes and Carlson have registered for the Conference.)

Moved by Councilmember C and seconded by Councilmember L to appointment Mayor Herbes as the voting delegate and Councilmember Grimes as the alternate voting delegate for the Annual Congress of Cities, December 12 thru December 16, 1991 in Las Vegas, Nevada.

Motion Carried.

11. The 1992 proposed City of Crystal budget was distributed to Councilmembers.

*Consensus of the Council was to set 7 p.m. on October 7 and October 21, 1991 as the time and dates to conduct work sessions with Department heads to discuss the 1992 Proposed City of Crystal Budget.*

12. The City Council considered a grading permit for 6427-41<sup>st</sup> Avenue North as requested by Brent Asslen.

*M/C to continue to September 16, 1991 discussion of a grading permit for 6427-41<sup>st</sup> Avenue North.*

*Motion Carried*

Open Forum

## Informal Discussion and Announcements

REMINDER: The next City Council meeting will be held on **Monday, September 16** instead of Tuesday, September 17 due to the Yom Kippur holiday.

*Moravec - Reminder of Park + Rec. Advisory Commission meeting  
at North Leonis Park at 7 p.m. tomorrow evening.*

Moved by Councilmember C and seconded by Councilmember  
L to approve the list of license applications.  
Motion Carried.

Moved by Councilmember I and seconded by Councilmember J to  
adjourn the meeting.  
Motion Carried.

Meeting adjourned at 8:50 p.m.



APPLICATIONS FOR LICENSE  
September 3, 1991

GAS FITTERS LICENSE - \$30.25

C.O. Carlson Air Conditioning Co., 1203 Bryant Ave. N., Mpls., MN 55411

PLUMBERS LICENSE - \$30.25

Delson Plumbing, 1308 42½ Ave. NE., Columbia Heights, MN 55421

SIGN HANGERS LICENSE - \$66.00

Arrow Sign, 18607 Hwy. 65 NE, Cedar, MN 55011

FOOD ESTABLISHMENT - Restaurant (\$275.00)

McDonalds, 5400 West Broadway

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

Superamerica Inc., 7818 36th Ave. No., September 13  
through September 14, 1991, hot dog wagon

REFUSE HAULERS - \$75.00 Co. License + \$35.00 ea. vehicle

Michael P. Hall, Inc., Andover, MN 55004

FOOD ESTABLISHMENT - Retail (\$190)

Chanhudara's Market, 5600 Bass Lake Road

FOOD ESTABLISHMENT - Itinerant (exempt)

St. James Lutheran Church, pig roast, one day only  
October 6, 1991.

PERMIT FOR WINE AND BEER IN PARK/COMMUNITY CENTER

League of Minnesota Human Rights Commissions, 6707 Corvallis Ave.  
N., Crystal, MN, on September 14, 1991 at the Community Center  
from 8:00 a.m. to 6:00 p.m. for the Annual Meeting of Human  
Rights Commissioners

Included with the Council packet for 9-3-91:

Letter from National Society Daughters of the American Revolution dated 8-22-91; sample proclamation.

Minutes of the 8-20-91 City Council meeting.

Letter from K of C dated 8-22-91; Application for a 1-3 day temporary on-sale liquor license.

Memo from City Engr. dated 8-26-91 re: setting date for project assessment hearings.

Memo from Asst. Manager dated 8-26-91 re: Human Relations Commission - League of MN Human Rights Commissions 20th Annual Conference; copy of application for permit for wine/beer at Community Center, September 14, 1991.

Letter from K of C dated 8-27-91 requesting change in days and times for Bingo occasions for them and Catholic Eldercare at the K of C Hall.

Memo from City Engr. dated 7-18-91 re: Easement Vacation, 34177 Winnetka Ave. No.; ordinance.

Memo from City Engr. dated 8-14-91 re: Easement Vacation, 6529 - 45th Place North; ordinance.

Memo from Bldg. Inspector dated 8-28-91 re: variance.

Memo from Bldg. Inspector dated 8-28-91 re: Variance.

Memo from City Engr. dated 8-29-91 re: Wilshire Blvd./CR 81 Intersection Project.

Memo from City Engr. dated 8-27-91 re: Stop Sign Installation.

Memo from Comm. Dev. Director dated 8-27-91 re: Development Agreement with Super Valu; agreement; resolution.

Resolution relating to City Participation in Narcotics Control Program.

Resolution opposing "Police Bill of Rights" Legislation (HR 2946); Action Alert from LMC dated 8-7-91.

Memo from HRG Administrator dated 8-21-91 re: Proposed 1992 HRG Budget; recommended fee increase.

Letter from Holmes & Graven dated 8-21-91 re: proposed reimbursement rules (tax-exempt gov't bonds); resolution.

Memo from NLC dated 8-9-91 re: Nat'l. Municipal Policy; voting and alternate delegates.

Memo from Comm. Dev. Director dated 8-26-91 re: MN Milestones Meeting.

Human Relations Commission minutes of 7-22-91.  
Action Needed Memo from the 8-20-91 Council Mtg.  
Invitation to Grand Opening Reception at Park  
Nat'l. Bank, 7001 Bass Lake Road Sept. 12,  
5:30-8:00 P.M.

Park & Recreation Advisory Commission minutes of  
9-4-91.

Resolution setting City of Crystal utility billing  
recycling service fee.

*d. Garbner*

Memorandum

DATE: August 30, 1991  
TO: Mayor and Council  
FROM: Nancy Gohman, Assistant Manager

Jerry has asked me to complete the summary report for you for the Council Agenda of September 3, 1991. The meeting should be as follows:

Consent Agenda:

Item 3: Consideration of extending the City's insurance coverage to include serving wine at the Human Relations Commission meeting "The League of Minnesota Human Rights Commissions 20th Annual Conference" on September 14, 1991 at the Crystal Community Center. Since the City Council has extended insurance coverage to other Crystal Commissions when they host various meetings at the Community Center, it is recommended that the Human Relations Commission be treated the same and the Council extend the City's insurance for this Crystal commission function. Beer and wine will not be sold. It will be served during the event.

Regular Agenda:

Item 1: Reconsideration of a variance of 12' in the rear yard to build a 12' x 12' screen porch at 5541 Zane Avenue North. As you remember, the Council at your last meeting wanted this item continued until full Council was there to act on the variance.

Item 2: Reconsideration of a variance of 4" to side yard setback to build a 22' x 28' attached garage at 6807 - 51st Place North. Again, this is continued for reconsideration from the last Council meeting.

Item 3: Consideration of terms of agreement with Hennepin County on County Road 81/Wilshire Avenue intersection. Bill Monk, Director of Public Works, wants to discuss the terms of this agreement with the City Council so you, the Councilmembers, are aware of what the terms of agreement will be regarding County Road 81 and Wilshire Avenue intersection.

Item 4: Consideration of stop sign installation on Quebec Avenue at its intersection with 59th Place. Bill Monk, Director of Public Works, is recommending that a stop sign replace a yield sign on Quebec for proper control of the traffic.

Item 5: Consideration of a resolution authorizing amendment to development contract with Super Valu, Tax Increment Financing District No. 2. Development agreement with Super Valu will be discussed at the EDA level and Anne Norris, Community Development Director, is recommending adoption of the resolution authorizing the amendment to the agreement.

Item 6: Consideration of a resolution relating to City participation in Narcotics Control Program. This is a standard resolution that the State of Minnesota requires our Council to pass stating that the Council authorizes us to enter into a contract with the State regarding a Narcotics Control Program. Since the City of Crystal is the lead contract agency in this program, our Council needs to authorize this agreement. Basically this agreement assures the State of Minnesota that the local police department has informed its city council that it is participating in such a narcotics control program. The City's Narcotics Control Program is our Drug Enforcement Task Force.

Item 7: Consideration of "Police Bill of Rights" legislation. Jerry will discuss this matter with you at the Council meeting.

Item 8: Consideration of an increase in the City's utility bill recycling service fee in its 1992 budget as recommended by the Hennepin Recycling Group Board. A fee increase is recommended by HRG for cost to pay for our recycling program. Currently the quarterly fee is \$1.05. HRG is recommending that the Council increase this fee by \$.25 to \$1.30 per quarter. The main reason for a fee increase is that plastics have been included in the recycling program and therefore, recycling costs have increased. We are recommending the Council approve this increase. This increase will not totally cover our cost for the recycling program and we are using fund balance from recycling to fund the remainder of the recycling program's actual costs.

Item 11: The 1992 proposed budget will be distributed at the Council meeting. At this time Jerry will discuss with you when we should set up work sessions with the Council, City Manager, and department heads to go over the proposed budgets. It seems that work sessions, hopefully, will fit into everyone's schedule sometime in October.

As you know, City Hall is closed on Monday, September 2 for Labor Day. We will be back in operation on Tuesday the third. Have a good, safe, holiday weekend. Jerry will be back on Tuesday or I will be available if you have questions.

N A N C Y

js



COUNCIL AGENDA - SUMMARY

COUNCIL MEETING OF  
September 3, 1991

Call to order

Roll call

Pledge of Allegiance to the Flag

Proclamation for United States Constitution Week in Crystal,  
September 17 thru September 23, 1991.

Approval of the minutes of the Regular Meeting of August 20,  
1991.

**Consent Agenda**

1. Consideration of a 1-day temporary On-Sale Liquor License on October 22, 1991 with waiver of the fee, as requested by Knights of Columbus #3656, 4947 West Broadway.
2. Set October 1, 1991 as the date for a Public Hearing on the 1991 Assessment Projects.
3. Consideration of extending the City's insurance coverage to include serving wine at the Human Relations Commission meeting "The League of Minnesota Human Rights Commissions 20th Annual Conference" on September 14, 1991 at the Crystal Community Center.
4. Consideration of amended Minnesota Lawful Gambling Premise Permit and Lease Agreement, changing days and times of Bingo occasions at K of C Hall, 4947 West Broadway, from Sundays 12:15-2:10; 2:30-4:15; 6:15-8:10; 8:30-10:15 and Wednesdays 6:15-8:10; 8:30-10:15 p.m. to Sundays 12:15-2:15 p.m., 2:30-4:15 p.m., 6:15-8:15 p.m. and 8:30-10:15 p.m. as requested by Knights of Columbus, 4947 West Broadway.
5. Consideration of amended Minnesota Lawful Gambling Premise Permit and Lease Agreement, changing days and times of Bingo occasions at K of C Hall, 4947 West Broadway, from Monday, Tuesday 6:15-8:15; 8:30-10:15 to Monday, Tuesday and Wednesday from 6:15-8:15 p.m.; 8:30-10:15 p.m. as requested by Catholic Eldercare, 817 Main Street N.E., Minneapolis, Minnesota.

### **Public Hearings**

1. Public hearing to consider Second Reading of an Ordinance to vacate utility and drainage easement at 3417 Winnetka Avenue.
2. Public hearing to consider Second Reading of an Ordinance to vacate utility and drainage easement at 6529 - 45th Place.

### **Regular Agenda Items**

1. Reconsideration of a variance of 12' in the rear yard to build a 12' x 12' screen porch at 5541 Zane Avenue North.
2. Reconsideration of a variance of 4" to side yard setback to build a 22' x 28' attached garage at 6807 - 51st Place North.
3. Consideration of Terms of Agreement with Hennepin County on County Road 81/Wilshire Avenue Intersection.
4. Consideration of stop sign installation on Quebec Avenue at its intersection with 59th Place.
5. Consideration of a resolution authorizing amendment to development contract with Super Valu, Tax Increment Financing District No. 2.
6. Consideration of a resolution relating to City participation in Narcotics Control Program.
7. Consideration of "Police Bill of Rights" legislation.
8. Consideration of an increase in the City's utility bill recycling service fee in its 1992 budget as recommended by the Hennepin Recycling Group Board.
9. Consideration of a resolution declaring the official intent of the City of Crystal to reimburse certain expenditures from the proceeds of taxable or tax-exempt bonds to be issued by the City.
10. Consideration of the appointment of a voting and an alternate voting delegate for the Annual Congress of Cities, December 12 thru December 16, 1991 in Las Vegas, Nevada.
11. Distribution of 1992 proposed budget.

APPLICATIONS FOR LICENSE  
September 3, 1991

GAS FITTERS LICENSE - \$30.25

C.O. Carlson Air Conditioning Co., 1203 Bryant Ave. N., Mpls., MN 55411

PLUMBERS LICENSE - \$30.25

Delson Plumbing, 1308 42½ Ave. NE., Columbia Heights, MN 55421

SIGN HANGERS LICENSE - \$66.00

Arrow Sign, 18607 Hwy. 65 NE, Cedar, MN 55011

FOOD ESTABLISHMENT - Restaurant (\$275.00)

McDonalds, 5400 West Broadway

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

Superamerica Inc., 7818 36th Ave. No., September 13  
through September 14, 1991, hot dog wagon

REFUSE HAULERS - \$75.00 Co. License + \$35.00 ea. vehicle

Michael P. Hall, Inc., Andover, MN 55004

FOOD ESTABLISHMENT - Retail (\$190)

Chanhdara's Market, 5600 Bass Lake Road

FOOD ESTABLISHMENT - Itinerant (exempt)

St. James Lutheran Church, pig roast, one day only  
October 6, 1991.

PERMIT FOR WINE AND BEER IN PARK/COMMUNITY CENTER

League of Minnesota Human Rights Commissions, 6707 Corvallis Ave.  
N., Crystal, MN, on September 14, 1991 at the Community Center  
from 8:00 a.m. to 6:00 p.m. for the Annual Meeting of Human  
Rights Commissioners





JOHN WITHERSPOON CHAPTER  
Nat'l #5-017 MN  
Robbinsdale, Minnesota

National Society Daughters of the American Revolution

3824 58th Avenue North  
Brooklyn Center, MN 55429  
August 22, 1991

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

Dear Mayor Herbes:

This is a very special year for the United States Constitution. It is the bicentennial of the Bill of Rights, the first ten amendments to the constitution. To celebrate Constitution Week in Crystal, please issue a proclamation for Constitution Week, September 17 through the 23rd. Sample proclamations are enclosed.

I would like an original copy sent to me.

I will make every attempt to get an article into the Sun-Post about this. I couldn't find the article in last year's newspapers.

Sincerely,

*Barbara Sexton*  
Barbara Sexton, Chair  
Constitution Week



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

ADMINISTRATIVE OFFICE

### PROCLAMATION

WHEREAS, It is the privilege and duty of the American people to commemorate the two hundred fourth anniversary of the drafting of the Constitution of the United States of America with appropriate ceremonies and activities; and

WHEREAS, Public Law No. 915 guarantees the issuance of a proclamation by the President of the United States of America, designating September 17 through 23 of each year as Constitution Week,

NOW, THEREFORE, I Betty Herbes as Mayor of the City of Crystal do hereby proclaim the week of September 17 through 23, 1991 as

### CONSTITUTION WEEK

and urge all citizens to study the Constitution, to express gratitude for the privilege of American citizenship in our Republic functioning under the superb body of laws - the Constitution of the United States of America.

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Mayor

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date

August 20, 1991

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Pursuant to due call and notice thereof, the Regular meeting of the Crystal City Council was held on August 20, 1991 at 7:00 P.M., at 4141 Douglas Drive, Crystal, Minnesota.

The Secretary of the Council called the roll and the following were present: Grimes, Herbes, Irving, Joselyn, Langsdorf (arrived at 7:35 p.m.). Absent were: Carlson, Moravec. Also in attendance were the following staff members: Jerry Dular, City Manager; Dave Kennedy, City Attorney; Anne Norris, Community Development Director; William Monk, Public Works Director; Bill Barber, Building Inspector; Darlene George, City Clerk; Miles Johnson, Finance Director.

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 Meeting of August 6, 1991 and the special joint work session with the Planning Commission of August 12, 1991.

Moved by Councilmember Irving and seconded by Councilmember Grimes to approve the minutes of the Regular Meeting of August 6, 1991 and the special joint work session with the Planning Commission of August 12, 1991.

Motion Carried.

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

1. Consideration of Third Party Agreement between the City of Crystal and the Greater Minneapolis Day Care Association (CDBG Child Care Programs), and authorization for the Mayor and City Manager to execute the agreement.
2. Consideration of Third Party Agreement between the City of Crystal and the Crystal Economic Development Authority (CDBG Deferred Loan and Scattered Site Acquisition Program), and authorization for the Mayor and City Manager to execute the agreement.
3. Consideration of a solicitor's permit for Minnesota Suicide Prevention Council, 12450 Wayzata Blvd., to solicit in the City of Crystal from August 21, 1991 thru August 31, 1991.

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

Motion Carried.

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

August 20, 1991

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1. The City Council considered a variance of 12 ft. in the rear yard setback to build a 12' x 12' screen porch at 5541 Zane Avenue North.

Moved by Councilmember Grimes to approve as recommended by and based on the findings of fact of the Planning Commission authorization pursuant to Section 515.55 of the Crystal City Code to vary or modify the strict application of Section 515.13, Subd. 4 a) to grant a variance of 12 ft. in the required 40 ft. rear yard setback to build a 12' x 12' 3-season porch on the existing house at 5541 Zane Avenue North, as requested in variance application #91-20. No second was heard.

Discussion followed.

Moved by Councilmember Irving and seconded by Councilmember Joselyn to continue until September 3, 1991 discussion of this item to allow full attendance of the Council.

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

2. The City Council considered a variance of 4 inches to side yard setback to build a 22' x 28' attached garage at 6807 - 51st Place North. Applicant Larry Hawieson appeared and was heard.

Moved by Councilmember Grimes to approve as recommended by and based on the findings of fact of the Planning Commission authorization pursuant to Section 515.55 of the Crystal City Code to vary or modify the strict application of Section 515.13, Subd. 3 a) 1) to grant a variance of 4 inches in the required 5 ft. side yard setback to build a 22' x 28' attached garage on the existing house at 6807 - 51st Place N., as requested in variance application #91-21.

Motion Failed for Lack of a Second.

Moved by Councilmember Irving and seconded by Councilmember Joselyn to continue until September 3, 1991 the discussion of this item to allow full attendance of the Council.

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

Motion Failed.

Moved by Councilmember Grimes to approve as recommended by and based on the findings of fact of the Planning Commission authorization pursuant to Section 515.55 of the Crystal City Code to vary or modify the strict application of Section 515.13, Subd. 3 a) 1) to grant a variance of 4 inches in the

August 20, 1991

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required 5 ft. side yard setback to build a 22' x 28' attached garage on the existing house at 6807 - 51st Place N., as requested in variance application #91-21.

Motion Failed For Lack of a Second.

Consensus of the Councilmembers present was to put the item on the September 3, 1991 agenda for reconsideration.

3. The City Council considered a variance of 15.7 ft. in the side street side yard setback to build a detached 20' x 22' garage at 5801 Regent Avenue North. Larry Kowal, son-in-law of the applicant, appeared and was heard.

Moved by Councilmember Joselyn and seconded by Councilmember Grimes to approve as recommended by and based on the findings of fact of the Planning Commission authorization pursuant to Section 515.55 of the Crystal City Code to vary or modify the strict application of Section 515.07, Subd. 5 c) 3) to grant a variance of 15.7 ft. in the required 25.7 ft. side street side yard setback to build a 20' x 22' detached garage at 5801 Regent Avenue North, as requested in variance application #91-22.

Motion Carried.

Councilmember Langsdorf arrived at 7:35 p.m.

4. The City Council considered a proposal from the Crystal Firefighters Relief Association regarding an increase in pension for members of the Crystal Fire Department.

Moved by Councilmember Irving and seconded by Councilmember Grimes to table the item.

Motion Carried.

Councilmember Irving stated the following reasons for tabling discussion of this item: await 1992 Budget meetings, await a decision regarding combination of services with the City of New Hope, retirees should be conferred with, and await a full attendance of the City Council.

5. The City Council considered a request from the Crystal Police Relief Association to change its bylaws to conform with Minnesota Statute 423A.17 regarding surviving spouse benefits. No action was taken.
6. The City Council considered Storm Sewer Relief Funding.

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

RESOLUTION NO. 91-67

RESOLUTION APPROVING STORM SEWER

August 20, 1991

page 818

RELIEF WITHIN THE BASS LAKE ROAD WATERSHED

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

Motion carried, resolution declared adopted.

The Mayor called a recess at 7:55 p.m. and the meeting was reconvened at 8:04 p.m.

7. The City Council considered the Second Reading of an Ordinance relating to public health; repealing Subsection 610.59 regarding "Quality Assurance Plan".

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

ORDINANCE NO. 91-17

AN ORDINANCE RELATING TO PUBLIC HEALTH:  
REPEALING CRYSTAL CITY CODE, SUBSECTION 610.59

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

Motion Carried.

(Councilmember Grimes was out of the room when the vote was taken.)

8. The City Council considered the First Reading of an Ordinance vacating utility easement at 6529 - 45th Place.

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

ORDINANCE NO. 91-

AN ORDINANCE VACATING A CERTAIN  
DRAINAGE AND UTILITY EASEMENT

and further, that the second and final reading be held on September 3, 1991.

Motion Carried.

9. The City Council considered a resolution adopting proposed budget and levying proposed taxes for certification to the County Auditor and setting the public hearing date to review the proposed 1992 Operating Budget.
- A. Moved by Councilmember Irving and seconded by Councilmember Grimes to adopt the following resolution, the reading of which was dispensed with by unanimous consent:

RESOLUTION NO. 91-68

RESOLUTION ADOPTING PROPOSED BUDGET AND LEVYING



August 20, 1991

page 819

PROPOSED TAXES FOR CERTIFICATION  
TO THE COUNTY AUDITOR

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

Motion carried, resolution declared adopted.

- B. Moved by Councilmember Langsdorf and seconded by Councilmember Joselyn to set 7 p.m., November 18, 1991, as the date and time for a public hearing on the proposed City of Crystal 1992 Budget, with 7 p.m., November 25, December 4, and December 5, 1991, as continuation dates for the public hearing if necessary.

Motion Carried.

10. The City Council considered a recommendation to solicit architectural proposals for City Hall renovation.

Moved by Councilmember Grimes and seconded by Councilmember Joselyn to authorize City staff to solicit proposal for design services for City Hall renovation.

Motion Carried.

11. The City Council considered modification to Housing Code, regarding a statement of Intent to Comply option.

It was the consensus of the City Council to send information regarding modification to Housing Code relative to a statement of Intent to Comply option to the Planning Commission for its review.

12. The City Council considered requests for funding from People Responding In Social Ministry (PRISM) in the amount of \$5,000; North Hennepin Mediation Project in the amount of \$1,000; and the Animal Humane Society in the amount of \$6,310. It was the consensus of the City Council to include requests for funding from PRISM, North Hennepin Mediation Project and Animal Humane Society in the 1992 Budget discussions.

13. The City Council considered a request from Rebecca Haapanen of Church of the Sacred Heart, 40th and West Broadway, to have temporary signs at locations noted on request form from August 23 through September 9, 1991 with waiver of fee.

Moved by Councilmember Langsdorf and seconded by Councilmember Joselyn to deny a request from Rebecca Haapanen of Church of the Sacred Heart, 40th and West Broadway, Robbinsdale, Minnesota to have temporary signs at locations in Crystal from August 23 through September 9, 1991 as noted on the request form with waiver of fee.

Motion Carried.

Moved by Councilmember Joselyn and seconded by Councilmember Langsdorf to approve the list of license applications as submitted by the City Clerk to the City Council, a list of

August 20, 1991

page 820

which is on file in the office of the City Clerk, and further, that such list be incorporated into and made a part of this motion as though set forth in full herein.

Motion Carried.

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

Motion Carried.

Meeting adjourned at 8:40 p.m.

---

Mayor

ATTEST:

---

City Clerk



DATE: August 26, 1991  
TO: Jerry Dulgar, City Manager  
FROM: William Monk, City Engineer  
SUBJECT: Set Date for Project Assessment Hearings

Due to timing requirements for legal notification and publication associated with the certification of assessments, it is recommended the City Council schedule assessment hearings for October 1, 1991, to consider the following projects:

- a) Street Improvement No. 89-1  
North half of Medicine Lake Road between Douglas Drive and Louisiana Avenue.
- b) 1991 Seal Coat Program 91-2
- c) Alley Improvement No. 91-4  
Alley extending from 43rd Avenue southward to the Crystal City boundary between Welcome and Vera Cruz Avenues.
- d) 1991 Diseased Tree Removal, Debris Removal, Weed Cutting, Delinquent Sewer/Water Utility Charges, Recycling & Street Lighting

  
WM:mb

City of Crystal

Memorandum

DATE: August 26, 1991

TO: Jerry Dulgar, City Manager

FROM: Nancy Gohman, Assistant Manger

SUBJECT: Human Relations Commission - The League of  
Minnesota Human Rights Commissions 20th Annual  
Conference

On August 21, 1991, I received a call from Bob Techam regarding the City's insurance for serving wine at the Human Relations Commission meeting "The League of Minnesota Human Rights Commissions 20th Annual Conference" on September 14, 1991 at the Crystal Community Center. I informed Mr. Techam that since the Human Relations Commission is an Advisory Commission of the City of Crystal, insurance may be provided by our insurance through LMCIT. I also informed Mr. Techam that I am recommending that the City's insurance cover such event of the Human Relations Commission at the Community Center on September 14, 1991, and I would recommend this to our City Council at the time the permit is considered by them.

As usual, if you have questions, please ask.

NG:js

MUST BE CONSIDERED AT COUNCIL MEETING. PLEASE ALLOW 2 WEEKS TIME. COUNCIL MEETS THE 1ST AND 3RD TUESDAY OF THE MONTH.

Permit No. \_\_\_\_\_

CITY OF CRYSTAL  
APPLICATION FOR SPECIAL PERMIT  
FOR  
USE, CONSUMPTION, AND DISPLAY OF LIQUOR AND BEER IN A  
CRYSTAL PARK OR RELATED FACILITY IN THE PARK

Applicant: LEAGUE OF MINNESOTA HUMAN RIGHTS COMMISSIONS Telephone: 537-4740.  
Address: 6707 CORVALLIS AVE. No.  
CRYSTAL MN 55428

Are you a Business Partnership, Club, Corporation or Non-Profit Association?

☒ Yes (requires certificate of insurance showing current liability insurance naming the City as an additional insured party).

☐ No (requires certificate of homeowners insurance from person requesting permit).

Purpose of Social Event: ANNUAL MEETING

Park in which event will be held: COMMUNITY CENTER

Nature of the Activity Proposed: ANNUAL MEETING OF  
HUMAN RIGHTS COMMISSIONERS

Date of Activity: 9-14-91

Hours of Use (not to exceed 12 hours): From: 8 A .M To 6 P .M

Maximum Number of Persons Expected to Attend: 100

**LIABILITY:** The applicant waives any and all claims of any nature against the City and its officers, employees, and agents arising out of the permitted activity. If applicant is a business partnership, club, corporation or non-profit association, this application must be accompanied by a certificate of insurance showing current liability insurance naming the City as an additional insured party under the insurance policy.

Page 2

Special Permit

Use, Consumption, and Display of Liquor  
and Beer In a Crystal Park or Related Facility  
In The Park

**SPECIAL CONDITIONS:** (City Code, Subsection 815.13, Subd. 8) "The use, consumption and display and presence of liquor and beer in parks and related park facilities is a matter of special concern to the City as such activity relates to the peace and good order of the City. For that reason the issuance of a special permit under this subsection is determined to be a matter within the sole discretion of the City Council, and its determination to issue or not to issue a special permit is final. The Council may impose additional conditions in the granting of a special permit."

I acknowledge that the Liability Clause and Special Conditions have been read and are understood by me and that I agree not to challenge or in any way contest the determination of the City Council with regard to the issuance of this special permit.

THE LEAGUE OF MINNESOTA HUMAN RIGHTS COMM.

Applicant: please print

Robert C. Techam

Applicant signature

8-22-91

Date



# Knights of Columbus

FATHER WILLIAM BLUM COUNCIL, No. 3656

4947 West Broadway

Crystal, Minnesota 55429

August 27, 1991

City of Crystal  
4141 Douglas Drive  
Crystal, MN 55422

Attn: City Clerk

Dear Madam:

Effective October 1, 1991, the Knights of Columbus and Catholic Eldercare would like to amend their gambling premise permits to make the following change:

Wednesday evening bingo would be conducted by Eldercare rather than the Knights of Columbus --

We were informed by the State Gambling Board that they would require only the filing of an amended lease to effect such a change. However, an amended lease would not be legal unless the City of Crystal agreed to amend the premise permits.

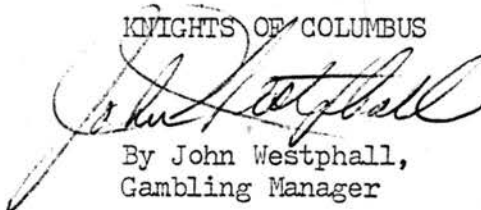
Any action on the premise permits would be entirely at the discretion of the City. Apparently, the City may choose to act formally at a Council meeting concerning this request or may choose to accept the change as informational only.

We would appreciate your informing the Knights of Columbus concerning your decision, and we will forward the information to Catholic Eldercare.

Thank you.

Sincerely yours,

KNIGHTS OF COLUMBUS



By John Westphall,  
Gambling Manager

Attached are amended Premise Permit Applications for the Knights of Columbus and Catholic Eldercare. Also attached are copies of the amended lease agreements which will be sent to the State after the City approval.

LG214  
(9/5/93)

AMENDED

Minnesota Lawful Gambling

Premise Permit Application - Part 1

FOR BOARD USE ONLY  
FEE \_\_\_\_\_  
CHECK \_\_\_\_\_  
INITIALS \_\_\_\_\_  
DATE \_\_\_\_\_

Organization Information

Legal Name of Organization

KNIGHTS OF COLUMBUS 3656

Business Address of Organization - Street or P. O. Box (Do not use address of gambling manager)

4947 West Broadway

City

Crystal,

State

MN

Zip Code

55429

County

Hennepin

Business phone number

(612) 537-1492

Name of chief executive officer (cannot be gambling manager)

Title

Business phone number

Raymond J. Flannery

Grand Knight

(612) 537-8274

Address of chief executive officer - Street or P. O. Box

5924 Hampshire Avenue North

City

Crystal,

State

MN

Zip Code

55428

County

Hennepin

Type of Application

Class of Premise Permit

- ☒ Class A — Bingo, Raffles, Paddlewheels, Tipboards, Pull-tabs  
☐ Class B — Raffles, Paddlewheels, Tipboards, Pull-tabs  
☐ Class C — Bingo only  
☐ Class D — Raffles only

The class of premise permit  
must be reflected by class of  
the organization license.

Bingo Occasions

If class A or C, fill in days and beginning and ending hours of bingo occasions:

No more than seven bingo occasions may be conducted by an organization per week.

Day	Beginning/Ending Hours	Day	Beginning/Ending Hours	Day	Beginning /Ending Hours
Sunday	12:15 to 2:15 p.m.	Sunday	6:15 to 8:15 p.m.		to
Sunday	2:30 to 4:15 p.m.	Sunday	8:30 to 10:15 p.m.		to
	to				

If Bingo will not be conducted, check here ☐

Status of Premise Permit - check one:

- ☐ New premise — Fill in base organization premise permit number \_\_\_\_\_  
☒ Renewal of existing premise permit — Fill in complete premise permit number \_\_\_\_\_  
☐ Previously expired premise permit — Fill in complete premise permit number \_\_\_\_\_

Amended



## Minnesota Lawful Gambling Premise Permit Application - Part 2

### Gambling Premises Information

Name of establishment where gambling will be conducted

Street Address (do not use a post office box number)

Knights of Columbus Hall

4947 West Broadway, Crystal, MN 55429

Is the premises located within city limits? ☒ yes ☐ no

City and County where gambling premises is located OR Township and County where gambling premises is located if outside of city limits

Crystal

Hennepin

Name and Address of Legal Owner of Premises

City

State

Zip Code

Father Wm. Blum Home Assn., Inc.

4947 West Broadway

Crystal

MN

55429

Does the organization own the building where the gambling will be conducted? ☐ YES ☒ NO

NOTE: Organizations may not pay themselves rent if they own the building or have a holding company. A letter must be submitted showing rent payments as zero from gambling funds if the organization's holding company owns the premises. The letter must be signed by the chief executive officer.)

If NO, attach the following:

- \* a copy of the lease with terms for one year.
- \* a copy of a sketch of the floor plan with dimensions, showing what portion is being leased.

A lease and sketch are not required for Class D applications.

Rent:

For gambling with bingo \$ 0.00 Total square footage leased 6,600

For gambling without bingo \$ 0.00 Total square footage leased 54

Address of storage space of gambling equipment

Address

City

State

Zip code

4947 West Broadway

Crystal

MN

55429

### Bank Information

(each permitted gambling premises must have a separate checking account)

Bank Name

Bank Account Number

Citizens State Bank

Bank Address

City

State

Zip Code

3700 West Broadway

Robbinsdale

MN

55422

Name, address, and title of persons authorized to sign checks and make deposits and withdrawals.

Name	Address	Title
Richard Risvold	5880 Quebec Avenue North, Crystal, MN	Asst. Gamb. Mgr.
John Westphall	5437 Quebec Avenue North, Crystal, MN	Gambling Mgr.
Mark Flannery	5016 Camden Ave. N., Mpls, MN 55430	Chancellor
Russell Horbal	5117 - 52nd Ave. N., Crystal, MN	Trustee

# **Minnesota Lawful Gambling Premise Permit Application - Part 3**

## **Acknowledgement**

### **Gambling Site Authorization**

I hereby consent that local law enforcement officers, the board or agents of the board, or the commissioner of revenue or public safety, or agents of the commissioners, may enter the premises to enforce the law.

### **Bank Records Information**

The board is authorized to inspect the bank records of the gambling account whenever necessary to fulfill requirements of current gambling rules and law.

I declare that:

I have read this application and all information submitted to the board;  
 All information is true, accurate and complete;  
 All other required information has been fully disclosed;  
 I am the chief executive officer of the organization;  
 I assume full responsibility for the fair and lawful gambling and rules of the board and agree, if licensed, to abide by those laws and rules, including amendments to them;  
 A membership list of the organization will be available within seven days after it is requested by the board;  
 Any changes in application information will be submitted to the board and local government within 10 days of the change; and  
 A termination plan will be submitted to the board within 15 days of the termination of all premise permits.  
 Failure to provide required information or providing false information may result in the denial or revocation of the license.

Signature of chief executive officer

Date

*Raymond J. Flannery*

8/22/91

## **Local Government Acknowledgement**

1. The city \*must sign if the gambling premises is located within city limits.
2. The county \*\*AND township\*\* must sign if the gambling premises is located within a township.
3. The local government (city or county) must pass a resolution specifically approving or denying the application.
4. A copy of the resolution approving the application must be attached to the application.
5. Applications which are denied by the local governing body should not be submitted to the Gambling Control Division.

Township: By signature below, the township acknowledges that the organization is applying for a premises permit within township limits.

City\* or County\*\*

Township\*\*

City or County Name

Township Name

CRYSTAL

Signature of person receiving application

Signature of person receiving application

Title

Date Received

Title

Date Received

Person delivering application to local governing body Date

Is township: ☐ Organized ☐ Unorganized ☐ Unincorporated

Refer to the instructions for the required attachments

Mail to:

Department of Gaming  
 Gambling Control Division  
 Rosewood Plaza South, 3rd Floor  
 1711 W. County Road B  
 Roseville, MN 55113

## Minnesota Lawful Gambling Lease Agreement -

### Premises Information

Name and Address of Lessor	Address/City/Zip	55429	Phone
Fr. Wm. Blum Home Assn., Inc.	4947 West Broadway, Crystal, MN	(612) 537-1492	
Name of Legal Owner of Gambling Premise	Address	City/Zip Code	Phone
Fr. Wm. Blum Home Assn., Inc.	4947 West Broadway, Crystal, MN	(612) 537-1492	
Name and Address of Leased Premises	Address	City/Zip Code	
Knights of Columbus Hall	4947 West Broadway, Crystal, MN	55429	
Name of Organization Leasing the Premises (lessee)	License Number, if known		
Knights of Columbus #3656	A-00200		

### Gambling Activity

The lawful gambling activity which the organization will conduct is (check all that apply):

☒ bingo    ☒ raffles    ☒ paddlewheels    ☒ pull-tabs    ☒ tipboards

### Rent Information (See Rules 7860.0090, Subp 3)

#### Class A and C premise permits:

Rent for bingo and all other gambling activities conducted during that bingo occasion may not exceed:  
\$200 for up to 6,000 square feet;  
\$300 for up to 12,000 square feet; and  
\$400 for more than 12,000 square feet.

Rent to be paid per bingo occasion \$ 0.00

#### Class B and D premise permits:

Rent for gambling activities not including bingo may not exceed \$24 per square foot per month, with a maximum of \$600 per month.

Rent to be paid per month \$ 0.00

Rent may not be based on a percentage of receipts, profits from lawful gambling, or on the number of participants attending a bingo occasion.

An organization may not pay rent to itself or to any of its affiliates for space used for the conduct of lawful gambling.

### Premises Description

The area leased within the premises is 120 feet by 55 feet, for a total of 6,600 square feet.  
9 feet by 6 feet, for a total of 54 square feet.  
feet by feet, for a total of square feet.

Attach a sketch which identifies the location of the leased premises when a portion of a building is the leased premises. That sketch must include the dimensions of the leased premises.

### Effective Dates

The lease will go into effect at 12:01 a.m. on Jan. 1 19 91, and will end at 12:00 a.m. on Dec. 31 19 91, for a period of one year.

### Times and Days of Bingo Activity (If none, indicate N/A) ☐ N/A

The bingo occasions will be held:

from (hours) <u>12:15</u>	( <del>a.m.</del> /p.m.) to <u>2:15</u>	( <del>a.m.</del> /p.m.) on (days of week) <u>Sundays</u>
from (hours) <u>2:30</u>	( <del>a.m.</del> /p.m.) to <u>4:15</u>	( <del>a.m.</del> /p.m.) on (days of week) <u>Sundays</u>
from (hours) <u>6:15</u>	( <del>a.m.</del> /p.m.) to <u>8:15</u>	( <del>a.m.</del> /p.m.) on (days of week) <u>Sundays</u>
from (hours) <u>8:30</u>	( <del>a.m.</del> /p.m.) to <u>10:15</u>	( <del>a.m.</del> /p.m.) on (days of week) <u>Sundays</u>
from (hours) _____	(a.m./p.m.) to _____	(a.m./p.m.) on (days of week) _____
from (hours) _____	(a.m./p.m.) to _____	(a.m./p.m.) on (days of week) _____
from (hours) _____	(a.m./p.m.) to _____	(a.m./p.m.) on (days of week) _____

**By agreeing to the terms of this lease, it is mutually agreed that:**

- When leasing from a licensed bingo hall, the lessor must be legal owner of the property.
- The owner of the property or the lessor may not manage gambling at the premises.
- The lessor of the premises, his or her immediate family, and any agents or employees of the lessee may not participate as players in the conduct of lawful gambling on the leased premises.
- The lessor and the lessee do not have a direct or indirect financial interest in the distribution or manufacture of gambling equipment.
- The lessor of the premises will allow the Board or agents of the Board, the Commissioner of Public Safety or agents of the commissioner, or the Commissioner of Revenue or agents of the commissioner, and law enforcement personnel to inspect the premises at any reasonable time, and permit the organization to conduct lawful gambling at the premises according to the terms of this lease. The lessor may not impose any conditions on the organization regarding distributors of gambling equipment, services, or the use of profits.
- The organization must obtain a license and a premise permit from the Gambling Control Board. The organization will be responsible for complying with the laws and rules of lawful gambling.
- The organization must have, at the gambling premises, a current inventory of gambling equipment, a sketch with dimensions of the premises available for review, and a clear physical separation or divider between the lessee's gambling equipment and the lessor's business equipment.
- The organization will be responsible for ensuring that the lessor's business activities are not conducted on the leased premises.
- If the lease is cancelled prior to the termination date of this lease, each party agrees to notify the Gambling Control Board explaining the reasons for the cancellation. The lease shall be terminated immediately for any gambling, liquor, prostitution or tax evasion violations occurring on the premises.
- The lessor of the premises shall provide the lessee access to the licensed premises during any time reasonable and necessary to conduct lawful gambling on the premises and as agreed upon in this lease.
- (Write in any other conditions or restrictions that will be included as part of the lease. Attach additional sheets if necessary)

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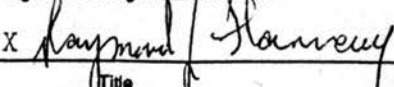
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This lease is the total and only agreement between the lessor and the organization conducting lawful gambling activities. There is no other agreement and no other consideration required between the parties as to the lawful gambling and other matters related to this lease. (Any changes in this lease must be submitted to the Gambling Control Board within 10 days of the change.)

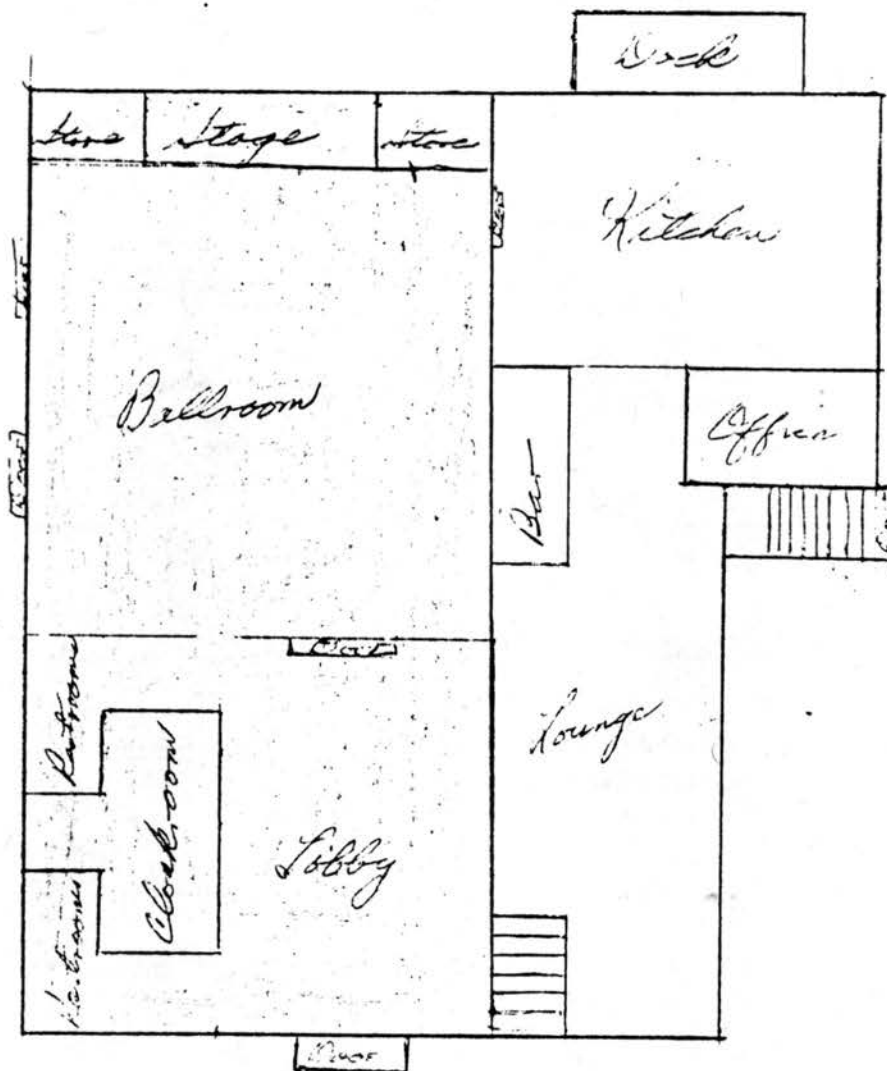
Signature of Lessor	Date	Signature of organization official	Date
	8/22/91	X 	8/22/91
Title		Title	
Comptroller		Grand Knight (Chief Executive Officer)	

A copy of this lease and sketch with dimensions must be submitted with the premise permit application renewal or when changes occur to:

Department of Gaming - Gambling Control Division  
Rosewood Plaza South, 3rd Floor  
1711 W. County Road B  
Roseville, Minnesota 55113

Father William Blum Home Mesa Hall

- Sketch - Main Floor  
4947- West Broadway  
Crystal, MN -



Lower Level  
Storage -  
54 sq. ft



Legend -  
1" = 25 feet



LG214  
(9/5/90)

Minnesota Lawful Gambling  
Premise Permit Application - Part 1

FOR BOARD USE ONLY  
FEE \_\_\_\_\_  
CHECK \_\_\_\_\_  
INITIALS \_\_\_\_\_  
DATE \_\_\_\_\_

Organization Information

Legal Name of Organization

Catholic Eldercare

Business Address of Organization - Street or P. O. Box (Do not use address of gambling manager)

817 Main Street N.E.

City

Minneapolis

State

MN

Zip Code

55413

County

Hennepin

Business phone number

(612) 379-1370

Name of chief executive officer (cannot be gambling manager)

Title

Business phone number

SR. RUTH M. ROLAND

CEO

(612) 379-1370

Address of chief executive officer - Street or P. O. Box

817 MAIN ST. N.E.

City

MINNEAPOLIS

State

MN

Zip Code

55413

County

HENNEPIN

Type of Application

Class of Premise Permit

- ☒ Class A — Bingo, Raffles, Paddlewheels, Tipboards, Pull-tabs  
☐ Class B — Raffles, Paddlewheels, Tipboards, Pull-tabs  
☐ Class C — Bingo only  
☐ Class D — Raffles only

The class of premise permit  
must be reflected by class of  
the organization license.

Bingo Occasions

If class A or C, fill in days and beginning and ending hours of bingo occasions:

No more than seven bingo occasions may be conducted by an organization per week.

Day	Beginning/Ending Hours	Day	Beginning/Ending Hours	Day	Beginning /Ending Hours
Mon.	6:15 to 8:15 p.m.	Tues.	6:15 to 8:15 p.m.	Wed.	6:15 to 8:15 p.m.
Mon.	8:30 to 10:15 p.m.	Tues.	8:30 to 10:15 p.m.	Wed.	8:30 to 10:15 p.m.
_____	_____ to _____				

If Bingo will not be conducted, check here ☐

Status of Premise Permit - check one:

- ☐ New premise — Fill in base organization premise permit number \_\_\_\_\_  
☒ Renewal of existing premise permit — Fill in complete premise permit number \_\_\_\_\_  
☐ Previously expired premise permit — Fill in complete premise permit number \_\_\_\_\_

Amended



# **Minnesota Lawful Gambling Premise Permit Application - Part 2**

## **Gambling Premises Information**

Name of establishment where gambling will be conducted Knights of Columbus Hall, 4947 West Broadway, Crystal, MN 55429 Street Address (do not use a post office box number)

Is the premises located within city limits? ☒ yes ☐ no

City and County where gambling premises is located OR Township and County where gambling premises is located if outside of city limits

Crystal Hennepin

Name and Address of Legal Owner of Premises City State Zip Code

Fr. Wm. Blum Home Assn., Inc. Crystal MN 55429

4947 West Broadway

Does the organization own the building where the gambling will be conducted? ☐ YES ☒ NO

NOTE: Organizations may not pay themselves rent if they own the building or have a holding company. A letter must be submitted showing rent payments as zero from gambling funds if the organization's holding company owns the premises. The letter must be signed by the chief executive officer.)

If NO, attach the following:

- \* a copy of the lease with terms for one year.
- \* a copy of a sketch of the floor plan with dimensions, showing what portion is being leased.

A lease and sketch are not required for Class D applications.

Rent: \$200.00 per

For gambling with bingo \$ Bingo Occasion Total square footage leased 7,100

For gambling without bingo \$ \_\_\_\_\_ Total square footage leased \_\_\_\_\_

Address of storage space of gambling equipment

4947 West Broadway Crystal MN 55429

## **Bank Information**

(each permitted gambling premises must have a separate checking account)

Bank Name NORWEST BANK MN Bank Account Number [REDACTED]

Bank Address City State Zip Code

7000 BASS LAKE ROAD CRYSTAL MN 55426

Name, address, and title of persons authorized to sign checks and make deposits and withdrawals.

Name	Address	Title
<u>PATRICK ZEMAN</u>	<u>625 57TH AVE. N.E. FAJOLET MN 55432</u>	<u>AW. MANG.</u>
<u>RICHARD BAUMAN</u>	<u>5712 WENTWORTH AVE. S. MPLS. MN 55419</u>	<u>STYR. CORR.</u>
<u>MARION IWERSKI</u>	<u>4417 MAIN ST. N.E. COLUMBIA HTS. MN 55421</u>	<u>PAVING CLERK</u>

**Minnesota Lawful Gambling  
Premise Permit Application - Part 3**

### **Acknowledgement**

#### **Gambling Site Authorization**

I hereby consent that local law enforcement officers, the board or agents of the board, or the commissioner of revenue or public safety, or agents of the commissioners, may enter the premises to enforce the law.

#### **Bank Records Information**

The board is authorized to inspect the bank records of the gambling account whenever necessary to fulfill requirements of current gambling rules and law.

I declare that:

I have read this application and all information submitted to the board;  
 All information is true, accurate and complete;  
 All other required information has been fully disclosed;  
 I am the chief executive officer of the organization;  
 I assume full responsibility for the fair and lawful gambling and rules of the board and agree, if licensed, to abide by those laws and rules, including amendments to them;  
 A membership list of the organization will be available within seven days after it is requested by the board;  
 Any changes in application information will be submitted to the board and local government within 10 days of the change; and  
 A termination plan will be submitted to the board within 15 days of the termination of all premise permits.  
 Failure to provide required information or providing false information may result in the denial or revocation of the license.

Signature of chief executive officer

*S. Keith Roland*

Date

*8/27/91*

### **Local Government Acknowledgement**

1. The city \*must sign if the gambling premises is located within city limits.
2. The county \*\*AND township\*\* must sign if the gambling premises is located within a township.
3. The local government (city or county) must pass a resolution specifically approving or denying the application.
4. A copy of the resolution approving the application must be attached to the application.
5. Applications which are denied by the local governing body should not be submitted to the Gambling Control Division.

Township: By signature below, the township acknowledges that the organization is applying for a premises permit within township limits.

City\* or County\*\*

Township\*\*

City or County Name

CRYSTAL

Township Name

Signature of person receiving application

Signature of person receiving application

Title

Date Received

Title

Date Received

Person delivering application to local governing body

Date

Is township: ☐ Organized ☐ Unorganized ☐ Unincorporated

Refer to the instructions for the required attachments

Mail to:

Department of Gaming  
 Gambling Control Division  
 Rosewood Plaza South, 3rd Floor  
 1711 W. County Road B  
 Roseville, MN 55113

## Minnesota Lawful Gambling

## Lease Agreement - City of Crystal Corp.

**Premises Information**

Name and Address of Lessor	Address/City/Zip	Phone
Fr. Wm. Blum Home Assn., Inc.	4947 West Broadway, Crystal	55429 (612) 537-1492
Name of Legal Owner of Gambling Premise	Address	City/Zip Code Phone
Fr. Wm. Blum Home Assn., Inc.	4947 West Broadway, Crystal,	55429 (612) 537-1492
Name and Address of Leased Premises	Address	City/Zip Code
Knights of Columbus Hall	4947 West Broadway, Crystal, MN	55429
Name of Organization Leasing the Premises (lessee)	License Number, if known	
Catholic Eldercare	A-02669-005	

**Gambling Activity**

The lawful gambling activity which the organization will conduct is (check all that apply):

☒ bingo ☒ raffles ☒ paddlewheels ☒ pull-tabs ☒ tipboards

**Rent Information** (See Rules 7860.0090, Subp 3)**Class A and C premise permits:**

Rent for bingo and all other gambling activities conducted during that bingo occasion may not exceed:

- \$200 for up to 6,000 square feet;
- \$300 for up to 12,000 square feet; and
- \$400 for more than 12,000 square feet.

Rent to be paid per bingo occasion \$ 200.00

**Class B and D premise permits:**

Rent for gambling activities not including bingo may not exceed \$24 per square foot per month, with a maximum of \$600 per month.

Rent to be paid per month \$

Rent may not be based on a percentage of receipts, profits from lawful gambling, or on the number of participants attending a bingo occasion.

An organization may not pay rent to itself or to any of its affiliates for space used for the conduct of lawful gambling.

**Premises Description**

The area leased within the premises is <sup>approx.</sup> 600 feet by 120 feet, for a total of 7,100 square feet.  
 \_\_\_\_\_ feet by \_\_\_\_\_ feet, for a total of \_\_\_\_\_ square feet.  
 \_\_\_\_\_ feet by \_\_\_\_\_ feet, for a total of \_\_\_\_\_ square feet.

Attach a sketch which identifies the location of the leased premises when a portion of a building is the leased premises. That sketch must include the dimensions of the leased premises.

**Effective Dates**

The lease will go into effect at 12:01 a.m. on March 1 19 91, and will end at 12:00 a.m. on Feb. 28, 19 92, for a period of one year.

**Times and Days of Bingo Activity** (If none, indicate N/A) ☐ N/A

The bingo occasions will be held:

from (hours) <u>6:15</u>	( <del>a.m.</del> /p.m.) to <u>8:15</u>	( <del>a.m.</del> /p.m.) on (days of week) <u>Mondays, Tuesdays, Wednesday</u>
from (hours) <u>8:30</u>	( <del>a.m.</del> /p.m.) to <u>10:15</u>	( <del>a.m.</del> /p.m.) on (days of week) <u>Mondays, Tuesdays, Wednesday</u>
from (hours) _____	(a.m./p.m.) to _____	(a.m./p.m.) on (days of week) _____
from (hours) _____	(a.m./p.m.) to _____	(a.m./p.m.) on (days of week) _____
from (hours) _____	(a.m./p.m.) to _____	(a.m./p.m.) on (days of week) _____
from (hours) _____	(a.m./p.m.) to _____	(a.m./p.m.) on (days of week) _____
from (hours) _____	(a.m./p.m.) to _____	(a.m./p.m.) on (days of week) _____

**By agreeing to the terms of this lease, it is mutually agreed that:**

- When leasing from a licensed bingo hall, the lessor must be legal owner of the property.
- The owner of the property or the lessor may not manage gambling at the premises.
- The lessor of the premises, his or her immediate family, and any agents or employees of the lessee may not participate as players in the conduct of lawful gambling on the leased premises.
- The lessor and the lessee do not have a direct or indirect financial interest in the distribution or manufacture of gambling equipment.
- The lessor of the premises will allow the Board or agents of the Board, the Commissioner of Public Safety or agents of the commissioner, or the Commissioner of Revenue or agents of the commissioner, and law enforcement personnel to inspect the premises at any reasonable time, and permit the organization to conduct lawful gambling at the premises according to the terms of this lease. The lessor may not impose any conditions on the organization regarding distributors of gambling equipment, services, or the use of profits.
- The organization must obtain a license and a premise permit from the Gambling Control Board. The organization will be responsible for complying with the laws and rules of lawful gambling.
- The organization must have, at the gambling premises, a current inventory of gambling equipment, a sketch with dimensions of the premises available for review, and a clear physical separation or divider between the lessee's gambling equipment and the lessor's business equipment.
- The organization will be responsible for ensuring that the lessor's business activities are not conducted on the leased premises.
- If the lease is cancelled prior to the termination date of this lease, each party agrees to notify the Gambling Control Board explaining the reasons for the cancellation. The lease shall be terminated immediately for any gambling, liquor, prostitution or tax evasion violations occurring on the premises.
- The lessor of the premises shall provide the lessee access to the licensed premises during any time reasonable and necessary to conduct lawful gambling on the premises and as agreed upon in this lease.
- (Write in any other conditions or restrictions that will be included as part of the lease. Attach additional sheets if necessary)

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This lease is the total and only agreement between the lessor and the organization conducting lawful gambling activities. There is no other agreement and no other consideration required between the parties as to the lawful gambling and other matters related to this lease. (Any changes in this lease must be submitted to the Gambling Control Board within 10 days of the change.)

Signature of Lessor	Date	Signature of organization official	Date
<i>Herman J. Elsen</i>	<i>8-22-91</i>	<i>S. Ruth Roland</i>	<i>8/27/91</i>
Title		Title	
COMPTROLLER		<i>Exec. Dir.</i>	

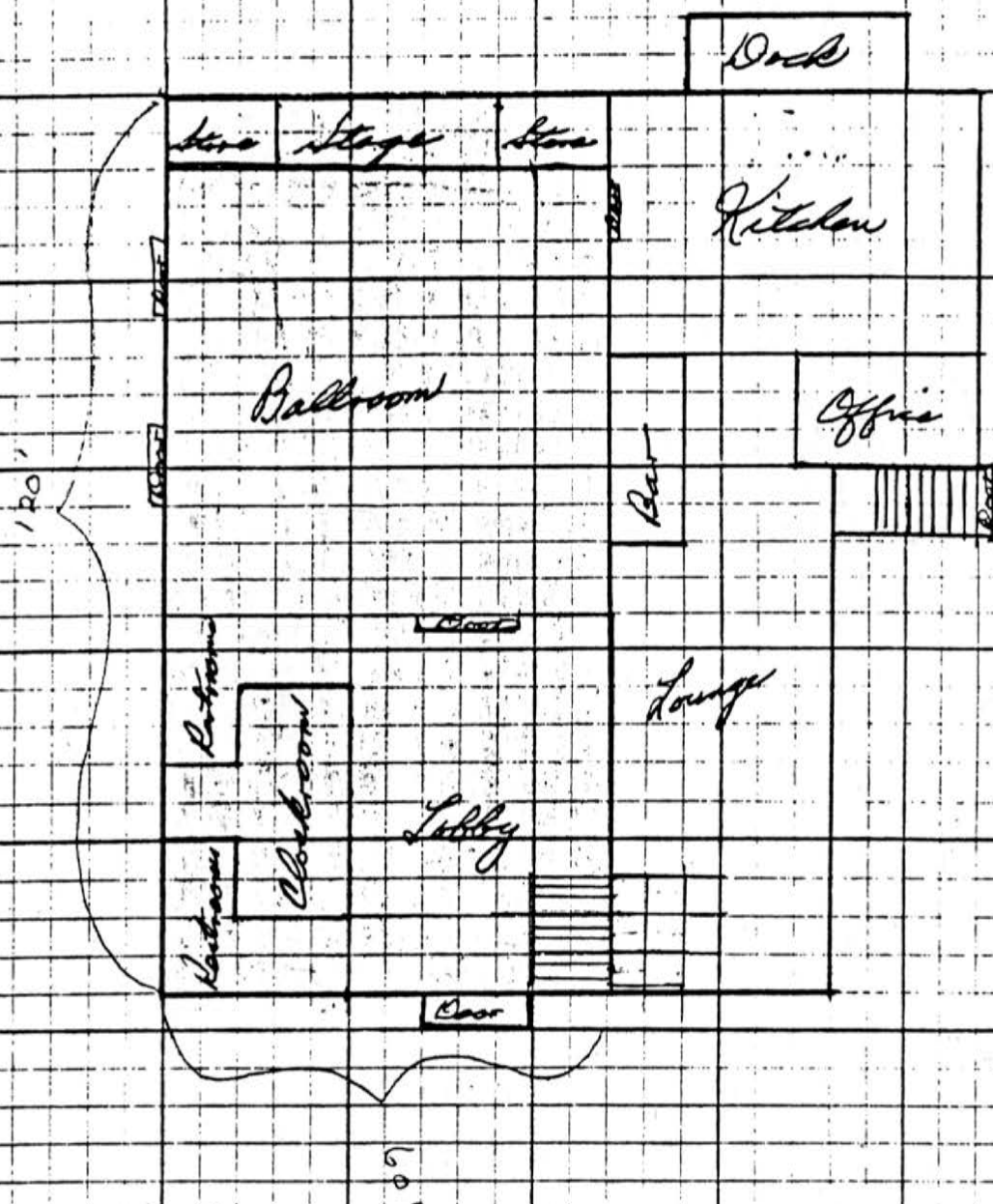
A copy of this lease and sketch with dimensions must be submitted with the premise permit application renewal or when changes occur to:

Department of Gaming - Gambling Control Division  
Rosewood Plaza South, 3rd Floor  
1711 W. County Road B  
Roseville, Minnesota 55113



# Father William Blum Home Assn. Hall

- Sketch - Main Floor  
4947- West Broadway  
Crystal, MN -



Lounge Level  
Storage

DATE: July 18, 1991  
TO: Jerry Dulgar, City Manager  
FROM: William Monk, City Engineer  
SUBJECT: Easement Vacation

The owner at 3417 Winnetka Avenue has requested vacation of a utility and drainage easement that traverses the west end of his property for purposes of construction of a garage. The easement is not used by Crystal but is used by the utility companies for overhead power/telephone lines. The utility companies have agreed to relocate their facilities to a new easement along the property lines and have no problem with the proposed vacation. Approval of the attached ordinance is recommended.

  
WM:mb

Encl



NOTICE OF PUBLIC HEARING  
TO VACATE A CERTAIN DRAINAGE  
AND UTILITY EASEMENT

City of Crystal, MN

NOTICE IS HEREBY GIVEN that the City Council of the City of Crystal will meet on Tuesday, September 3, 1991, at 7:00 p.m., or as soon thereafter as the matter may be heard, at the Crystal Municipal Building, 4141 Douglas Drive in said City, to consider a request to vacate that portion of the Easement legally described as being five (5) feet on either side of the following center line:

Beginning at the southwest corner of Lot 1, Block 1, Winnetka Park 5th Addition, thence proceeding along a line to the northeast to a point 58.18 feet east of the west line and 5 feet south of the north line of said Lot 1.

The proposed vacation application has been submitted by Leonard J. Abel, 3417 Winnetka Avenue North.

All persons interested in the vacation of said drainage and utility easement or in having the City retain the present drainage and utility easement as described above, are hereby notified to be heard with reference to this matter.

DATED: August 6, 1991

BY ORDER OF THE CITY COUNCIL  
CITY OF CRYSTAL  
DARLENE GEORGE, CITY CLERK

(Published in the Crystal-Robbinsdale Post News 8/21/91)

ORDINANCE NO. 91-

AN ORDINANCE VACATING A CERTAIN  
DRAINAGE AND UTILITY EASEMENT

THE CITY OF CRYSTAL DOES ORDAIN:

Section 1. Pursuant to Minnesota Statutes, Section 462.358, Subdivision 7, and Crystal City Charter, Section 12.06 collective (Act), a request to vacate a portion of a City drainage and utility easement (Easement) located on property at 3417 Winnetka Avenue North in the City has been submitted to the Council.

Sec. 2. A public hearing after duly published notice and opportunity of the affected property owners to be heard concerning the vacation has been held in accordance with the Act.

Sec. 3. The City Council has found and determined that vacation of the Easement as proposed is in the public interest.

Sec. 4. The portion of the Easement to be vacated is legally described as being five (5) feet on either side of the following center line:

Beginning at the southwest corner of Lot 1, Block 1, Winnetka Park 5th Addition, thence proceeding along a line to the northeast to a point 58.18 feet east of the west line and 5 feet south of the north line of said Lot 1.

Sec. 5. The portion of the as described Easement is vacated.

Sec. 6. The City Clerk is authorized and directed to file a copy of this ordinance with the Hennepin County Recorder.

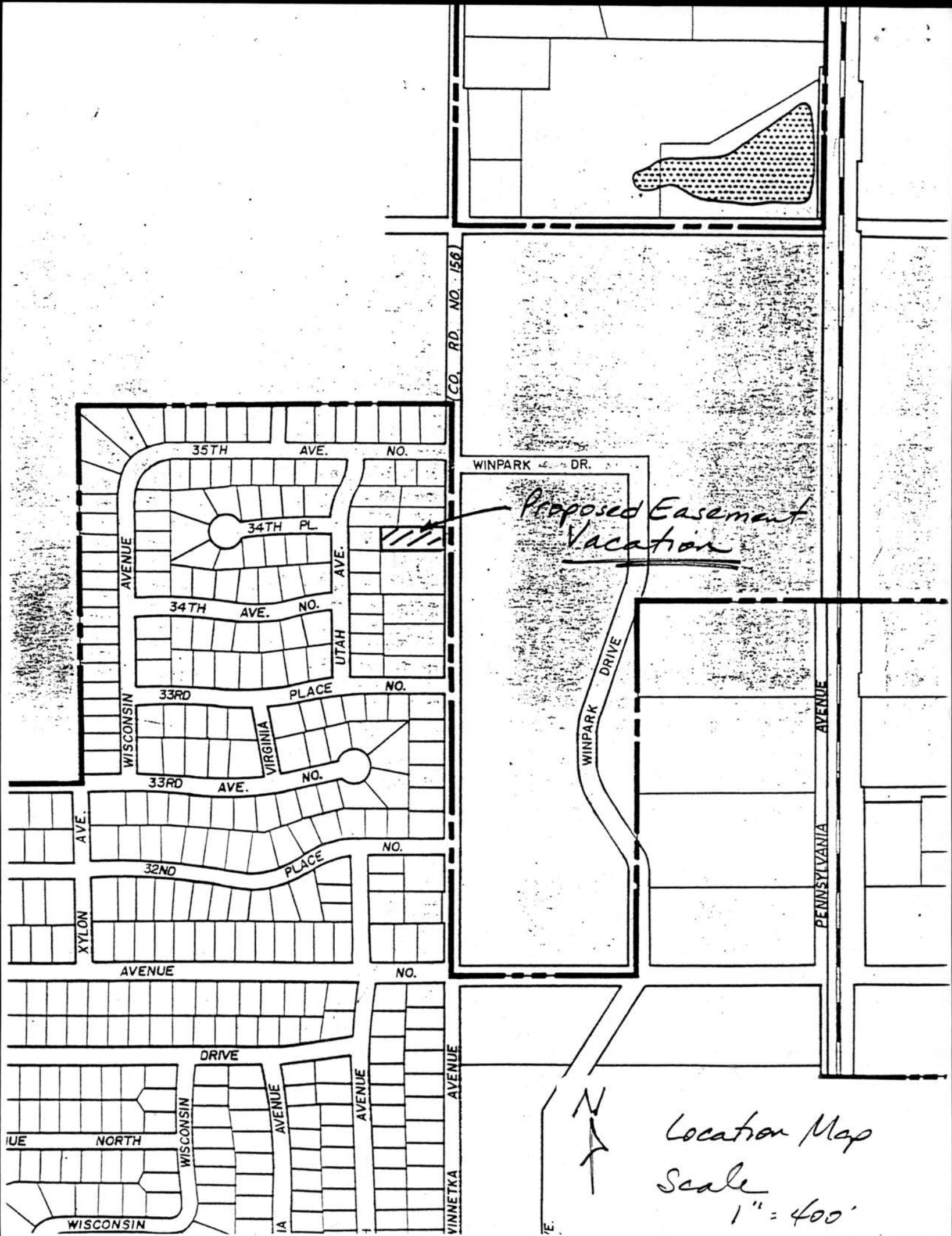
First Reading: August 6, 1991

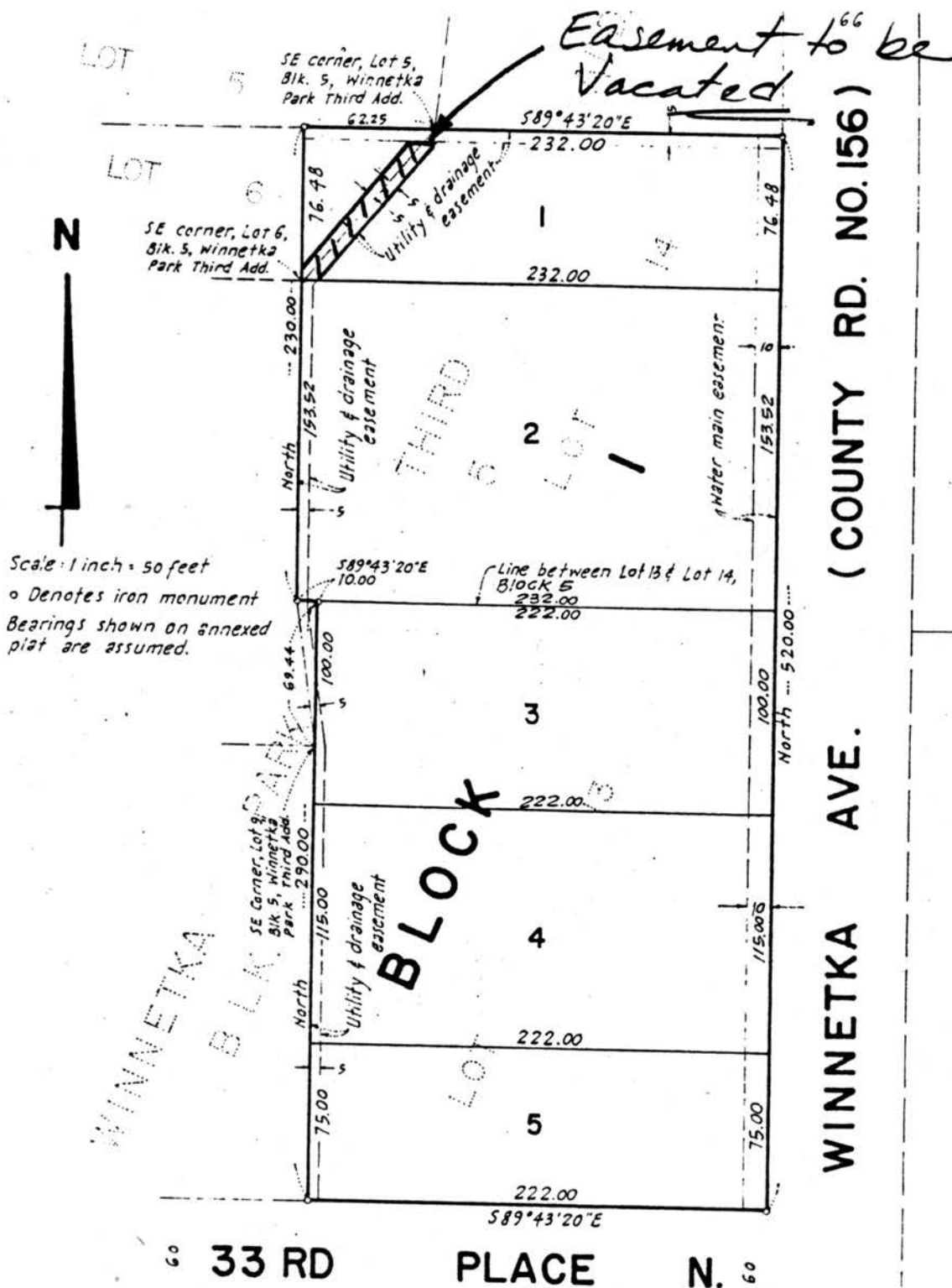
Adopted: August 20, 1991

\_\_\_\_\_  
Mayor

ATTEST:

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





Have shown

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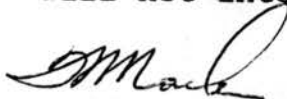
SCH ENGINE

**Winnetka Park 5th Addition**

Memorandum

DATE: August 14, 1991  
TO: Jerry Dulgar, City Manager  
FROM: William Monk, City Engineer  
SUBJECT: Easement Vacation

The City has received yet another request to vacate a portion of a utility and drainage easement. In this instance, the easement is along the rear yard of a single family residence at 6529 - 45th Place North. At the present time the easement is unused and wider than needed even if it is used in the future. With this in mind, I recommend vacating all but the south 5 feet of the easement so the owner can move forward with modifications to his garage that will not interfere with future easement use.



WM:mb

NOTICE OF PUBLIC HEARING  
TO VACATE A CERTAIN DRAINAGE  
AND UTILITY EASEMENT

City of Crystal, MN

NOTICE IS HEREBY GIVEN that the City Council of the City of Crystal will meet on Tuesday, September 3, 1991, at 7:00 p.m., or as soon thereafter as the matter may be heard, at the Crystal Municipal Building, 4141 Douglas Drive in said City, to consider a request to vacate that portion of the Easement legally described as follows:

Beginning at a point on the west line of Lot 1, Block 1, Laub 2nd Addition 5 feet north of the southwest corner of said lot, thence north along the west line of Lot 1 a distance of 10 feet, thence southeast to a point 5 feet west and 5 feet north of the southeast corner of said Lot 1, thence to the point of beginning.

The proposed vacation application has been submitted by Frank J. Dattalo, 6529 45th Place North.

All persons interested in the vacation of said drainage and utility easement or in having the City retain the present drainage and utility easement as described above, are hereby notified to be heard with reference to this matter.

DATED: August 20, 1991

BY ORDER OF THE CITY COUNCIL  
CITY OF CRYSTAL  
DARLENE GEORGE, CITY CLERK

(Published in the Crystal-Robbinsdale Post News 8/21/91)



ORDINANCE NO. 91-

AN ORDINANCE VACATING A CERTAIN  
DRAINAGE AND UTILITY EASEMENT

THE CITY OF CRYSTAL DOES ORDAIN:

Section 1. Pursuant to Minnesota Statutes, Section 462.358, Subdivision 7, and Crystal City Charter, Section 12.06 collective (Act), a request to vacate a portion of a City drainage and utility easement (Easement) located on property at 6529 - 45th Place North in the City has been submitted to the Council.

Sec. 2. A public hearing after duly published notice and opportunity of the affected property owners to be heard concerning the vacation has been held in accordance with the Act.

Sec. 3. The City Council has found and determined that vacation of the Easement as proposed is in the public interest.

Sec. 4. The portion of the Easement to be vacated is legally described as follows:

Beginning at a point on the west line of Lot 1, Block 1, Laub 2nd Addition 5 feet north of the southwest corner of said lot, thence north along the west line of Lot 1 a distance of 10 feet, thence southeast to a point 5 feet west and 5 feet north of the southeast corner of said Lot 1, thence to the point of beginning.

Sec. 5. The portion of the as described Easement is vacated.

Sec. 6. The City Clerk is authorized and directed to file a copy of this ordinance with the Hennepin County Recorder.

First Reading: August 20, 1991  
Adopted: September 3, 1991

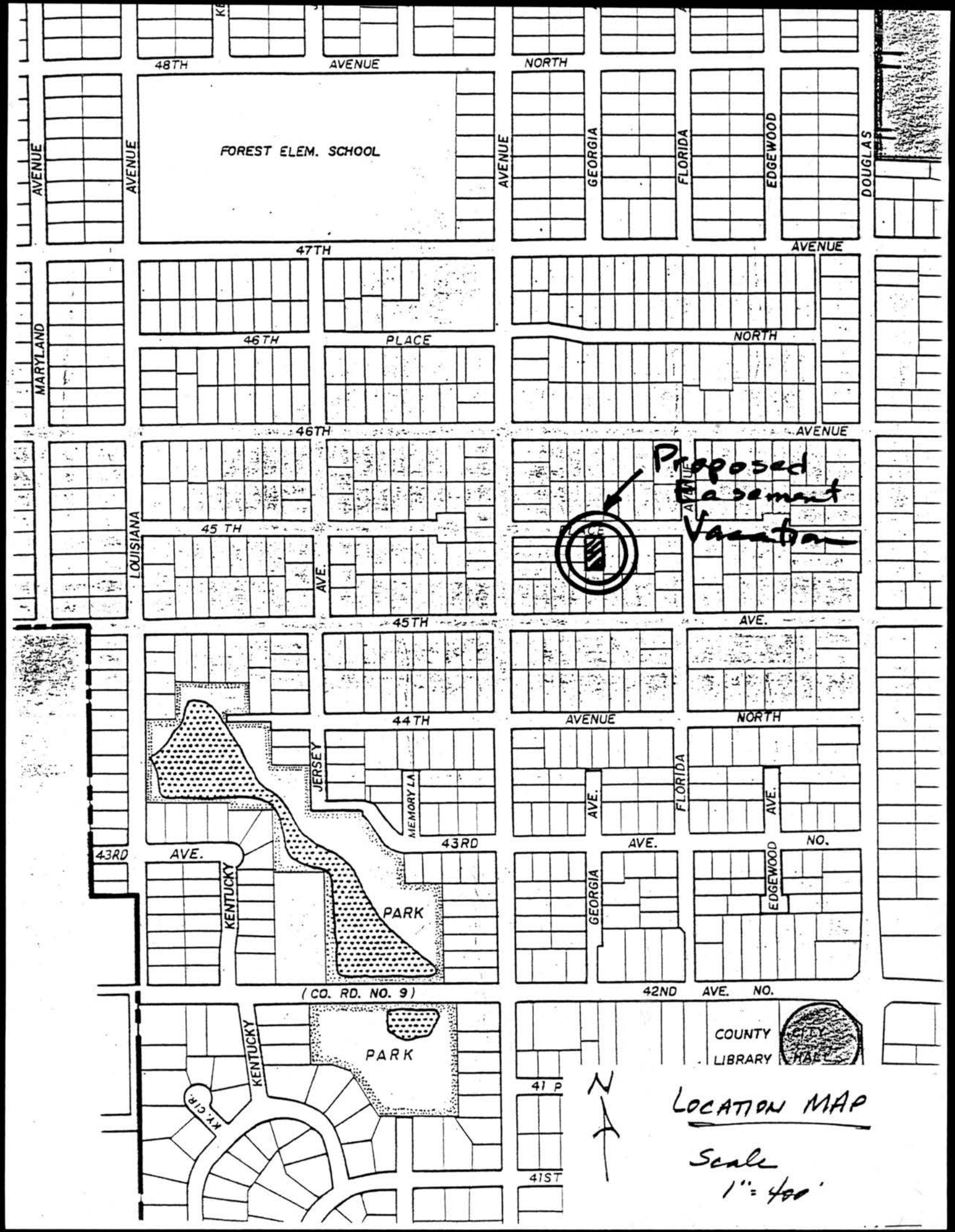
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Mayor

ATTEST:

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City Clerk



FOREST ELEM. SCHOOL

47TH

46TH

PLACE

NORTH

46TH

AVENUE

45TH

AVE.

45TH

AVE.

44TH

AVENUE

NORTH

43RD

AVE.

KENTUCKY

JERSEY

MEMORY LA

PARK

(CO. RD. NO. 9)

PARK

42ND

AVE. NO.

COUNTY LIBRARY



LOCATION MAP

Scale  
1" = 400'

PLACE

48

9

N 89° 59' E  
65.00

1

UTILITY AND  
DRAINAGE EASEMENT

700-108

Easement to be  
vacated -

271.20 20° 65' W - -

BY L O C Y

271.22 | S 0°35'E | -

65.00  
WEST

45<sup>TH</sup>

AVE.

No.

FAIRVIEW  
SECOND

ACRES  
UNIT

DATE: August 28, 1991  
TO: Jerry Dulgar, City Manager  
FROM: Bill Barber, Building Inspector  
SUBJECT: 5541 Zane Ave. N.  
Variance to rear yard setback  
Variance #91-20

A request for a rear yard setback variance of 12 feet has been received from Robert Thomsen. The current lot is 75'x95'. This is a non-conforming lot due to it being only 95' deep. Mr. Thomsen is proposing to build on a 12'x12' screen porch. The addition would be 28' from the rear property line.

The average lot depth in the City is about 120' - 130'. This lot is only 95' which is some 35' less than the average. The Planning Commission felt that circumstances are unique to this property not created by the landowner and the variance will not alter the essential character of the area.

The applicant could build a screen porch within the setbacks by reducing the size by 2' in depth. The width is somewhat tied down due to existing windows and elect service location.

In 1977, a permit was issued to the applicant to build a 12'x16' redwood deck in the same location as proposed for the screen porch. The existing deck is proposed to be replaced by the new porch, and relocated between the screen porch and the garage.

The Planning Commission recommended approval of this variance request. They looked at other alternatives such as making it wider and not so deep but there is a window on one side and the electrical service on the other. They felt that a hardship exists as the lot depth is only 95' in depth which is unusual within the City. They also noted that the variance actually is only 2' based on the new ordinance which has been approved and is being published.

The applicant did not state to the Planning Commission or myself why they could not reduce to 10' instead of the 12' as proposed. At the August 20, 1991 City Council meeting, this variance request was tabled until September 3, 1991. The Councilmembers present wanted the full Council to act on this request.

If you should have any questions, I will answer them at the meeting.

kk



Date: 7-12-91

APPEAL FOR A VARIANCE TO THE ZONING ORDINANCE

Street Location of Property: 5541 ZANE AVE. N.  
Legal Description of Property: I.D. No. 04-118-21 33 0030  
Wilshire Terrace Lot 005 Block 002  
Property Identification Number: I.D. No. 04-118-21 33 0030  
Applicant: Robert L. Thomson (w) 623-6020  
(Print Name)  
5541 ZANE AVE. N. 612 537 3222  
(Address) (Phone No.)  
Owner: SAME AS APPLICANT  
(Print Name)  
(Address) (Phone No.)

REQUEST: Applicant requests a variance on the above-described property from Section 515.13  
SUBD 4(a) of the Zoning Ordinance, as amended, which requires 40 ft  
setback from rear lot line. REQUESTING A VARIANCE  
OF 12'

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.

Replacing existing 14'x16' ft deck w/new 12'x12'  
SCREEN PORCH would result in no increase  
in zoning ordinance violation.

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.

CURRENT LOT IS 110' DP, WHICH LIMITS SETBACK  
TO REAR PROPERTY LINE TO LESS THAN 40 FT.

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 WILL ENHANCE CURRENT PROPERTY AND OFFERS NO  
DETIMENT. AT LEAST ONE OTHER PROPERTY HAS  
A DECK IN SAME LOCATION ON THE SAME BLOCK.

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

THIS PROPERTY IS:  
TORRENS / ABSTRACT  
(Circle one)

Robert L. Thomson  
(Applicant's Signature)  
Robert L. Thomson  
(Owner's Signature)

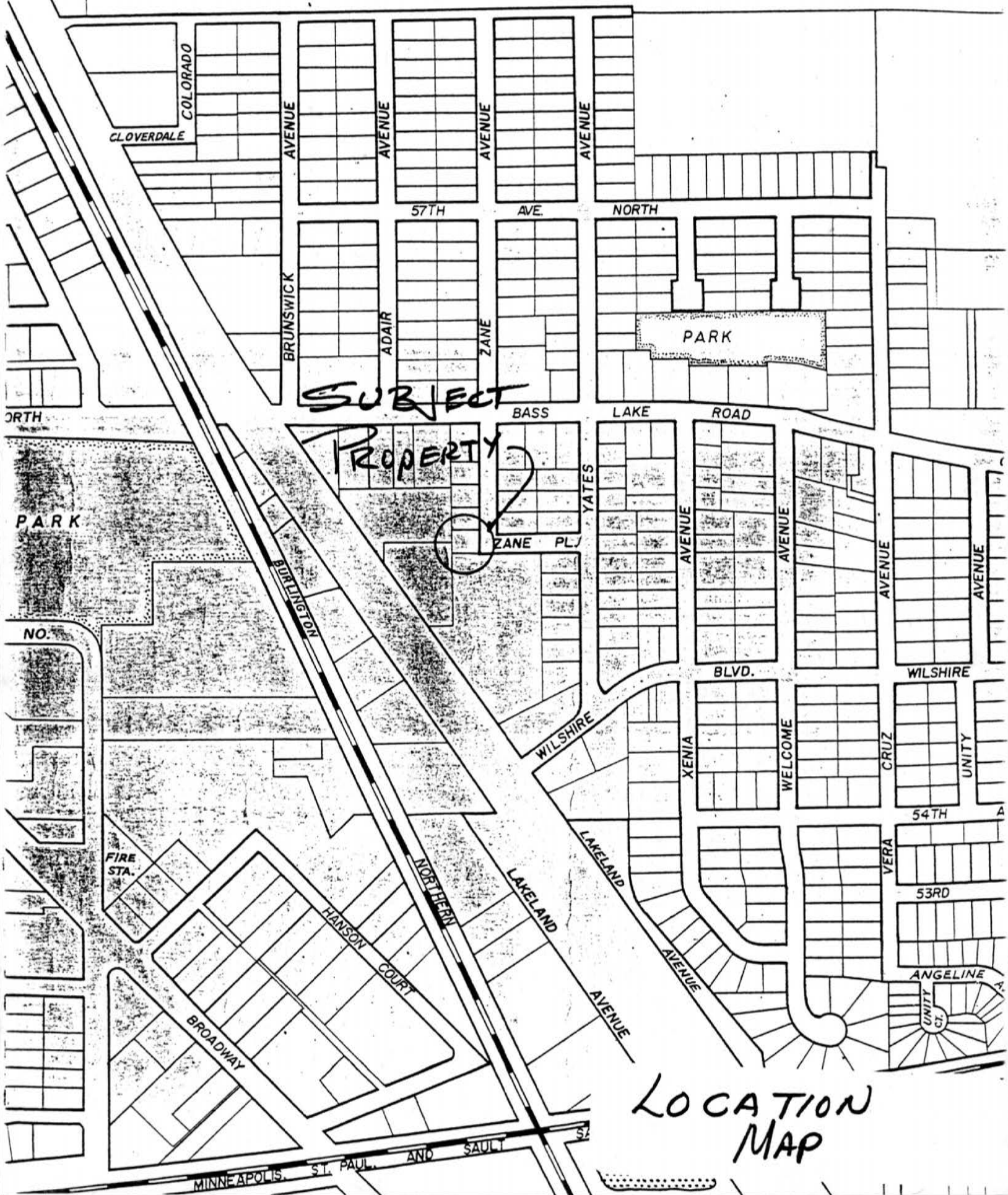
(Office Use Only)

FEE: \$75.00 DATE RECEIVED: 7-12-91 RECEIPT # 57390  
(Approved) (Denied) - Planning Commission (Date)  
(Approved) (Denied) - City Council (Date)



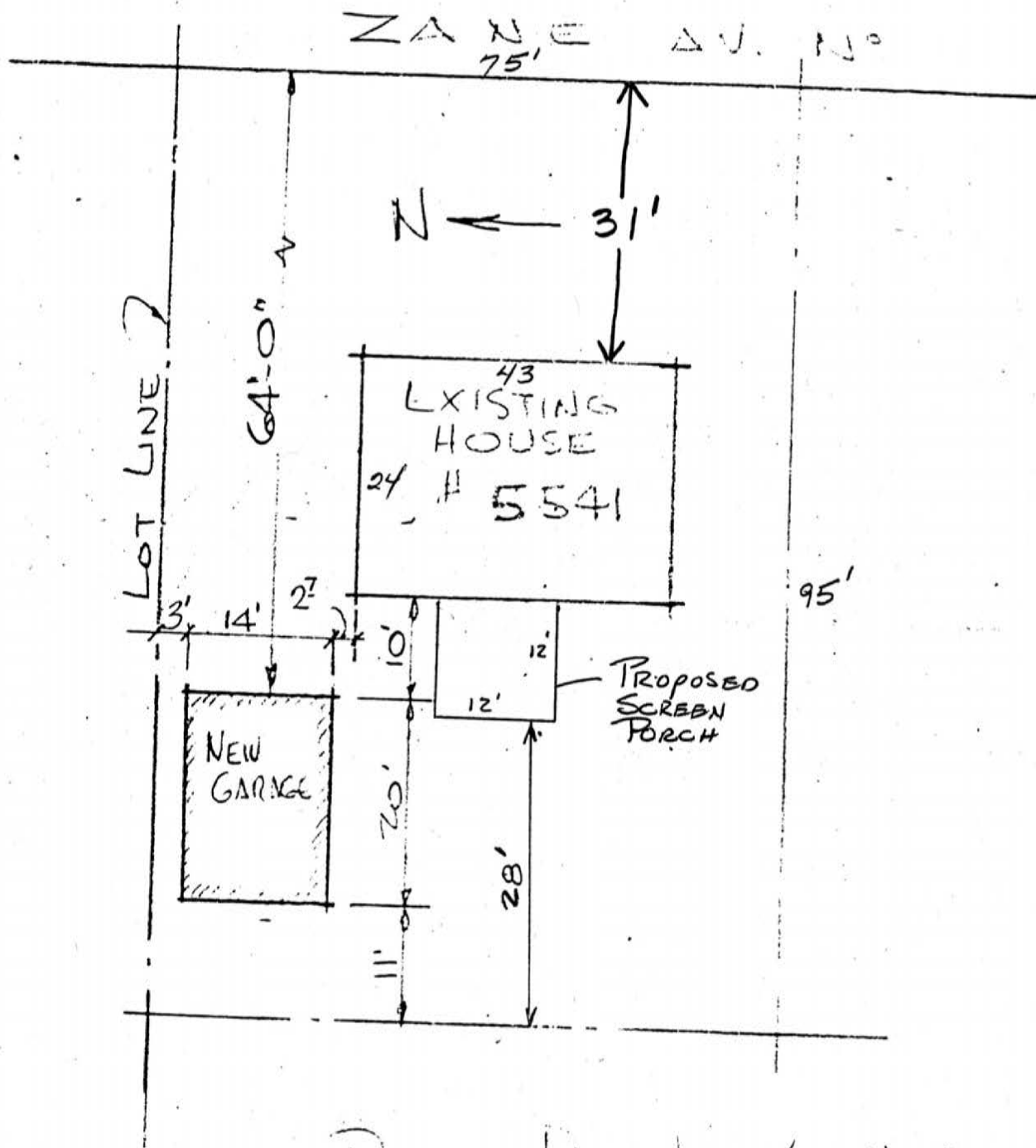
CRYSTAL AIRPORT

169



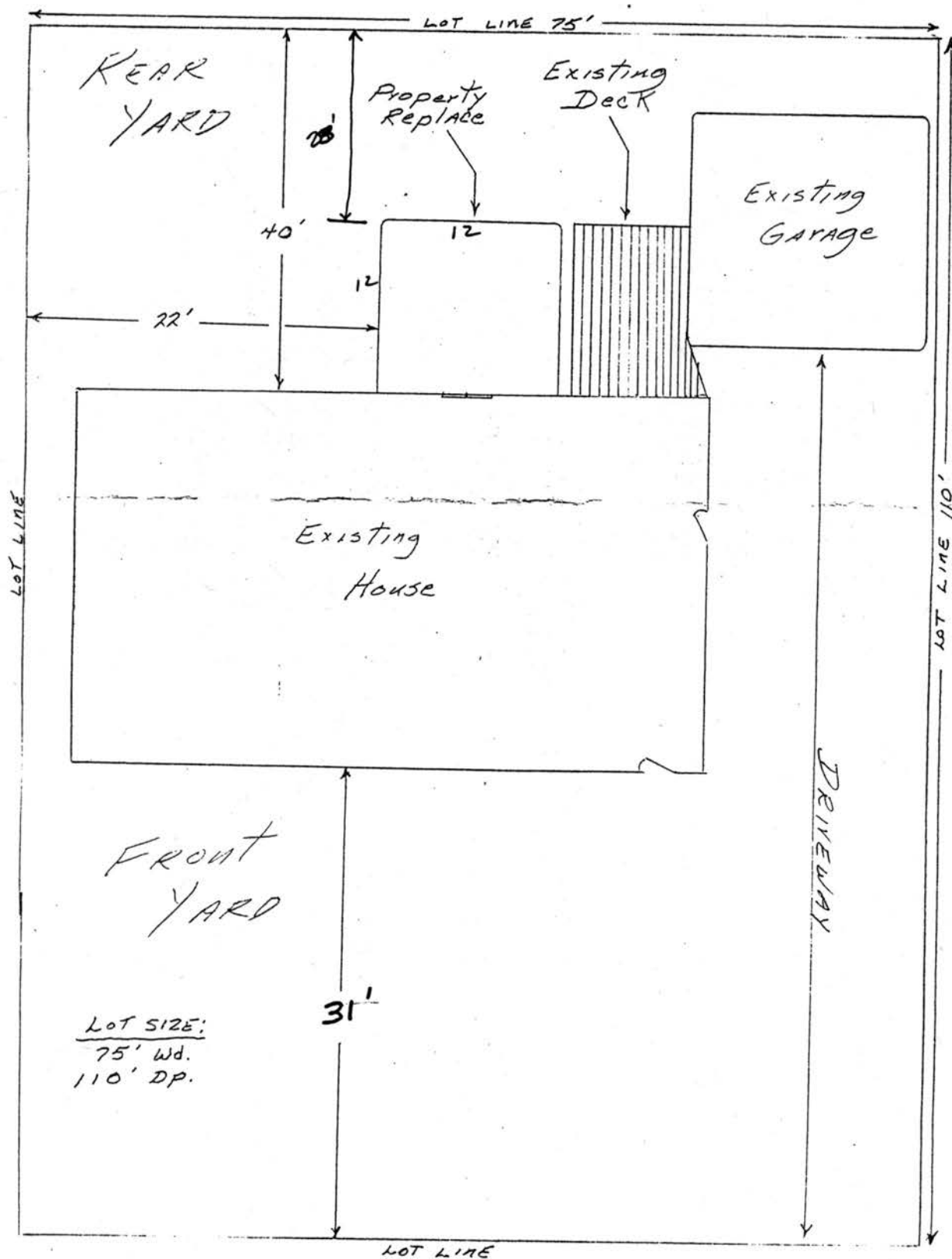
LOCATION  
MAP





PLOT PLAN 1/16=1'-0"

M. H. ROSS, JR. 211  
— 185722 — 185722



DATE: August 28, 1991  
TO: Jerry Dulgar, City Manager  
FROM: Bill Barber, Building Inspector  
SUBJECT: 6807 51st Pl. N.  
Request for a 4" variance to side yard setback  
Variance #91-21

I have received a request for a 4" variance from Larry and Christine Howieson. They are proposing to build a 22'x28' garage attached to the existing house. The house is currently 26.7' from the east property line. You will also note that the survey currently shows an easement for a cul-de-sac but at the Council meeting of August 6, 1991, the City Council approved the vacating of that easement since the street goes straight through. This will give us the 30' front yard setback that is required.

The garage addition is proposed to be 22' in width which will leave 4.7' (approximately 4'8") to the east property line. The house to the east has the bedrooms adjacent to the property line. The existing garage is being removed. The existing garage is a detached garage.

I always recommend that additions be kept to an even dimension as construction materials work out better with less waste. I did discuss the possibility of going to a 20' wide garage as an alternative which would eliminate the need for a variance. However, in this case it seems to me that the applicant could go to a 21'6" or 21'8" width to get a more usable garage and not need a variance. With the 28' depth, there would be plenty of storage space in front.

I was unable to find any reasons for granting the variance of 4". A 20' width garage can be built and is usable and will provide adequate storage space. The Planning Commission recommended approval of this request. They felt that a garage less than 22' in width really isn't adequate for a two car garage. They also felt that a 4" variance was small and to allow an additional 2 feet of garage width. This attached garage as proposed will be an asset to the property.

Comments were made at the Council meeting regarding the need for Council action on small variances. Staff does not have the authority to vary from the stated setbacks no matter how small. I concur that a 4" variance seems minor in nature but without official approval of the variance, it can create a cloud on the title of the property.

I will answer any questions at the meeting.

kk 

APPEAL FOR A VARIANCE TO THE ZONING ORDINANCE

X Street Location of Property: 6807 51st Pl  
Legal Description of Property: LOT 8, BLOCK 2 KRAFT'S ADD'N

Property Identification Number: #08-118-21-13-0028

X Applicant: Christine and Larry Howieson  
(Print Name)  
6807 51st Pl 537-5385-  
(Address) (Phone No.)

X Owner: Christine and Larry Howieson  
(Print Name)  
Same Same  
(Address) (Phone No.)

REQUEST: Applicant requests a variance on the above-described property from Section 515.13  
SUBD 3(a)(1) of the Zoning Ordinance, as amended, which requires 5' SETBACK  
FROM SIDE PROPERTY LINE. REQUESTING A 4" VARIANCE  
TO THE REQUIRED SETBACK

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:

- X 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.

We are requesting a 4 inch variance to allow  
us to put in a standard 22 ft. garage.

- X 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.

- X 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.

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)

X Christine D. Howieson  
(Applicant's Signature)

(Owner's Signature)

(Office Use Only)

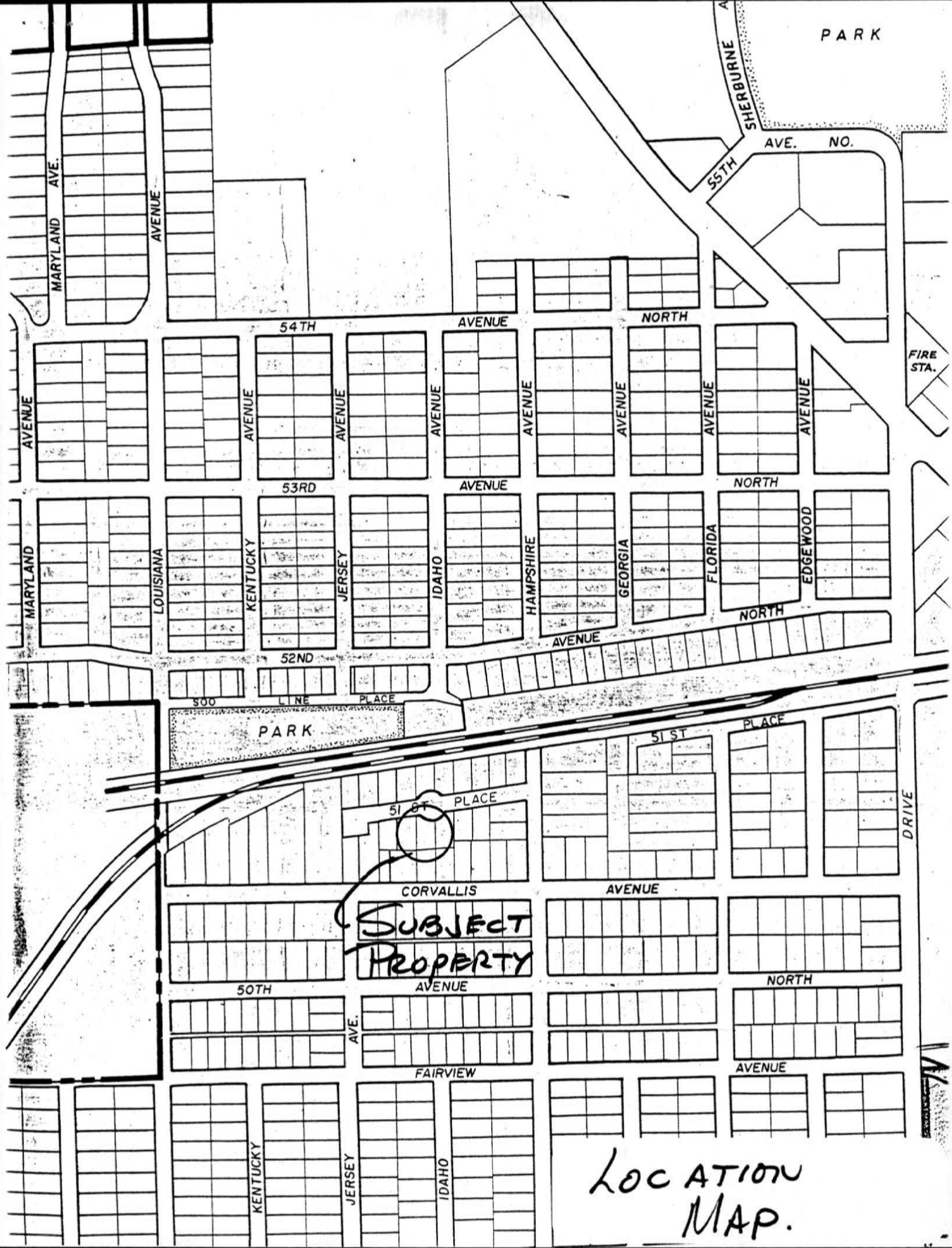
FEE: \$25.00 DATE RECEIVED: 7/12/91 RECEIPT # 57387

(Approved) (Denied) - Planning Commission

(Date)

(Approved) (Denied) - City Council

(Date)

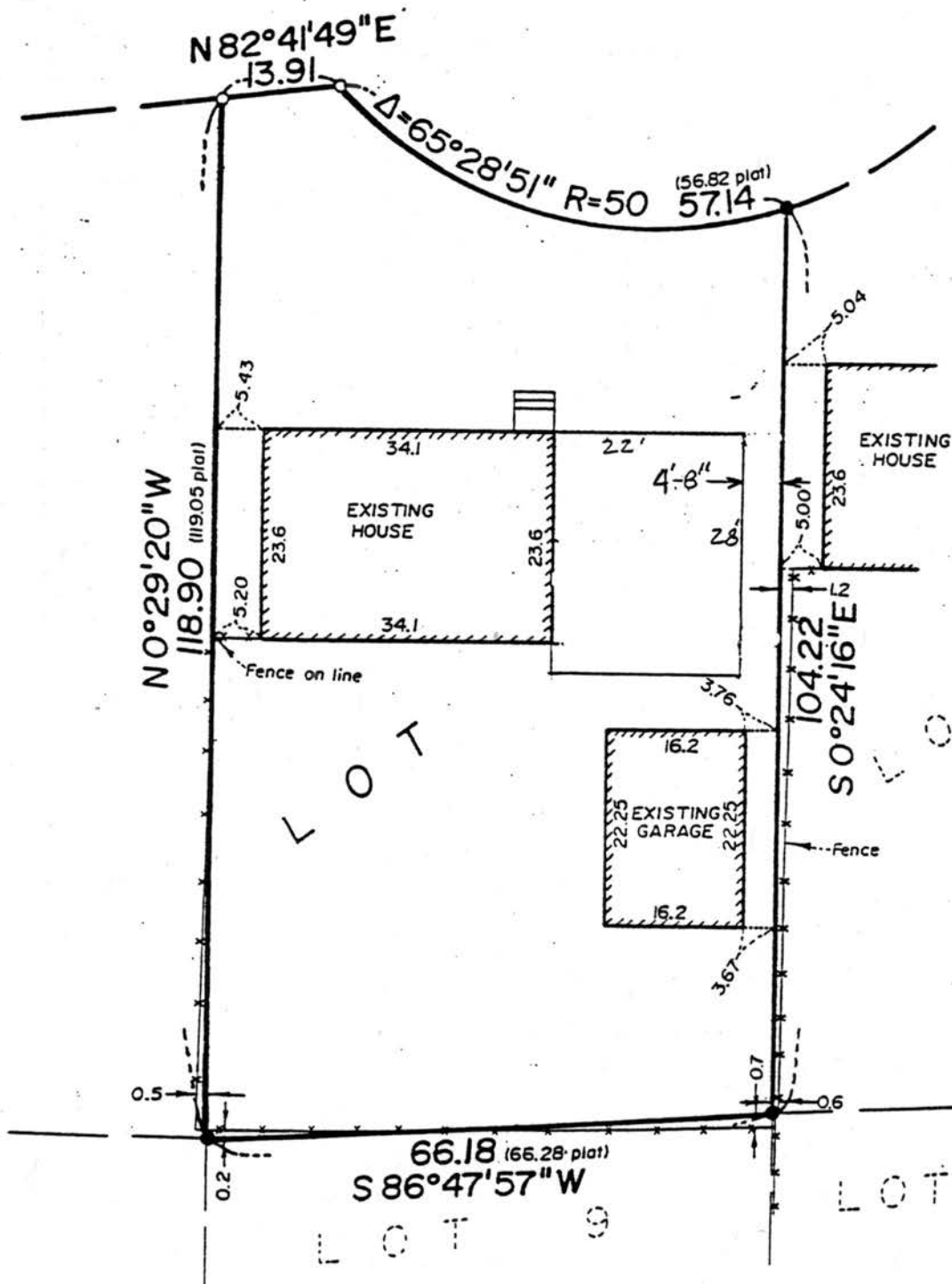


LOCATION  
MAP.



# 51st PLACE NORTH

30



SCALE: 1 inch



51st PLACE NORTH

Survey for:

LARRY HOWIESON

LEGAL DESCRIPTION

Lot 8, Block 2, KRAFT'S ADDITION, according to the recorded plat thereof, Hennepin County, Minnesota.

- Denotes Iron Monument Found
- Denotes Iron Monument Set

Area = 7,227 square feet (0.166 acre)

I hereby certify that this is a true and correct representation of a survey of the boundaries of the land above described and of the location of all buildings, if any, thereon.

Dated this 11TH day of JUNE, 1991.

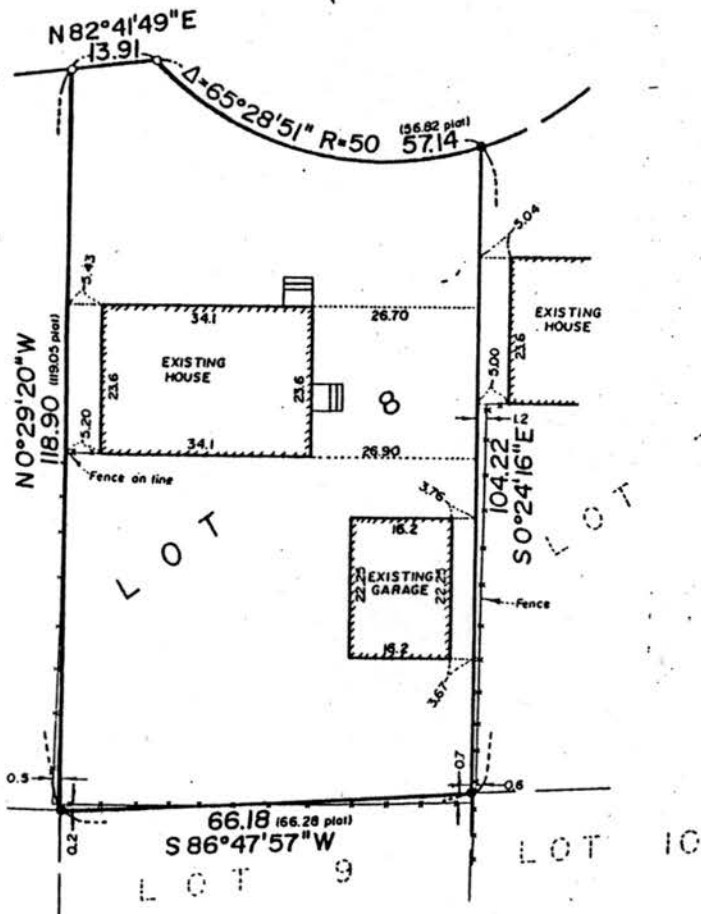
REHDER AND ASSOCIATES, INC.

Alvin R. Rehder  
Alvin R. Rehder, Land Surveyor  
Minnesota Registration No. 13295

JOB NO.  
914-1048.10  
BOOK

**R Rehder**  
& Associates, Inc.  
CIVIL ENGINEERS & LAND SURVEYORS

3440 Federal Drive, Suite 240  
Eagan, Minnesota 55122  
Phone (612) 452-5051  
FAX (612) 452-9797



SCALE: 1 inch = 20 feet

DATE: August 29, 1991  
TO: Jerry Dulgar, City Manager  
FROM: William Monk, City Engineer  
SUBJECT: Wilshire Boulevard/CR81 Intersection Project

As you are aware, I have been working with Hennepin County for some time on a joint project to signalize/upgrade the Wilshire Boulevard/CR81 intersection. Towards that end, Crystal hired Westwood Engineering to provide a preliminary design which would be used to determine the scope of the project and the levels of participation by both parties. The preliminary design is complete and has been tentatively reviewed by Hennepin County staff.

The plan is consistent with the layout viewed previously by the City Council with the major components including signalization of the intersection, widening of the highway to allow for turning lanes and realignment of frontage roads. A large scale plan sheet will be presented Tuesday night so specifics of the plan can be reviewed.

At this point I am interested in establishing the general parameters of a cooperative agreement with the County. That agreement will be based on the following financial breakdown:

Construction and Design Costs

- Hennepin County Participation Using State Aid Funds	\$ 779,045
- Crystal Participation Using State Aid Funds	\$ 96,955
- Crystal Participation Using Infrastructure Funds	<u>\$ 106,906</u>
Subtotal	\$ 982,906

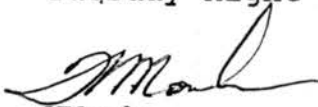
Right-of-Way Costs

- Crystal Participation Using Off-System State Aid Funds	\$ 650,000
- Crystal Participation Using Infrastructure Funds	<u>\$ 100,000</u>
Subtotal	\$ 750,000

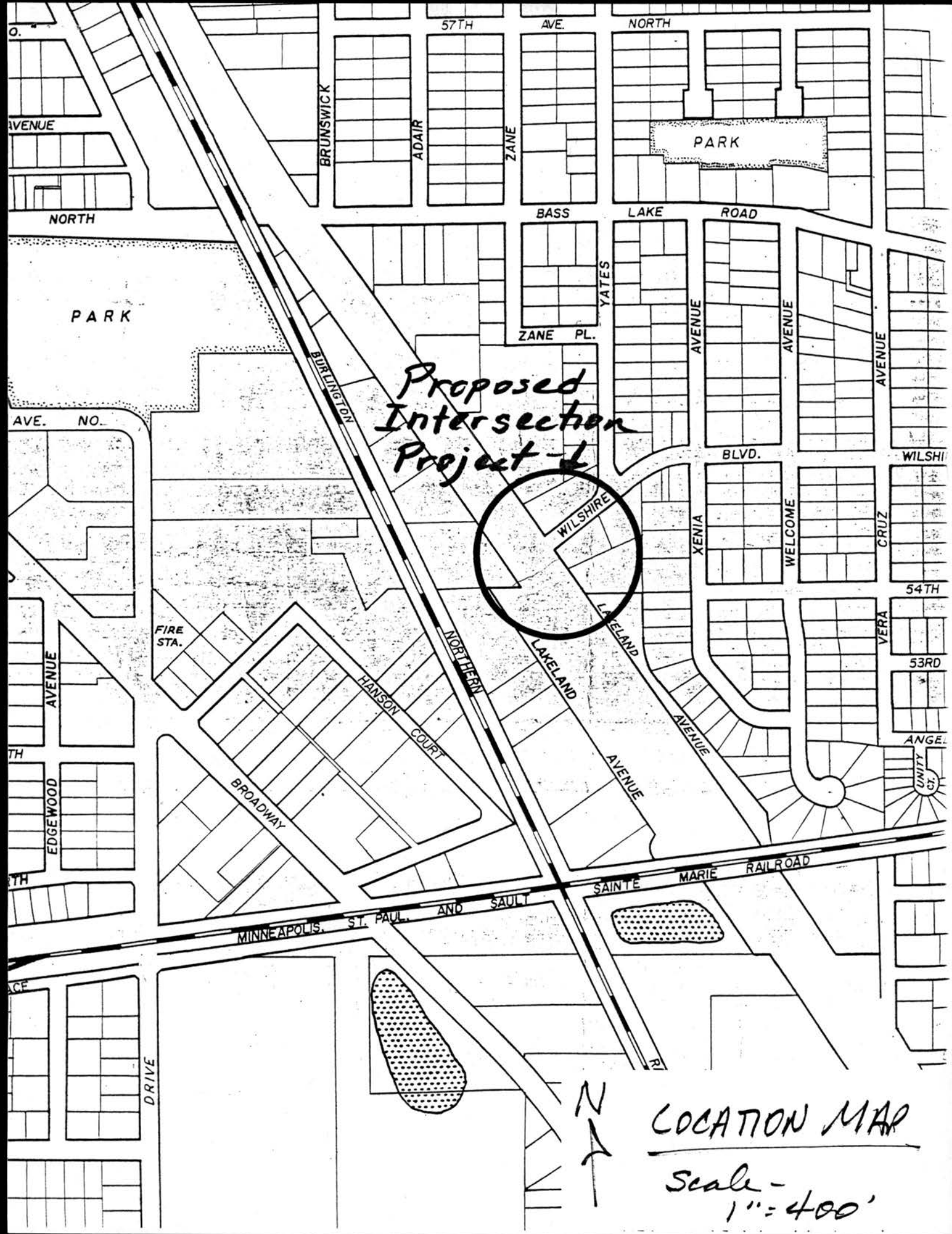
Jerry Dulgar  
August 29, 1991  
Page 2

Hennepin County is prepared to proceed with this project in 1992 in conjunction with a bridge deck replacement project already scheduled. Further, the County is prepared to pledge its full allocation of eligible State Aid construction reimbursement to offset the project costs which establishes Crystal's participation at \$746,955 in State Aid Funds and \$206,906 in local Infrastructure Funds. This makes the project feasible from a construction and financial viewpoint.

I will be prepared to review this project with the Council on Tuesday night in an attempt to establish terms of an agreement.



WM:mb



Proposed  
Intersection  
Project



LOCATION MAP

Scale -  
1" = 400'

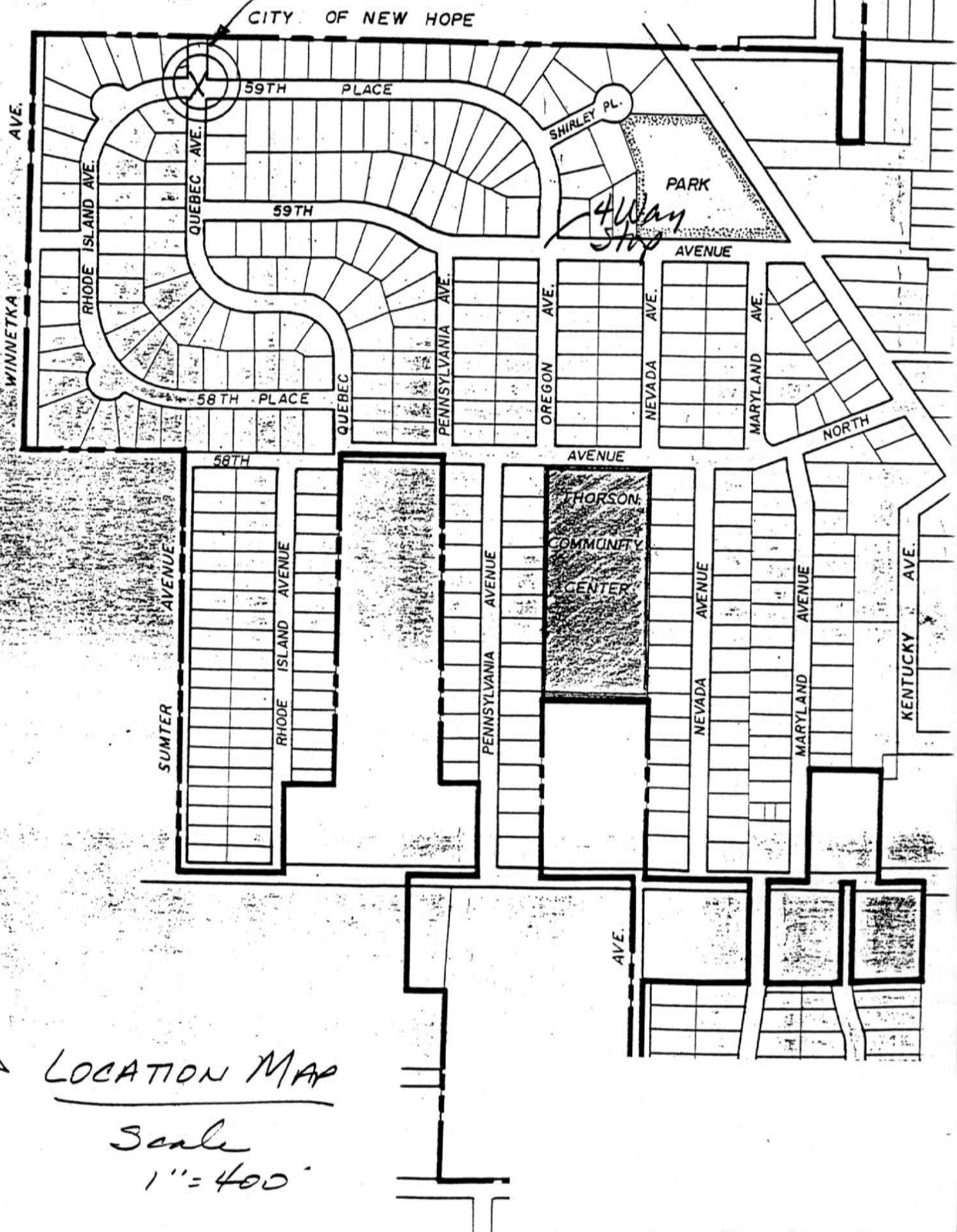
DATE: August 27, 1991  
TO: Jerry Dulgar, City Manager  
FROM: William Monk, City Engineer  
SUBJECT: Stop Sign Installation

Many years ago a yield sign was placed on Quebec Avenue to control southbound traffic as it intersected with 59th Place because of sight distance restrictions. The single yield situation is not adequately controlling the traffic movements given the curved nature of the streets and hilly terrain in the area. It is recommended the yield sign be removed and stop signs be installed on Quebec Avenue at its intersection with 59th Place.



WM:mb

# Proposed Stop Signs





M E M O R A N D U M

DATE: August 27, 1991  
TO: Jerry Dulgar, City Manager  
FROM: Anne Norris, Community Development Director *an*  
SUBJECT: Development Agreement with Super Valu

BACKGROUND

As you may recall, the development agreement with Super Valu required Super Valu to acquire the Anthony Shopping Center no later than July 10, 1991. Due to tax implications to the Nicklows, the closing on this property has not yet occurred.

Super Valu and the Nicklows have amended the purchase agreement on the shopping center site so that the closing occurs by January 2, 1992. Consequently, Super Valu has requested the development agreement be amended to allow acquisition of the shopping center site by January 15, 1992.

Enclosed is a resolution authorizing this amendment.

RECOMMENDATION

Adopt the resolution authorizing the amendment to the development agreement with Super Valu.

ALN:jt

**FIRST AMENDMENT TO  
CONTRACT FOR PRIVATE REDEVELOPMENT  
BY AND AMONG  
THE ECONOMIC DEVELOPMENT AUTHORITY IN AND FOR THE  
CITY OF CRYSTAL, THE CITY OF CRYSTAL, AND  
SUPER VALU STORES, INC.**

THIS AGREEMENT, made on or as of the \_\_\_\_ day of \_\_\_\_\_, 1991, by and among the ECONOMIC DEVELOPMENT AUTHORITY IN AND FOR THE CITY OF CRYSTAL, MINNESOTA, a public body corporate and politic (the "Authority"), having its principal office at 4141 Douglas Drive North, Crystal, Minnesota 55422, the CITY OF CRYSTAL, a Minnesota municipal corporation (the "City") having its principal office at 4141 Douglas Drive North, Crystal, Minnesota 55422 and SUPER VALU STORES, INC., a Minnesota corporation (the "Redeveloper"), having its principal office at 11840 Valley View Road, Eden Prairie, Minnesota 55344.

WITNESSETH:

WHEREAS, the above-named parties entered that certain Contract for Private Redevelopment, dated May 31, 1991 (the "Contract"); and

WHEREAS, the parties have mutually agreed to modify Section 11.1(a) of the Contract by extending the date by which the Redeveloper must acquire the property described in Schedule A, Section 3 of the Contract.

NOW, THEREFORE, in consideration of the premises and the mutual obligations of the parties hereto, each of them hereby agrees as follows:

1. Section 11.1 of the Contract is amended to read as follows:

Section 11.1. Options to Terminate. The Authority, the City or the Redeveloper may terminate this Agreement upon either of the following occurrences:

(a) The Redeveloper fails to acquire the Parcel designated to be acquired by the Redeveloper on Schedule A, Section 3, by January 15, 1992; or

(b) The Redeveloper fails to submit to the Authority the written commitment specified in Section 3.2(a)2 by July 1, 1993.

2. The Contract is not modified in any respect other than as designated in paragraph 1 herein.

IN WITNESS WHEREOF, the Authority and the City have caused this Agreement to be duly executed in their names and behalf and their seals to be hereunto duly affixed and the Redeveloper has caused this Agreement to be duly executed in its name and behalf on or as of the date first above written.

ECONOMIC DEVELOPMENT  
AUTHORITY IN AND FOR THE  
CITY OF CRYSTAL, MINNESOTA

By \_\_\_\_\_  
Its President

And by \_\_\_\_\_  
Its Executive Director

STATE OF MINNESOTA     )  
                                  ) ss  
COUNTY OF HENNEPIN    )

On this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, before me, a notary public  
within \_\_\_\_\_ and \_\_\_\_\_ for \_\_\_\_\_ Hennepin County, \_\_\_\_\_ personally appeared  
\_\_\_\_\_ and \_\_\_\_\_,  
the President and Executive Director, respectively, of the Economic Development  
Authority in and for the City of Crystal ("Authority"), and acknowledged the  
foregoing instrument on behalf of said Authority.

\_\_\_\_\_  
Notary Public

CITY OF CRYSTAL, MINNESOTA

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

And by \_\_\_\_\_  
Its City Manager

STATE OF MINNESOTA     )  
                                  ) ss  
COUNTY OF HENNEPIN    )

On this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, before me, a notary public  
within \_\_\_\_\_ and \_\_\_\_\_ for \_\_\_\_\_ County, personally appeared  
\_\_\_\_\_ and \_\_\_\_\_, the  
Mayor and City Manager, respectively, of the City of Crystal ("City"), and  
acknowledged the foregoing instrument on behalf of said City.

\_\_\_\_\_  
Notary Public

SUPER VALU STORES, INC.

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

And by \_\_\_\_\_  
Its \_\_\_\_\_

STATE OF \_\_\_\_\_     )  
                                  ) ss  
COUNTY OF \_\_\_\_\_    )

On this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, before me, a notary public  
within \_\_\_\_\_ and \_\_\_\_\_ for \_\_\_\_\_ County, personally appeared  
\_\_\_\_\_ and \_\_\_\_\_, the  
\_\_\_\_\_, respectively, of Super Valu  
Stores, Inc., a Minnesota corporation, and acknowledged the foregoing instrument  
on behalf of said corporation.

\_\_\_\_\_  
Notary Public

This instrument was drafted by:

HOLMES & GRAVEN, CHARTERED  
470 Pillsbury Center  
Minneapolis, Minnesota 55402

CITY OF CRYSTAL, MINNESOTA

RESOLUTION NO. \_\_\_\_\_

RESOLUTION APPROVING FIRST AMENDMENT TO  
CONTRACT FOR PRIVATE REDEVELOPMENT AMONG  
THE CRYSTAL EDA, THE CITY AND SUPER  
VALU STORES, INC.

WHEREAS, the Economic Development Authority in and for the City of Crystal, Minnesota (the "Authority"), the City of Crystal (the "City") and Super Valu Stores, Inc. (the "Redeveloper") have entered a Contract for Private Redevelopment dated May 31, 1991 (the "Contract"); and

WHEREAS, there has been presented before the City a form of a First Amendment to the Contract, which extends the date by which the Redeveloper must acquire certain property (the "Amendment"); and

WHEREAS, this Council has reviewed the Amendment and finds that execution of the same is in the best interest of the City and its residents.

NOW, THEREFORE, be it resolved by the City Council of the City of Crystal, Minnesota as follows:

1. The Amendment to the Contract as presented to the City Council is approved.
2. The proper City officers are authorized to execute the Amendment on behalf of the City.

Approved by the City Council of the City of Crystal, Minnesota on this \_\_\_\_ day of September, 1991.

\_\_\_\_\_  
Mayor

Attest:

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

RESOLUTION NO. 91-

RESOLUTION RELATING TO CITY PARTICIPATION  
IN NARCOTICS CONTROL PROGRAM

WHEREAS, the Minnesota Department of Public Safety has been designated to administer law enforcement funds available through the Federal Anti-Drug Abuse Act of 1986; and

WHEREAS, the City is eligible to receive funds for services set forth in its grant application;

NOW, THEREFORE BE IT RESOLVED, that the City of Crystal enter into agreement with the State of Minnesota, Department of Public Safety, to reimburse the City for money spent for approved activities in connection with its grant application.

BE IT FURTHER RESOLVED that the City Manager and Project Director be and hereby are authorized to execute such Agreement and any amendment thereto.

Adopted by the City Council this 3rd day of September, 1991.

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Mayor

ATTEST:

---

City Clerk



RESOLUTION NO. 90- 53

RELATING TO CITY PARTICIPATION  
IN NARCOTICS CONTROL PROGRAM

*Darlene*  
*We need to*  
*repeat last yrs*  
*Resolution and*  
*letter. Please put on*  
*Sept 4 agenda*  
*JD*

WHEREAS, Public Safety has been  
designated ment funds available  
through t of 1986; and  
WHEREAS, e funds for services  
set forth  
NOW, THE the City of Crystal  
enter in Minnesota, Department  
of Public Safety, to reimburse the City for money spent for  
approved activities in connection with its grant  
application.

BE IT FURTHER RESOLVED that the City Manager and Project  
Director be and hereby are authorized to execute such  
Agreement and any amendment thereto.

Approved this 21st day of August, 1990.

*Betty Herber*  
Mayor

ATTEST:

*Darlene George*  
City Clerk

RESOLUTION NO. 90- 53

RELATING TO CITY PARTICIPATION  
IN NARCOTICS CONTROL PROGRAM

WHEREAS, the Minnesota Department of Public Safety has been designated to administer law enforcement funds available through the Federal Anti-Drug Abuse Act of 1986; and

WHEREAS, the City is eligible to receive funds for services set forth in its grant application:

NOW, THEREFORE, IT IS RESOLVED that the City of Crystal enter into agreement with the State of Minnesota, Department of Public Safety, to reimburse the City for money spent for approved activities in connection with its grant application.

BE IT FURTHER RESOLVED that the City Manager and Project Director be and hereby are authorized to execute such Agreement and any amendment thereto.

Approved this 21st day of August, 1990.

Betty Herbe  
Mayor

ATTEST:

Darlene George  
City Clerk



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

ADMINISTRATIVE OFFICE

STATE OF MINNESOTA)

COUNTY OF HENNEPIN) ss

CITY OF CRYSTAL

I, Darlene George, duly appointed and qualified City Clerk of the City of Crystal, do hereby certify that the attached is a true and correct copy of the original Resolution No. 90-53 pertaining to City participation in Narcotics Control Program, which was adopted by the Crystal City Council at its regular meeting held on August 21, 1990.

Witness my hand as such City Clerk and the corporate seal of said City of Crystal this 22nd day of August, 1990.

Darlene George  
City Clerk  
City of Crystal

SEAL

RESOLUTION NO. 91-

RESOLUTION OPPOSING "POLICE BILL OF RIGHTS" LEGISLATION (HR 2946)

WHEREAS, the U.S. Congress is considering adoption of legislation that would pre-empt state and local laws and require cities to impose federal standards on the conduct of internal investigations of police misconduct by the city while providing police officers subject to such discipline the right to sue cities for monetary and other damages, including full reinstatement;

WHEREAS, these provisions restrict the authority and ability of the Police Chief to investigate allegations of police misconduct or use of excessive force;

WHEREAS, definitions provided in the legislation are so unclear that interpretations could prevent any measures without the need for formal hearings;

WHEREAS, restrictions raise the issue of whether police officers would no longer be subject to normal supervisions;

WHEREAS, provisions raise the conduct of such disciplinary investigations to the level of criminal proceedings;

WHEREAS, "Police Officers Bill of Rights" imposes the will of the federal government on matters that are clearly state and local labor relations issues;

WHEREAS, some states, including Minnesota, have adopted similar requirements, while others have rejected such legislation;

WHEREAS, the legislation directly interferes with local processes governing provision of police services;

WHEREAS, provisions appear to disallow local appointment of civilian review boards and require that the entire investigative file be open to the police officer under investigation while not providing personnel file information on such officers to those investigations;

WHEREAS, congress has failed to hold any hearings or to investigate the views of police officials and others who would be adversely affected by such restrictions; and

WHEREAS, this proposal is unrelated to local government efforts to fight crime, control drug abuse and reduce violence, therefore should not be included in federal anti-crime legislation;

NOW, THEREFORE BE IT RESOLVED, that the City of Crystal opposes the federal imposition of a "Police Officers Bill of Rights" or other similar legislation.

BE IT FURTHER RESOLVED, that the City of Crystal urges Congress to hold hearings on this issue in both the House and Senate to solicit views of city officials charged with ensuring the public safety of our neighborhoods and the responsibility for management of local police department affairs.

Adopted by the City Council this 3rd day of September, 1991.

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Mayor

ATTEST:

---

City Clerk



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

August 7, 1991

Contact: Ann Higgins,  
Federal/State Liaison

# ★ Action Alert ★

TO: Mayors, Managers, and Clerks

FROM: Donald A. Slater, Executive Director 

SUBJECT: Police Officers Bill of Rights - **ACTION ALERT**

City officials must contact the House members of Minnesota's Congressional Delegation during the current congressional recess to urge them to oppose legislation that would restrict local authority to conduct internal police investigations.

Call your congressman's local office and request a face-to-face meeting on these issues. Please contact Ann Higgins at the League office to let us know what position taken the House member representing your city took.

## BACKGROUND ON THE LEGISLATION

The proposal, HR 2946, will be offered as an amendment to the House version of major anti-crime legislation when the House Judiciary Committee meets in early September (when congress returns from the August recess).

The bill, termed the "Police Officers' Bill of Rights" would pre-empt and obstruct local procedures and practices and overturn local collective bargaining agreements unless they conform to these new requirements. Police officials are alarmed that such measures will interfere with and seriously hamper their ability to enforce discipline and to respond to allegations of police misconduct or infractions of department policy.

This unwarranted intrusion by the federal government into local labor relations and internal affairs would impose complex requirements on the conduct of such investigations. Provisions would also extend new legal rights to law enforcement officers not available to other city employees.

Representative Jim Ramstad (3rd Congressional District) is a co-sponsor of HR 2946 and serves on the House Judiciary Committee.

Provisions establishing a federal "Police Bill of Rights" were added earlier last month to the final Senate version of anti-crime legislation, which has already been approved by the full Senate.



To date, there have been no hearings on the proposal in the House. NO hearings were ever held on these issues prior to action by the Senate.

HR 2946, introduced by Rep. Tom Campbell (R-CA), would require cities to comply with a complex set of requirements for conducting investigations of police officers for alleged misconduct or other disciplinary related matters. If the city is found to have failed to abide by such federally mandated standards in the conduct of local internal investigations, the city would be subject to lawsuits for monetary and other damages, as well as full reinstatement of the police officer under investigation or subject to disciplinary action.

#### **ILLUSTRATE LOCAL POLICE DISCIPLINE PROBLEMS**

Explain the impact this bill would have on the authority of the police chief in your city to investigate allegations of misconduct in the department or to address effectively local labor relations and police personnel issues through the collective bargaining process if such measures are put into effect.

No need for these far reaching restrictions has been established. No facts have been presented which indicate that the federal government must act to protect the rights of police officers who face discipline or internal investigations of allegations of misconduct.

No law enforcement management or city officials charged with the responsibility of overseeing the police conduct have been given an opportunity to testify on these issues. Further, HR 2946 would permit police officers under investigation to sue the city for violation of any requirements for the conduct of inquiries into allegations of misconduct.

The National League of Cities Board of Directors has unanimously adopted a resolution calling on Congress and the Administration to oppose such far reaching and ill-advised provisions which directly intrude and intervene in internal police department procedures.

#### **NEW STATE LAW TAKES EFFECT**

The 1991 Minnesota State Legislature enacted similar requirements (Chapter 334) at the state level; these provisions became effective on August 1. The League opposed such restrictions and sought to modify them during legislative hearings because of concerns that some of the proposed restrictions could shield from sanctions officers who abuse their position and violate the public trust.

Mayors, Managers, Clerks  
Page 3  
August 7, 1991

Some cities in Minnesota have already experienced difficulties with proceeding under terms of these new requirements. Less trust and more adversarial relationships are emerging as well as more formality and written (rather than oral) communications, more hearings, etc.

At the very least, Minnesota congressmen should be urged to use Minnesota and other states that have such state laws in place as a "laboratory" in the coming year to study the effects of such measures on the ability of law enforcement agencies to deal with disciplinary and other issues of police misconduct.

#### **OTHER CONTACTS**

House leadership must also hear from city officials, regardless of whether you are from their district. Members of congress need to learn specifically how the bill will affect local law enforcement ability to investigate allegations of police misconduct or use of excessive force as well as their ability to deal effectively with labor-management and personnel issues.

Please write or fax the following members:

Sponsor of HR 2946:

Rep. Tom Campbell, 313 Cannon Bldg., Washington, D.C. 20515  
202-225-5411; Fax: 202-225-5944

Chair, House Judiciary Committee:

Rep. Jack Brooks, 2449 Rayburn Bldg., Washington, D.C. 20515  
202-225-6565; Fax: 202-225-1584

Chair, Subcommittee on Civil and Constitutional Rights:

Rep. Don Edwards  
2307 Rayburn Bldg., Washington, D.C. 20515  
202-225-3072; Fax: 202-225-9460

Chair, Subcommittee on Crime and Criminal Justice

Rep. Charles Schumer  
Subcommittee Office: 362 House Annex Two, Washington, D.C. 20515  
202-225-2406 (subcommittee); Fax: 202-225-4183

Speaker of the House:

Rep. Tom Foley  
1201 Longworth Bldg., Washington, D.C. 20515  
202-225-2006; Fax: 202-225-7181

# HOUSE MEMBERS OF MINNESOTA CONGRESSIONAL DELEGATION

1 CD Representative Tim Penny 202-225-2472  
202-225-0051 (fax)  
Local offices: Mankato: 507-625-6921/Rochester: 507-281-6053

2 CD Representative Vin Weber 202-225-2331  
202-225-0987 (fax)

Local offices: \*New Ulm: 507-354-6400 John Meeks, District Director  
Marshall: 507-532-9611/Willmar: 612-235-6820

3 CD Representative Jim Ramstad 202-225-2871  
202-225-6351 (fax)

Local office: Bloomington 612-881-4600 Heather Renner, Field Rep.

4 CD Representative Bruce Vento 202-225-6631  
202-225-1968 (fax)

Local office: St. Paul 612-224-4503 Kate Seng, Staff Director

5 CD Representative Martin Sabo 202-225-4755  
202-225-4886 (fax)

Local office: Minneapolis 612-349-5110

6 CD Representative Gerry Sikorski 202-225-2271  
202-225-4347 (fax)

Local office: Coon Rapids 612-780-5801

7 CD Representative Collin Peterson 202-225-2165  
202-225-1593 (fax)

Local offices: \*Detroit Lakes: 218-847-5056/St. Cloud: 612-259-0559

8 CD Representative James Oberstar 202-225-6211  
202-225-0699 (fax)

Local offices: \*Duluth: 218-727-7474 Tom Reagan, Staff Director  
Brainerd: 218-828-4400/Chisholm: 218-254-5761

\*main office

**RESOLUTION OPPOSING "POLICE BILL OF RIGHTS" LEGISLATION (HR 2946)**

**WHEREAS**, the U.S. Congress is considering adoption of legislation that would pre-empt state and local laws and require cities to impose federal standards on the conduct of internal investigations of police misconduct by the city while providing police officers subject to such discipline the right to sue cities for monetary and other damages, including full reinstatement;

**WHEREAS**, these provisions restrict the authority and ability of the Police Chief to investigate allegations of police misconduct or use of excessive force;

**WHEREAS**, definitions provided in the legislation are so unclear that interpretations could prevent any measures without the need for formal hearings;

**WHEREAS**, restrictions raise the issue of whether police officers would no longer be subject to normal supervision;

**WHEREAS**, provisions raise the conduct of such disciplinary investigations to the level of criminal proceedings;

**WHEREAS**, "Police Officers Bill of Rights" imposes the will of the federal government on matters that are clearly state and local labor relations issues;

**WHEREAS**, some states, including Minnesota, have adopted similar requirements, while others have rejected such legislation;

**WHEREAS**, the legislation directly interferes with local processes governing provision of police services;

**WHEREAS**, provisions appear to disallow local appointment of civilian review boards and require that the entire investigative file be open to the police officer under investigation while not providing personnel file information on such officers to those investigations;

**WHEREAS**, congress has failed to hold any hearings or to investigate the views of police officials and others who would be adversely affected by such restrictions; and

**WHEREAS**, this proposal is unrelated to local government efforts to fight crime, control drug abuse and reduce violence, therefore should not be included in federal anti-crime legislation;

**NOW, THEREFORE, BE IT RESOLVED**, that the City of  
opposes the federal imposition of a "Police Officers Bill of Rights"  
or other similar legislation.

**BE IT FURTHER RESOLVED**, that the City of \_\_\_\_\_ urges  
Congress to hold hearings on this issue in both the House and Senate  
to solicit views of city officials charged with ensuring the public  
safety of our neighborhoods and the responsibility for management of  
local police department affairs.

Signed:

Mayor, City of

Councilmembers:

M E M O R A N D U M

DATE: August 21, 1991

TO: Dan Donahue, HRG Board Member  
Gerald Splinter, HRG Board Member  
✓ Jerry Dulgar, HRG Chair  
Miles Johnson, Crystal Finance Director  
Larry Watts, New Hope Finance Director  
Paul Holmlund, Brooklyn Center Finance Dir.

FROM: Julie Jones, HRG Administrator

SUBJECT: Proposed 1992 HRG Budget

At their August 14 meeting, the Hennepin Recycling Group Board approved the attached 1992 budget proposal. This budget proposal should now be forwarded to the appropriate staff people at each HRG city and then forwarded to the City Council. Staff members should ignore previous HRG budgetary data since earlier estimated subsidies from each city's general fund have been eliminated in this updated budget proposal.

There are basically four program changes in the 1992 HRG Budget from the 1991 Budget.

1. Increased cost for Yardwaste Management due to increase use at the Maple Grove Yardwaste Facility.
2. An increase in BFI curbside service fees due to the addition of all rigid plastics and mixed paper to the curbside program.
3. A decrease in Hennepin County Funding Reimbursement to 60%.
4. An increase in the utility bill recycling service charge to \$1.30 per household per month.

Administrative and promotional expenses remain basically the same in 1992 as they were at 1991 funding levels.

The recently adopted 1992 Hennepin County Funding Policy will require cities to reach much higher recycling rates to receive maximum funding. Under the County's policy, HRG cities would need to recycle more than 16% in 1992 to qualify for 70% funding reimbursement. Since HRG cities are currently recycling slightly below 16% of their residential



waste, it would be wise to only project 60% County funding level in 1992.

Hennepin County's 1992 Funding Policy will also require cities to add all rigid plastics and mixed paper to their curbside recycling programs, if markets for these recyclables exist. This addition to the curbside program is expected to raise HRG's contract price with BFI from \$1.60 to \$2.00 per household per month. The HRG Board agreed that if markets are stable, this addition to the program should be made at the same time the utility bill recycling service fee is increased.

The other substantial change proposed in the 1992 HRG budget is an increase in the utility bill service fee from its current rate at \$1.05 per household per month to \$1.30 per household per month. Increasing the utility bill service fee will eliminate subsidies from each city's general fund, which have occurred in the past. Increasing the utility bill recycling service fee to \$1.30 equals a 24% increase from the existing rate. However, HRG's total program costs have increased 45% since the curbside recycling program was implemented in 1989. No increase in the utility bill service charge has been made since the program was established.

RECOMMENDATION:

The attached 1992 HRG budgetary information should be forwarded to each HRG City Council for consideration in the 1992 budgetary approval process. At this time, I recommend that each HRG City plan to increase its utility bill recycling service fee to \$1.30 per household per month in its 1992 budget. However, HRG staff will be closely monitoring details of the 1992 Hennepin County Recycling Funding Policy as they are developed, projected costs of operating the yardwaste drop-off site and projected increases in service fee rates for addition of all rigid plastics and mixed paper to the curbside program, since any significant changes in these areas could affect the necessary level of increase in the utility bill recycling service fee.

JJ:jt



1992 HENNEPIN RECYCLING GROUP BUDGET PROPOSAL  
JULY 18, 1991

1992 Recycling Budgetary Expenses to be Charged to HRG Account:

<u>Budget Item</u>	<u>Staff Proposal</u>
Labor	
HRG Administrator @ \$27.93/hr. @ 1,040 hrs	\$ 29,047
HRG Administrative Intern @ \$15.79/hr. @ 1,040 hrs.	16,422
HRG Secretary @ \$16.70/hr. @ 390 hrs.	<u>6,513</u>
Total	\$ 51,982
Transportation	
Mileage	250
Parking	<u>30</u>
Total	\$ 280
Training	
Dues & Subscriptions	\$ 250
Books & Publications	120
Conferences	900
Meeting Expenses	<u>180</u>
Total	\$ 1,450
Legal Fees	
HRG Attorney	Total \$ <u>3,000</u>
Equipment	
Curbside Containers (25 containers stolen replacements)	210
Special Purpose Containers	2,000
Miscellaneous (signs, etc.)	<u>300</u>
Total	\$ 2,510
Contractual Services	
Yardwaste Drop-off Fees	<u>\$150,000</u>

Liability Insurance

Office Supplies

Letterhead & Envelopes	\$ 500
Miscellaneous Operating Supplies (computer, printer cartridge, other paper)	450
Postage	<u>500</u>
Total	\$ 1,450

Promotional Activities

Recyclilng/Problem Waste Booklet Update (@ \$.45 ea.)	\$ 11,250
Multi-family Recycling Flyers	1,000
Materials for School Programs	1,000
Goodwill ACD Brochure (@ \$.21 ea.)	5,250
\$50 Cash Incentive Drawings	7,800
Rigid Plastics/Mixed Paper Brochure (@ \$.35 ea.)	<u>8,750</u>
Total	\$ 35,050

HRG EXPENSE TOTAL	\$248,722
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**1992 RECYCLING BUDGETARY EXPENSES PAID BY INDIVIDUAL CITIES**

BFI Curbside Service Fees  
(based on \$2.00/hh/mo. fee)

Brooklyn Center	\$ 199,200
Crystal	184,800
New Hope	<u>122,400</u>

Total	\$ 506,400
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Goodwill ADC

Brooklyn Center	\$ 5,579
Crystal	4,564
New Hope	<u>4,564</u>

Total	\$ 14,707
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HRG/CITY TOTAL	\$ 769,829
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**1992 HRG PROJECTED REVENUE**

County Reimbursement (60%)	\$ 364,883
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Utility Bill Service Fees  
(based on an increased charge of \$1.30/hh/mo.)

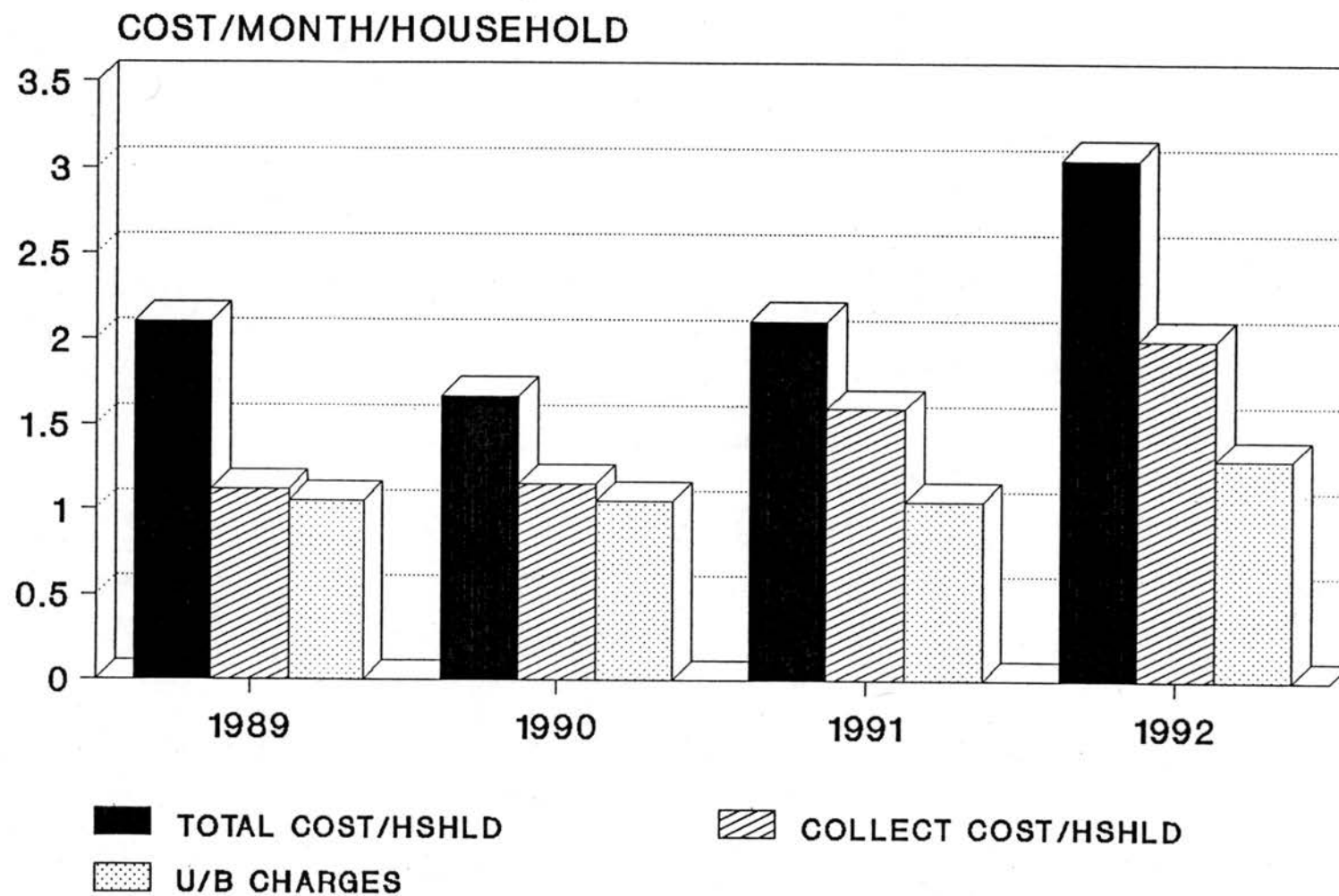
Brooklyn Center (8,267 hh)	\$ 128,965
Crystal (7,683 hh)	119,855
New Hope (5,075 hh)	<u>79,170</u>

Total	\$ 327,990
-------	------------

Yardwaste Rebate	\$ <u>77,246</u>
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Total Projected Revenues	\$ 770,119
Less Projected Expenses	769,829
Operating Capital	290

## HRG CURBSIDE RECYCLING PROGRAM COSTS



RESOLUTION NO. 91-

RESOLUTION SETTING CITY OF CRYSTAL UTILITY  
BILLING RECYCLING SERVICE FEE

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

1. The Council is authorized by Section 606.05, Subd. 1 of the  
City Code to establish rates for recycling services.
2. The present recycling service fee is \$1.05 per household per  
month. The recycling service fee is hereby increased to  
\$1.30 per household per month.

Adopted by the Crystal City Council this <sup>16<sup>th</sup></sup> third day of September,  
1991.

( Continued )

\_\_\_\_\_  
Mayor

Attest:

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

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August 21, 1991

Mr. Miles Johnson  
Treasurer  
4141 Douglas Drive North  
Crystal, Minnesota 55422

Re: Proposed Reimbursement Rules

Dear Mr. Johnson

The Internal Revenue Service has issued proposed regulations - referred to as the "reimbursement rules" - providing, in general terms, that proceeds of tax-exempt governmental bonds used to reimburse the issuer for prior expenditures will not be deemed to have been "spent" unless certain requirements are met. (A summary of the reimbursement rules is enclosed for your information.)

The proposed rules would apply to bonds issued after September 7, 1991. Much adverse comment has been submitted to the Service about the impracticability and burdensome nature of the rules; and there is a possibility that they will be modified substantially or that their effective date postponed. But if this does not occur it is important that cities do their best to comply with the rules.

In most general terms the reimbursement rules provide that:

- (i) a declaration of "official intent" by the City be made not more than two years prior to the reimbursement of expenditures from bond proceeds;
- (ii) the reimbursement from bond proceeds must be made within a) one year after the expenditure or b) one year after the project financed was "placed in service" whichever date is later; and



- (iii) "official intent" during the period from September 8, 1989 and September 7, 1991 can be shown by "objective" evidence that the issuer intended at the time of the expenditure to reimburse itself from bond proceeds.

Enclosed is a sample resolution with exhibits that we think will put the City in compliance with the rules as proposed if it is adopted prior to the expenditure to be reimbursed. The resolution:

- (i) states a general intent to reimburse;
- (ii) designates the chief financial officer of the City as the person to declare official intent with regard to expenditures;
- (iii) sets up a system for recording expenditures and tracking the one year period; and
- (iv) establishes objective evidence of the City's practice of reimbursing expenditures.

Please note that in completing Exhibit A, it will be necessary to include a certain amount of detail in describing the project, so that it uniquely describes the project or property referenced. For example, if the project is various street and sewer improvements, it should be further identified by reference to project number, location and cost.

We think the resolution and forms are self-explanatory (to the degree that these complex rules can be explained), but if you have any questions be sure to contact me or any of the bond approving lawyers in our office. Even with the uncertainty about the effective date of the rules, we think it prudent for the City to promptly adopt the resolution and put the system of record keeping in place.

One further requirement of the reimbursement rules is that an issuer's declaration of official intent may be relied upon only if the issuer has a history of in fact issuing reimbursement bonds in at least 75% of the cases that it said it would. Therefore, it is not advisable to declare official intent prior to making every expenditure; only do so in cases where there is a realistic expectation of bonding for the expenditure.

Another note of caution is in order. If the City made expenditures it expected to reimburse from bond proceeds and those expenditures were made more than two years ago it may not be possible to finance those expenditures tax-exempt. If you think this is a problem for your City please contact us immediately to see what, if anything, can be done to reimburse those expenditures.

We'll attempt to keep you informed of any significant developments concerning the rules. Also, if convenient we would like to receive a certified copy of the resolution after its adoption.

Yours very truly,

HOLMES & GRAVEN, CHARTERED

By

  
David J. Kennedy

DJK:caw

Enclosure

cc: City Manager

KE405-11.

**SUMMARY OF  
REIMBURSEMENT REGULATIONS  
PROPOSED TRES. REG. §§ 1.103-17 and 1.103-18**

I. The Perceived Problem. The reimbursement regulations were issued in response to a perceived abuse. The IRS was concerned that a city might decide to issue bonds to reimburse itself for old expenditures, such as a two-year-old library financed with general funds, and then invest bond proceeds without regard to rebate or yield restriction requirements until spent on a new project. These bonds began to be referred to as "pyramid bonds," on the theory that an issuer could rely on this method to reimburse itself for expenditures as far back as construction of the pyramids. The IRS has taken the position that under certain circumstances, the reimbursement is not effective and the bond proceeds are in reality being issued to finance the new expenditures and should be subject to applicable yield restriction and rebate requirements. The new regulations are intended to identify under what circumstances bond proceeds used for reimbursement will be considered "spent" for yield restriction and rebate purposes.

II. The Consequences for Failure to Comply. If an issue does not comply with the reimbursement rules, the immediate result is that bond proceeds are not considered "spent". The bond proceeds, wherever they are, will be deemed to be subject to whatever yield restriction and rebate requirements are applicable. Assume, for example, that the issue allocates \$1,000,000 of bond proceeds to an expenditure made the prior year and no declaration of official intent was made.

A. Rebate If the issuer fell within the \$5,000,000 small issuer rebate exemption, rebate is not a problem. If the issuer was attempting to meet the 6-month or 2-year spenddown test, however, the issuer will be treated as if it hasn't spent the \$1,000,000 of proceeds. This may cause it to fail the spenddown requirement. If the issue is subject to rebate, it will owe rebate on the investment of the \$1,000,000 even if for its accounting purposes the issuer considers the money spent.

B. Yield Restriction. Assume the same \$1,000,000 reimbursement allocation made without a valid official intent. Normally, the issuer has a three-year temporary period for the expenditure of proceeds to be used for construction or acquisition of a project based on an expectation that all amounts will be spent within that three year period, and any amounts remaining after three years may be subject to yield restriction. If amounts are not deemed "spent", and they remain unexpended past the three year temporary period, they may be subject to yield restrictions. If amounts subject to yield restriction are invested at a yield in excess of the yield on the bonds, the bonds become "arbitrage bonds" and lose their tax-exempt status.

### III. The Reimbursement Rules - Governmental Bonds and 501(C)(3) Bonds

A. Beginning with governmental and 501(c)(3) bonds issued after September 7, 1991, if bond proceeds are used to reimburse an expenditure made before the bonds were issued, the bond proceeds will not be considered "spent" unless four basic requirements are met:

#### 1. Declaration of Intent.

(a) General. The issuer, or a person or entity authorized to act on its behalf, declares an intent to reimburse an expenditure with bond proceeds.

(b) Public Availability. The declaration of intent to reimburse must be publicly available in the official books, records or proceedings of the issuer which must be continuously available for inspection by the general public at the main administrative office or customary location of public records, during normal business hours on every business day of the issue being 10 days after official intent is declared and ending on the date of issue of the bonds.

(c) Content of Declaration of Intent. The official intent must:

(i) state that the issuer intends to reimburse the expenditure by incurring taxable or tax-exempt debt (not just "debt");

(ii) contain a reasonably accurate general functional description of the type and use of the property, so that a person not familiar with the property would generally understand the nature of the property. The description must identify general character, type or purpose (e.g. law enforcement equipment, hospital equipment, administration building), state anticipated size, quantity or cost (e.g., 20 police cars, law enforcement equipment costing \$400,000, five x-ray machines, \$50,000 - square foot administration building); and

(iii) identify the reasonably expected source of funds to be used to pay the expenditure and the reasonably expected source of funds to pay debt service on the Bonds.

2. Official Intent Period. The official intent must be declared not more than two years before the date of reimbursement.

(a) Emergency Expenditures - If the expenditure was not reasonably foreseeable more than 15 days before its payment (e.g., a fire destroys equipment), the official intent must be declared within 30 days after the expenditure is made.

(b) Preliminary Expenditures - The declaration of official intent for Preliminary expenditures must occur at any time on or before the date the expenditure is paid. Preliminary expenditures are costs such as architectural, engineering, surveying, soil testing, and similar costs incurred prior to construction or acquisition, but not including land acquisition, site preparation, and similar costs incident to commencement of construction. Preliminary expenditures may not exceed 10% of the expected costs, determined as of the earlier of the bond issue date or the construction commencement (or abandonment).

3. Reimbursement period.

(a) General Rule. The allocation of bond proceeds to the reimbursement must occur on or after the date of the expenditure and not later than one year after the expenditure was paid or the date the property was placed in service, whichever is later.

(b) Abandonment. If a project is abandoned, the reimbursement period requirement does not apply to preliminary expenditures if a reimbursement allocation is made not later than one year after abandonment or three years after the expenditures.

(c) Method of Allocation. An allocation of bond proceeds to reimburse a prior expenditure:

(i) must be evidenced by an entry on the books or records of the issuer maintained with respect to the bonds, and

(ii) must specifically identify the actual prior expenditure, and

(iii) must be effective to relieve the allocated proceeds from any restrictions under the relevant legal documents and applicable state law that apply only to unspent proceeds.

(d) Reasonableness.

(i) Budgetary Financial Circumstances. An official intent must be consistent with budgetary and financial circumstances of the issuer as of the date of official intent. The issuer must not reasonably expect or intend to reimburse an expenditure for which funds other than bond proceeds are expected to be allocated or reserved on a long-term basis, aside from bona fide changed circumstances.

(ii) Pattern of Failing to Reimburse. The issuer must not have a pattern of failing to reimburse expenditures for which official intent has been declared. This is an all facts and circumstances test with a safe harbor. Where the issuer has reimbursed with proceeds of a borrowing at least 75% of



the expenditures actually paid by the issuer for which official intent was declared during the three year period prior to the bond issue, the issuer will meet the safe harbor. An exception is made for extraordinary circumstances beyond the control of the issuer and not reasonably expected to occur. The issue may exclude from the 75% calculation expenditures subject to official intent which the issuer expects to reimburse within the one-year reimbursement period.

4. Economic Life. The expenditure must be incurred with respect to property having a reasonably expected economic life of at least one year. If a project which would have had a life of at least one year is abandoned, expenditures are deemed to have a life of one year.

B. Anti-abuse Rule. Notwithstanding the reimbursement rules, an issuer cannot treat proceeds as spent if the proceeds are used directly or indirectly to refund another issue, to create a sinking fund or reserve or replacement fund, or to reimburse an expenditure originally paid with proceeds of a tax-exempt obligation of an issuer (e.g. an interfund borrowing).

Exceptions are made for bona fide debt service funds and where the proceeds of the original financing were not reasonably expected to be used as of the date of the original financing to finance the expenditures.

C. Effective Date and Transition Rule

1. Effective Date. The new reimbursement rules apply to bonds issued after September 7, 1991.

2. Transition Rule. If bonds are issued after September 7, 1991 to reimburse expenditures made after September 8, 1989 and before September 8, 1991, the official intent requirement and the official intent period requirement do not apply if there is objective evidence that at the time the expenditure was paid, the issuer reasonably expected to reimburse the expenditure with proceeds of a taxable or tax-exempt borrowing.

IV. Private Activity Bonds.

A. Anti-abuse rules. Proposed Tres. Reg. § 1.103-18 provides that, in addition to existing official action requirements, exempt facility bonds and small issue bonds are subject to the anti-abuse rules described above relating to sinking funds and reserve or replacement funds.

B. Governmentally owned exempt facilities. Governmentally owned exempt facilities are, however, subject to all of the reimbursement rules applicable to governmental bonds.

C. Effective Date. The private activity bond rules are effective for bonds issued after September 7, 1991.

D. Transition Rule. For governmentally owned exempt facilities, the official intent and official intent period requirements do not apply to expenditures paid after September 8, 1989 and before September 8, 1991, if there is objective



evidence at the time the obligation is paid that the issuer reasonably expected to reimburse the expenditure with proceeds of a taxable or tax-exempt borrowing.

RESOLUTION NO. 91-

RESOLUTION DECLARING THE OFFICIAL INTENT OF THE CITY OF CRYSTAL  
TO REIMBURSE CERTAIN EXPENDITURES FROM THE PROCEEDS OF TAXABLE OR  
TAX-EXEMPT BONDS TO BE ISSUED BY THE CITY

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

Section 1. Recitals.

1.01 The Internal Revenue Service has issued proposed new Tres.  
Reg. 1.103-17 (the "Reimbursement Rules") providing that proceeds of  
tax-exempt bonds used to reimburse prior expenditures will not be  
deemed spent unless certain requirements are met.

1.02 The City has incurred certain expenditures since September  
8, 1989 and expects to incur certain additional expenditures, all of  
which may be financed temporarily from sources other than taxable or  
tax-exempt bonds, and reimbursed from the proceeds of a taxable or  
tax-exempt bond.

1.03 The new reimbursement rules will apply to bonds issued after  
September 7, 1991.

1.04 The Reimbursement Rules require that the allocation of  
proceeds of the bonds to be issued to reimburse any expenditures will  
be made not later than the later of one year after the expenditure was  
paid or one year after the property was placed in service.

1.05 The expenditures to be reimbursed must have a reasonably  
expected economic life of at least one year, in that they are, or are  
to be incorporated in or become a part of, a facility, are properly  
changeable to or may be capitalized as part of the basis of the  
facility, and if the City were subject to federal income taxation,  
would be depreciable over the facility's economic life.

1.06 Expenditures made between September 8, 1989 and September 7,  
1991, may be reimbursed as described in Section 1.02 herein only if  
there is objective evidence that, at the time the expenditures were  
paid, the City reasonably expected to reimburse such expenditures with  
proceeds of a taxable or tax exempt borrowing.

1.07 If any future expenditure to be reimbursed is not made  
within two years of the date of this Resolution, this Resolution may  
be updated to the extent such expenditure is still expected to be  
reimbursed with bond proceeds at a later date.

1.08 Proceeds of the bonds issued to reimburse the expenditures  
described in Exhibit A will be deemed spent only when (1) an  
allocation entry is made on the books or records of the City with  
respect to the bonds; (2) the entry specifically identifies an actual  
expenditure to be reimbursed; and (3) the allocation is effective to

relieve the bond proceeds from restrictions on unspent proceeds under applicable documents and state laws.

1.09 None of the proceeds of the bonds issued to reimburse the City for expenditures will be used (i) to refund another tax-exempt governmental issue or (ii) to create or increase the balance in a sinking fund or replace funds used for such purpose, or (iii) to create or increase the balance in a reserve or replacement fund or replace funds used for such purposes, or (iv) to reimburse an expenditure originally paid with the proceeds of another tax-exempt bond obligation; unless (i) such amounts are deposited in a bona fide debt service fund, or (ii) the original tax-exempt issue was not reasonably expected to be used to finance the expenditure.

## Section 2. Intent Declared.

2.01 The City reasonably expects to expend moneys after the date hereof from the sources described in Exhibit A on a temporary basis to pay the expenditures described in Exhibit A. The City reasonably expects to reimburse itself for such expenditures from the proceeds of taxable or tax-exempt bonds, the debt service for which is expected to be paid from the sources described in Exhibit A.

2.02 The City also expended certain moneys between September 8, 1989 and the date hereof from the sources described in Exhibit A. At the time of those expenditures, the City reasonably expected to reimburse the expenditures from the proceeds of taxable or tax exempt bonds, the debt service for which is expected to be paid from the sources described in Exhibit A. Objective evidence of the City's reasonable expectations regarding such reimbursement is summarized in Exhibit B.

2.03 The City Administrator is authorized to designate appropriate additions to Exhibit A in circumstances where time is of the essence, and any such designation shall be reported to the City Council at the earliest practicable date and shall be filed with the official books and records of the City at the times and in the manner provided in Section 2.04.

2.04 This resolution shall be maintained as part of the books and records of the City at City Hall, and shall be continuously available during normal business hours of the City on every business day of the period beginning not more than 10 days after adoption of this resolution and ending on the last day of issue of any bonds issued to reimburse expenditures described in Exhibit A.

2.05 This Resolution is an expression of the reasonable expectations of the City based on the facts and circumstances known to the City as of the date hereof. The anticipated reimbursements set forth at Exhibit A are consistent with the City's budgetary and financial circumstances. No sources other than those described at Exhibit A are expected to be allocated to such expenditures on a long term basis pursuant to the City's budget. The City has not made any allocation, budget, or restriction of moneys or adopted any

requirement or policy to reimburse a fund, the primary purpose of which is to prevent moneys from being deemed to be available to pay an expenditure the City intends to reimburse with proceeds of a borrowing.

2.06 This Resolution is intended to constitute official intent for purposes of proposed Tres. Reg. 1.103-17 and any successor law, regulation or ruling. This resolution shall be modified to the extent required or permitted by Tres. Reg. 1.103-17 as finally adopted, or any successor law, regulation or ruling.

Approved by the City Council of the City of Crystal this 3rd day of September, 1991.

---

Mayor

ATTEST:

---

City Clerk

**EXHIBIT A**  
**TO OFFICIAL INTENT RESOLUTION**  
**ADOPTED \_\_\_\_\_, -1991**

<u>Description of Property or Project</u>	<u>Estimated Size, Quantity or Cost</u>	<u>Expected Temporary Financing Source</u>	<u>Expected Source to pay Bond Debt Service</u>
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*Done Kennedy  
to set up*

**EXHIBIT B  
TO OFFICIAL INTENT RESOLUTION  
ADOPTED \_\_\_\_\_, 1991**

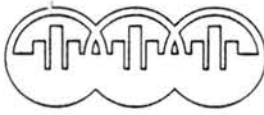
**OBJECTIVE EVIDENCE THAT CITY REASONABLY EXPECTED TO REIMBURSE  
CERTAIN PAST EXPENDITURES WITH TAXABLE OR TAX EXEMPT BOND PROCEEDS**

The City paid approximately \$ \_\_\_\_\_ from \_\_\_\_\_, \_\_\_\_\_ through \_\_\_\_\_, \_\_\_\_\_ for engineering studies and reports related to Improvement Project No. \_\_\_\_\_ as described in Exhibit A (the "Expenditures"). The City reasonably expected to reimburse itself for the Expenditures from the proceeds of taxable or tax exempt debt, as supported by the following evidence:

1. It has been the City's consistent practice to reimburse engineering and various administrative costs for public improvement projects out of bond proceeds. This practice has been followed in every public improvement bond issue in the past \_\_\_\_\_ years, which includes the following issues:

2. During the period of \_\_\_\_\_, \_\_\_\_\_ through \_\_\_\_\_, \_\_\_\_\_ the City's expectation to reimburse the Expenditures from bond proceeds was consistent with the City's budgetary and financial circumstances. The City did not at that time have funds allocated on a long-term basis, reserved or otherwise available under the City's budget to pay for the Expenditures, as evidenced by the City's \_\_\_\_\_ budget and financial records on file in City Hall.





**National  
League  
of  
Cities**

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Bob Bolen  
Mayor, Fort Worth, Texas

*Executive Director*  
Donald J. Borut

August 9, 1991

**To:** City Clerks of Direct Member Cities  
Executive Directors of State Municipal Leagues

**From:** Donald J. Borut, Executive Director

**Subject:** Opportunity to Present Proposed Amendments to National Municipal Policy and Separate Resolutions, Annual Congress of Cities, December 12-16, Las Vegas, Nevada

**DUE: Friday, September, 20, 1991**

NLC's direct member cities and state municipal leagues are invited to submit policy proposals and resolutions for consideration at the NLC's Congress of Cities in Las Vegas, Nevada, December 12-16, 1991. Procedures for submitting such proposals are described below. Please notify all members of the city council, mayors and city managers of this opportunity.

\* \* \* \* \*

**DEADLINE FOR SUBMISSION**

All advance proposals to amend the NLC National Municipal Policy and advance separate resolutions must be submitted to:

Chairman, Resolutions Committee  
National League of Cities  
1301 Pennsylvania Avenue, N.W.  
Washington, D.C. 20004

To assure sponsors full rights in the NLC policy process, and to allow for distribution of advance proposals to NLC's membership, proposals must be received in NLC's office by the end of business on Friday, September 20, 1991.

*Past Presidents:* Tom Bradley, Mayor, Los Angeles, California • Ferd L. Harrison, Mayor, Scotland Neck, North Carolina • William H. Hudnut, III, Mayor, Indianapolis, Indiana • Cathy Reynolds, Councilwoman-at-Large, Denver, Colorado • John P. Rousakis, Mayor, Savannah, Georgia • *Directors:* Barbara M. Asher, Councilmember at Large, Atlanta, Georgia • Joan Baker, Mayor Pro Tempore, Lubbock, Texas • Margaret Carroll Barrett, Council Member, Jackson, Mississippi • Kenneth G. Bueche, Executive Director, Colorado Municipal League • James V. Burgess, Jr., Executive Director, Georgia Municipal Association • David Chambers, Executive Director, League of Nebraska Municipalities • Joel Cogen, Executive Director and General Counsel, Connecticut Conference of Municipalities • Larry D. Cole, Mayor, Beaverton, Oregon • John G. Curran, City Council President, Rochester, New York • Beth Boosalis Davis, Alderman, Evanston, Illinois • Carol P. Day, Councilor, Gorham, Maine • Palmer A. DePaulis, Mayor, Salt Lake City, Utah • June M. Eisland, Councilwoman, Bronx, New York • Thomas G. Fitzsimmons, Executive Director, Illinois Municipal League • Heather Flynn, Assembly Member, Anchorage, Alaska • John A. Garner, Jr., Executive Director, Pennsylvania League of Cities • Gardest Gillespie, Councilman, Gary, Indiana • Vicki H. Goldbaum, Councilwoman, Southfield, Michigan • Richard C. Hackett, Mayor, Memphis, Tennessee • Jack Hebner, Councilman, Spokane, Washington • Sharpe James, Mayor, Newark, New Jersey • Lawrence J. Kelly, Mayor, Daytona Beach, Florida • Patricia A. Killoren, Mayor, Crestwood, Missouri • Robert G. Knight, Mayor, Wichita, Kansas • Jeffrey T. Markland, Mayor, Urbana, Illinois • Ronald K. Mullin, Councilmember, Concord, California • Adolf Ollvas, Mayor, Hamilton, Ohio • Charles J. Pasqua, Executive Director, Louisiana Municipal Association • Elaine A. Pfaltzgraf, Councilmember, Cedar Falls, Iowa • Scott A. Scanland, Councilor, Bosque Farms, New Mexico • Mark Schwartz, Councilman, Oklahoma City, Oklahoma • Burton Stallwood, Town Administrator, Lincoln, Rhode Island • William F. Stallworth, Councilman, Biloxi, Mississippi • Neo Takasugi, Mayor, Oxnard, California • Richard C. Townsend, Executive Director, League of Oregon Cities • Avery C. Upchurch, Mayor, Raleigh, North Carolina • Thomas J. Volgy, Mayor, Tucson, Arizona • Kathryn J. Whitmire, Mayor, Houston, Texas • Mary Rose Wilcox, Councilwoman, Phoenix, Arizona • Rillastine R. Wilkins, Councilmember, Muskegon Heights, Michigan

Page Two

#### FORM OF SUBMISSION

National Municipal Policy is the comprehensive policy statement of the National League of Cities. It is subject to amendment at each annual business meeting of NLC. **We would appreciate your submitting changes to the National Municipal Policy using the format outlined on the enclosed insert.**

Resolutions are short-term expressions of the membership of the National League of Cities, typically endorsing or opposing specific Congressional bills or current Presidential positions. They do not become part of the continuing National Municipal Policy document but are transmitted to appropriate federal officials immediately following the annual meeting. Such resolutions automatically die at the end of the calendar year following the Congress of Cities at which they were passed. **A suggested format for resolutions appears on the reverse side of the attached insert.**

Each policy amendment or resolution should be accompanied by a one-page explanation which describes the nature of the problem or concern addressed from the municipal perspective and discusses the proposed action which should be taken to address the problem. The **one-page** explanation will be distributed along with the proposed amendments or resolutions to all Policy Committee members. **A suggested format is enclosed.**

#### PROCEDURES FOR CONSIDERATION OF ADVANCE SUBMISSIONS

All proposals received in NLC's offices before the end of business on Friday, September 20, 1991, will be assigned to one of NLC's five policy committees for consideration when the committees meet on Thursday, December 12, in Las Vegas. Members submitting proposals will be notified of the committee to which their proposal is referred and the time and place of the committee meeting. **Sponsors of proposals or their representatives will be expected to appear before the full committee to present and discuss their proposal.**

If the policy committee **accepts** the proposal, it will be submitted to the Resolutions Committee by the policy committee chairperson as part of the committee report.

If the policy committee **rejects** the proposal, the fact that the proposal was received by Friday, September 20, 1991, and was distributed to members in advance permits the sponsor to appeal the policy committee action to the Resolutions Committee during their meeting on Saturday, December 14.

**PROCEDURE FOR CONSIDERATION OF PROPOSALS NOT SUBMITTED BY FRIDAY, SEPTEMBER 20.**

A member of a policy committee may offer amendments to National Municipal Policy or Resolutions within that committee's jurisdiction or during the Policy Committee meeting on Thursday, December 12.

Policy Committees are composed of from three to seven members from each state selected by the state municipal league. Member cities and state leagues are urged to work with their state committee delegation if they are unable to submit their proposal prior to the Friday, September 20, deadline. Your state municipal league can provide names of the elected officials from your state who serve on the relevant policy committees.

The Resolutions Committee can consider only Policy Committee reports, those proposals received in NLC's offices from member cities and state municipal leagues by Friday, September 20, and recommendations of individual Resolutions Committee members.

**ANNUAL BUSINESS MEETING**

Any certified voting delegate of a member city or state league may offer a National Municipal Policy amendment or a separate resolution for consideration at the Annual Business Meeting on Monday, December 16, 1991. However, any proposals not submitted to the voting delegates by the Resolutions Committee or the Board of Directors must be accompanied by a petition containing the signatures of ten voting delegates, presented to the presiding officer of the Annual Business Meeting **no later than 1/2 hour prior to the meeting's Call to Order.** To be accepted for floor consideration at the Annual Business Meeting, such a petition must receive a majority vote of all certified voting delegates present and voting.

All proposals to amend National Municipal Policy and all separate resolutions, however submitted, require a 2/3 vote of delegates present and voting for passage.

\* \* \* \* \*

**GUIDELINES FOR DEVELOPMENT OF POLICY PROPOSALS**

NLC's Board of Directors has adopted the following guidelines for policy proposals to be considered for adoption at the Congress of Cities:

1. Whether acted upon as amendments to National Municipal Policy or separate resolutions, policy proposals
  - a. shall--in their subject matter--concern shared policy and program needs, issues or problems of the nation's municipal governments;
  - b. shall be concerned with federal government policy and, therefore, be addressed to federal government policy-makers;
  - c. shall neither contradict nor duplicate existing NLC policy statements, except where they are intended to amend or repeal such policy;
  - d. shall not compromise the independence or integrity of individual member cities to pursue any course of action adopted by appropriate municipal policy-making bodies; and
  - e. shall not compromise the budget-making, program determining or priority setting role of the NLC Board.
2. As basic, continuing organizational policy positions, proposed amendments to National Municipal Policy should specify city positions on federal roles and responsibilities, policy goals, purposes, principles and/or program characteristics within the broad subject areas covered by existing policy or authorized by Board action. They should not refer to proposed Congressional legislation by title, sponsor's name or bill number.
3. Resolutions should be restricted to those action-specific items of short-term utility addressed to the Congress or the President. In separate resolutions, specific reference to proposed legislation by title, sponsor's name or bill number is appropriate.
4. Resolutions shall be considered only when they do not conflict with or contradict existing National Municipal Policy.

\* \* \* \* \*

Further information regarding the NLC policy process may be secured prior to the Congress of Cities from:

Frank Shafroth, Director or  
Doug Peterson, Senior Policy Analyst  
Center for Policy and Federal Relations  
National League of Cities  
1301 Pennsylvania Avenue, N.W.  
Washington, D.C. 20004  
(202) 626-3030





**National  
League  
of  
Cities**

1301 Pennsylvania Avenue NW  
Washington, D.C.  
20004  
(202) 626-3000  
Fax: (202) 626-3043

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Bob Bolen  
Mayor, Fort Worth, Texas

*Executive Director*  
Donald J. Borut

August 9, 1991

To: City Clerks of Direct Member Cities

From: Donald J. Borut, Executive Director

Subject: Designation of Voting and Alternate Voting Delegates,  
Annual Congress of Cities, December 12-16, 1991  
Las Vegas, Nevada

Under the Bylaws of the National League of Cities, each direct member city is entitled to cast from one to twenty votes, depending upon the city's population, through its designated voting delegate at the Annual Business Meeting of the Congress of Cities. (See table on reverse side.) This meeting will begin at approximately 10:30 a.m., Monday, December 16, 1991 in the site of the 1991 Congress of Cities. (Please consult your convention program on-site at the Congress of Cities for the exact starting time and meeting room.)

To be eligible to cast the city's vote, each voting delegate and alternate voting delegate must be designated by the city on the attached form and the form forwarded to NLC's Credentials Committee. NLC's Bylaws expressly prohibit voting by proxy. Thus, an official of the city, properly designated, must be present at the Annual Business Meeting to cast the city's vote or votes.

To enable us to get your credentials in order and to provide your voting delegates with proposed National Municipal Policy amendments and proposed Resolutions prior to the Congress of Cities, we ask that you return the WHITE copy of the completed form to NLC on or before October 14, 1991. A pre-addressed envelope is attached. Upon receipt of these names, NLC will also send each voting and alternate voting delegate a set of instructions on registration and rules governing the conduct of the Annual Business Meeting.

To assist your state municipal league in selecting delegates to cast votes on behalf of the state municipal league, please forward the YELLOW copy of the credential form to your state league office and keep the PINK copy for your records.

**Attachments**

**Past Presidents:** Tom Bradley, Mayor, Los Angeles, California • Ferd L. Harrison, Mayor, Scotland Neck, North Carolina • William H. Hudnut, III, Mayor, Indianapolis, Indiana • Cathy Reynolds, Councilwoman-at-Large, Denver, Colorado • John P. Rousakis, Mayor, Savannah, Georgia • **Directors:** Barbara M. Asher, Councilmember at Large, Atlanta, Georgia • Joan Baker, Mayor Pro Tempore, Lubbock, Texas • Margaret Carroll Barrett, Council Member, Jackson, Mississippi • Kenneth G. Bueche, Executive Director, Colorado Municipal League • James V. Burgess, Jr., Executive Director, Georgia Municipal Association • David Chambers, Executive Director, League of Nebraska Municipalities • Joel Cogen, Executive Director and General Counsel, Connecticut Conference of Municipalities • Larry D. Cole, Mayor-Beaverton, Oregon • John G. Curran, City Council President, Rochester, New York • Beth Boosalis Davis, Alderman, Evanston, Illinois • Carol P. Day, Councilor, Gorham, Maine • Palmer A. DePaulis, Mayor, Salt Lake City, Utah • June M. Eisland, Councilwoman, Bronx, New York • Thomas G. Fitzsimmons, Executive Director, Illinois Municipal League • Heather Flynn, Assembly Member, Anchorage, Alaska • John A. Garner, Jr., Executive Director, Pennsylvania League of Cities • Gardest Gillespie, Councilman, Gary, Indiana • Vicki H. Goldbaum, Councilwoman, Southfield, Michigan • Richard C. Heckett, Mayor, Memphis, Tennessee • Jack Hebner, Councilman, Spokane, Washington • Sharpe James, Mayor, Newark, New Jersey • Lawrence J. Kelly, Mayor, Daytona Beach, Florida • Patricia A. Killoren, Mayor, Crestwood, Missouri • Robert G. Knight, Mayor, Wichita, Kansas • Jeffrey T. Markland, Mayor, Urbana, Illinois • Ronald K. Mullin, Councilmember, Concord, California • Adolf Olivas, Mayor, Hamilton, Ohio • Charles J. Pasqua, Executive Director, Louisiana Municipal Association • Elaine A. Platzgef, Councilmember, Cedar Falls, Iowa • Scott A. Scanlan, Councilor, Bosque Farms, New Mexico • Mark Schwartz, Councilman, Oklahoma City, Oklahoma • Burton Stallwood, Town Administrator, Lincoln, Rhode Island • William F. Stallworth, Councilman, Biloxi, Mississippi • Nao Takasugi, Mayor, Oxnard, California • Richard C. Townsend, Executive Director, League of Oregon Cities • Avery C. Upchurch, Mayor, Raleigh, North Carolina • Thomas J. Volgy, Mayor, Tucson, Arizona • Kathryn J. Whitmire, Mayor, Houston, Texas • Mary Rose Wilcox, Councilwoman, Phoenix, Arizona • Rillastine R. Wilkins, Councilmember, Muskegon Heights, Michigan

National League of Cities  
Annual Congress of Cities

**Number of Votes - Direct Member Cities**

Article IV, Section 2 of NLC's Bylaws specifies as follows the number of votes which each member city of the National League of Cities is entitled to cast at the Annual Congress of Cities:

<u>City Population (* per 1980 census)</u>	<u>Number of Votes</u>
Under 50,000	1 vote
50,000 - 99,999	2 votes
100,000 - 199,999	4 votes
200,000 - 299,999	6 votes
300,000 - 399,999	8 votes
400,000 - 499,999	10 votes
500,000 - 599,999	12 votes
600,000 - 699,999	14 votes
700,000 - 799,999	16 votes
800,000 - 899,999	18 votes
900,000 and above	20 votes

**Note:** Member cities are required by the Bylaws to cast unanimous votes.

\* 1990 census counts will not be used for dues or voting purposes until 1992.



## PROPOSED RESOLUTION

### SAMPLE ONLY

#### OCEAN DISPOSAL OF NUCLEAR WASTES

WHEREAS, the United States Navy has a proposal to dispose of up to 100 defueled decommissioned nuclear submarines during the next three decades; and

WHEREAS, one of the options is for ocean disposal of these submarines; and

WHEREAS, the oceans are a food source for much of the world's population, and contamination of the food chain could have far reaching implications;

NOW, THEREFORE, BE IT RESOLVED the National League of Cities should support the 1972 ban on all ocean dumping of nuclear wastes until it can be demonstrated that the safety and efficiency of ocean disposal offers less harm to human health and the environment than other practical alternative methods of disposal.

#### TYPING INSTRUCTIONS

Since we try to distribute your submission to NLC's membership exactly as you submit it to us, it would help if you could follow these guidelines.

- o Margins -- one inch on all sides.
- o Courier 12 typing element.
- o Under the words "Proposed Resolution", type a one-line title.
- o Make sure to type in the resolution's sponsor (individual, city or state municipal league).

NOTES: You may submit a 5 inch floppy disc, marked with the name of the software (e.g. "Wordperfect") and a hard typed copy.

- o You may also submit your resolution or amendment over Local Exchange to NLC ID attn: Lesley-Ann Rennie

Submitted by: (MUST BE COMPLETED)

Date Received: (LEAVE BLANK)

Referred to: (LEAVE BLANK)

PROPOSED POLICY AMENDMENT

SAMPLE ONLY

TYPING GUIDELINES

Indicate Chapter Heading:

COMMUNITY & ECONOMIC DEVELOPMENT

Indicate Section Heading:

3.01 National Urban Policy

Indicate Sub-heading:

B. Federal Policy Impact on Cities

(Where applicable,  
indicate sub-section  
number(s) or small  
letter(s).)

Indicate text proposed  
for changed. Note: Any  
new language is underlined  
and language to be removed  
is crossed-out.

There is a critical need to shape the  
multitude of (~~federal~~) national policies  
impacting on cities into a comprehensive,  
integrated whole.

If you need information on  
placement within a chapter  
of the NMP, please call  
(202) 626-3030.

Submitted by: (MUST BE COMPLETED)

Date Received: (LEAVE BLANK)

Referred to: (LEAVE BLANK)

1991 Congress of Cities  
Las Vegas, Nevada

EXPLANATION OF PROPOSED POLICY  
AMENDMENT OR RESOLUTION

Submitted by: \_\_\_\_\_ Date: \_\_\_\_\_  
(City or State Municipal League)

Name: \_\_\_\_\_ Title: \_\_\_\_\_

\*\*\*\*\* PLEASE TYPE SINGLE SPACE THIS SIDE ONLY \*\*\*\*\*

A sheet like this should accompany each proposed amendment to the National Municipal Policy and each proposed resolution.

It should describe the nature of the problem or concern being addressed from a municipal perspective and discuss the proposed action which is being advocated to address the problem. It should add to the information contained in the body of the proposal.

M E M O R A N D U M

DATE: August 26, 1991  
TO: Mayor and City Council  
FROM: Anne Norris, Community Development Director *an*  
SUBJECT: Minnesota Milestones Meeting

For your information, enclosed is a letter I received announcing Governor Carlson's Minnesota Milestones Program. The purpose of the program is to hold meetings around the State to get input in planning for the State's future. A Minnesota Milestones Meeting is scheduled for:

Thursday, September 5, 1991  
7:00 - 9:30 P. M.  
Normandale Community College  
Fine Arts Building  
9700 France Avenue South

If you have questions on the program or meeting, please call Jo Maniaci at 296-9016.

ALN:jt



# STATE OF MINNESOTA

OFFICE OF THE LT. GOVERNOR  
130 STATE CAPITOL  
SAINT PAUL 55155

JOANELL M. DYRSTAD  
LT. GOVERNOR

(612) 296-2374

August 22, 1991

Dear Minnesotans:

Will Minnesota be a place people want to live in 10 or 20 years? Will our state be a national leader in many fields or just a few? Will it be crowded? Will we be safe? Will our water and air be clean?

We have a choice. Minnesota is in a constant state of change and needs to get ahead of and take charge of that change. Governor Carlson is asking Minnesotans to give us their thoughts on what kind of state they want in the future. Throughout the next several months, we will hold 13 public meetings in communities across Minnesota. The program is called Minnesota Milestones, and its purpose is to develop a strategic long-range plan for the state. The final product will be a plan for the state that reflects the goals and aspirations of all Minnesotans and that extends beyond legislative sessions, biennial budgets and political terms.

The first step is listening and information gathering, and this is where I need your help. Your ideas and concerns will be extremely valuable. I hope you will make a point to attend the upcoming Bloomington meeting and encourage others to participate. Please bring a young adult with you to the meeting as they will be implementing and financing the future that we will be planning.

The Minnesota Milestones meeting will be held on Thursday, September 5, 1991, from 7:00 - 9:30 p.m. at Normandale Community College, Fine Arts Building, 9700 France Avenue South, Bloomington. The meetings are structured around small group discussions, not public testimony, in order to obtain a maximum amount of information in a short time. From 5:00 - 6:00 p.m. the Governor and I will attend a public reception at the college. Please encourage your community to help plan for our future by attending this important Milestones meeting. If you have questions about the meeting, contact Jo Maniaci at (612) 296-9016.

Please join me in making a great state even better.

Very truly yours,

A handwritten signature in cursive script that reads "Joanell M. Dyrstad".

Joanell M. Dyrstad  
Lieutenant Governor





[PLEASE POST]

# MINNESOTA MILESTONES:

## Choose Your Future

Governor Arne H. Carlson invites Minnesotans to help plan the future. This statewide program, called Minnesota Milestones, is an 18 month long-range planning effort designed to gain insight into what Minnesotans think are important priorities for Minnesota.

Come join your neighbors for small group discussions about your visions for the future.

**Governor's Public Reception 5:00-6:00 p.m.**

**Public Meeting with Small Group Discussions  
7:00-9:30 p.m.**

**Thursday, September 5, 1991**

**NORMANDALE COMMUNITY COLLEGE**

**Fine Arts Building**

**9700 France Avenue South**

*(Exit south off I-494 at France Avenue--  
located at corner of France & 98th Street)*

**Bloomington, Minnesota**



658 Cedar Street  
St. Paul, MN 55155

*Call 612-296-3985 if you have any questions.*



*Approved*  
*8/26/91*

HUMAN RELATIONS COMMISSION  
July 22, 1991

The Human Relations Commission meeting was called to order at 7:07 p.m. by Chair Bob Techam. Members present were: Kathryn Huston, James Brown, John Luzaich, Bob Techam, and Renee Werner. Also present were Pamela Brooks from the Environmental Quality Commission and Joan Schmidt, Staff Liaison.

Absent were Arlene West (unexcused), and Tony Kamp (excused).

1. Moved by Commission member Huston and seconded by Commission member Brown to approve the minutes of the May 20, 1991 and June 24, 1991 Regular Human Relations Commission meeting.  
Motion Carried.

2. Bob Techam gave a review of the Whiz Bang Days Parade and the upcoming Crystal Frolics Parade. The boat was not obtained because of lack of insurance. Due to the button machine breaking down, buttons were not ready for the Crystal group. However, Robbinsdale passed out 2200 buttons.

We will be having 1600 buttons of one color for the price of \$200 that will be ready this week. We will have to attach the coupons that can be redeemed for free pop on October 19th to the buttons. Bob Techam will check with Button World if the price should be less because we were quoted a price for 2 colors. The Commission felt that if we were to order future buttons that they should be in 2 colors.

Moved by Commission member Huston and seconded by Commission member Werner that the Crystal group will meet at Tim Krieger's home on Sunday at 11:30 a.m. to allow sufficient time to decorate his truck.

Motion Carried.

The parade starts at 1 p.m. and our placing is number 16.

2. The Commission reviewed plans for Human Rights Day. Renee, Bob, Bill O'Reilly and possibly Jim will meet with Dr. Mildon on Monday, July 29, at Courage Center.

The Environmental Quality Commission would like to use the stage for Skip Humphrey at 1 p.m. The Human Relations Commission already have the Nu Age Dance Group committed for that timeframe. The Commission also felt that they don't have strong enough identity yet and would rather not intermix the two groups. This would be too confusing to the audience.

The Commission feels that everyone should be treated equally and each group that entertains should be paid the same amount. The Nu Age Dance Group charges \$200 so consequently we will donate \$200 to both the church group and Pacers Puppeteers. A donation of \$200 per group will go to Courage Center. Other expenses that

the Commission will have is to insert a 2-sided, one-page flyer in the Post News which will cost approximately \$300. Bob will get the paper donated and run off. Bob has paper for the poster contest in his garage. John will confirm the amount needed.

3. Bob showed the flyer that will be mailed out for the League of MN Human Rights Commission's 20th Annual Conference on September 14th.

Moved by Commissioner Luzaich and seconded by Commissioner Huston to adjourn.

Motion Carried.

Meeting adjourned at 8:46 p.m.

DUE DATE: NOON, WEDNESDAY, AUGUST 28, 1991

MEMO TO: Jerry Dulgar, City Manager

MEMO FROM: Darlene George, City Clerk

ACTION NEEDED MEMO: From the August 20, 1991 Council Meeting

The items listed below are the actions requested by the City Council at their regular Council meeting of August 20, 1991. These items should be taken care of by noon, Wednesday, preceding the next regularly scheduled Council meeting and returned to the City Clerk for her review.

<u>DEPARTMENT</u>	<u>ITEM</u>
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COMMUNITY  
DEVELOPMENT  
COORDINATOR

1. Consideration of Third Party Agreement for CDBG Child Care Programs.  
ACTION NEEDED: Proceed with execution of agreement.  
ACTION TAKEN: Executed copy of agreement sent to GMDCA and Hennepin County 8-21-91.

COMMUNITY  
DEVELOPMENT  
COORDINATOR

2. Consideration of Third Party Agreement for CDBG Deferred Loan and Scattered Site Acquisition Program.  
ACTION NEEDED: Proceed with execution of agreement.  
ACTION TAKEN: Agreement placed on September 3 EDA agenda for approval.

CITY CLERK

3. Consideration of a solicitor's permit for Minnesota Suicide Prevention Council, 12450 Wayzata Blvd., to solicit in the City of Crystal from August 21, 1991 thru August 31, 1991.  
ACTION NEEDED: Notify applicant of Council approval and provide police department with a copy of the permit.  
ACTION TAKEN: Applicant notified 8-21-91; Police Department given a copy of permit.

REGULAR AGENDA

BUILDING  
INSPECTOR

1. Consideration of a variance of 12 ft. in the rear yard setback to build a 12' x 12' screen porch at 5541 Zane Avenue North.  
ACTION NEEDED: Place item on September 3, 1991 City Council Agenda.  
ACTION TAKEN: Item placed on agenda for September 3, 1991.

BUILDING  
INSPECTOR

2. Consideration of a variance of 4 inches to side yard setback to build a 22' x 28' attached garage at 6807 - 51st Place North.  
ACTION NEEDED: Place item on September 3, 1991 City Council Agenda.  
ACTION TAKEN: Item placed on agenda for September 3, 1991.

BUILDING  
INSPECTOR

3. Consideration of a variance of 15.7 ft. in the side street side yard setback to build a detached 20' x 22' garage at 5801 Regent Avenue North.  
ACTION NEEDED: Notify applicant of Council approval.  
ACTION TAKEN: Applicant has been notified. They are getting bids from a contractor.

CITY MANAGER/  
FINANCE  
DIRECTOR

4. Consideration of a proposal from the Crystal Firefighters Relief Association regarding an increase in pension for members of the Crystal Fire Department.  
ACTION NEEDED: Bring up during budget discussions and bring back to Council.  
ACTION TAKEN: Will discuss at budget time and will look for direction from Fire Department as to any proposed changes to include retirees.

## CITY MANAGER

5. Consideration of a request from the Crystal Police Relief Association to change its bylaws to conform with Minnesota Statute 423A.17 regarding surviving spouse benefits.  
ACTION NEEDED: Notify Crystal Police Relief Association of "no action" by the City Council.  
ACTION TAKEN: Memo written to Crystal Police Relief Association secretary 8-21-91.

PUBLIC WORKS  
DIRECTOR

6. Consideration of Storm Sewer Relief Funding.  
ACTION NEEDED: Prepare resolution approving Storm Sewer Relief Funding Policy as approved by the City Council.  
ACTION TAKEN: Resolution being prepared/copy to be sent to Council and affected property owners.

## CITY CLERK

7. Consideration of the Second Reading of an Ordinance relating to public health; repealing Subsection 610.59 regarding "Quality Assurance Plan".  
ACTION NEEDED: Send ordinance for publication.  
ACTION TAKEN: Faxed for publication 8-21-91.

ADMINISTRATIVE  
SECRETARY

8. Consideration of the First Reading of an Ordinance vacating utility easement at 6529 - 45th Place.  
ACTION NEEDED: Place Second Reading on the September 3, 1991 Council Agenda.  
ACTION TAKEN: Item placed for Second Reading on the September 3, 1991 Council Agenda.

FINANCE  
DIRECTOR

9. Consideration of a resolution adopting proposed budget and levying proposed taxes for certification to the County Auditor and setting the public hearing date to review the proposed 1992 Operating Budget.  
ACTION NEEDED: Forward certified copy of resolution to the County Auditor and publish public hearing date as approved by the City Council.  
ACTION TAKEN: Notice to be published on week of 11-7 and 11-14, certified copy forwarded to County Auditor on 8-21-91.

PUBLIC WORKS  
DIRECTOR

10. Consideration of a recommendation to solicit architectural proposals for City Hall renovation.  
ACTION NEEDED: Proceed with solicitation of proposals for design services for City Hall renovation as approved by the City Council.  
ACTION TAKEN: Process started.

COMMUNITY  
DEVELOPMENT  
COORDINATOR

11. Consideration of modification of Housing Code, regarding a Statement of Intent to Comply option.  
ACTION NEEDED: Send information regarding the modification to the Planning Commission for its review.  
ACTION TAKEN: Referred to Planning Commission for September meeting.

CITY MANAGER

12. Consideration of requests for funding from PRISM, North Hennepin Mediation Project and the Animal Humane Society.  
ACTION NEEDED: Bring up for discussion during the 1992 budget meeting.  
ACTION TAKEN: Noted.



BUILDING  
INSPECTOR

13. Consideration of a request from Rebecca Haapanen of Church of the Sacred Heart, 40th and West Broadway, for temporary signs.  
ACTION NEEDED: Notify applicant of Council denial.  
ACTION TAKEN: The applicant was notified of Council's decision.

CITY CLERK

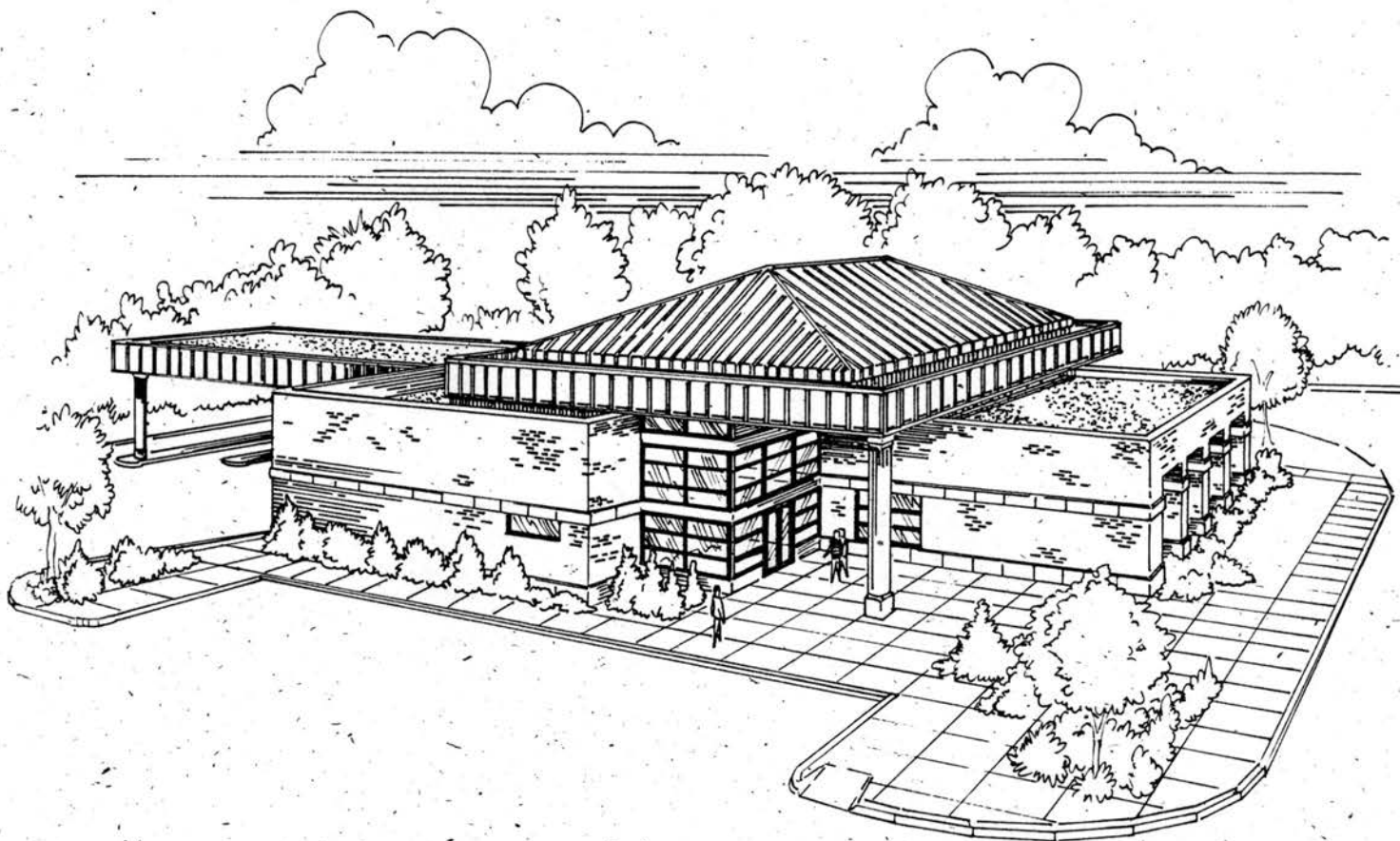
14. Licenses.  
ACTION NEEDED: Issue licenses.  
ACTION TAKEN: Licenses issued.

INFORMAL DISCUSSION AND ANNOUNCEMENTS

ASSISTANT  
MANAGER

1. Discussion regarding City Hall renovation.  
ACTION NEEDED: Place item regarding City Hall renovation in the City Newsletter as quickly as possible as requested by the Mayor.  
ACTION TAKEN: Renovation article will go into November or January Newsletter as space provides.

*Mayor and Council:*



### A NEW BRANCH ON OUR FAMILY TREE.

An occasion that can't go unnoticed, Park National Bank has opened a branch office at 7001 Bass Lake Road in New Hope. The first Park National Bank branch office in over 28 years of business.

This special event is scheduled for celebration Thursday, September 12, 1991. A ribbon cutting ceremony will be part of the grand opening festivities.

#### GRAND OPENING RECEPTION

Thursday, September 12

5:30 PM-8 PM

at the Park National Bank Bass Lake Road Office  
7001 Bass Lake Road

HORS D'OEUVRES will be served.

PARK AND RECREATION ADVISORY COMMISSION

Agenda

September 4, 1991

North Lions Park - 62nd & Louisiana Ave. N.

1. Call meeting to order 7:00 p.m.
2. Approval of minutes
3. Review monthly report/swimming pool
4. Hear comments from North Lions Park residents
5. Update on Twin Lake Trailway meeting
6. Final renewal of Capital Improvement items submitted to Manager. Presentation to Council?
7. Hear golf course developer at October meeting  
Questions?
8. Further Frolics ideas and suggestions
9. Review of tour of zero-depth pool at Chippewa Falls
10. Other business
11. Adjournment