

I. CALL TO ORDER, ROLL CALL, AND PLEDGE OF ALLEGIANCE

Pursuant to due call and notice thereof, the Regular Meeting of the Crystal City Council was held on Thursday, November 6, 2014 at 7:00 p.m. in the Council Chambers at 4141 Douglas Drive in Crystal, Minnesota. Mayor Adams called the meeting to order.

ROLL CALL

Mayor Adams asked the assessing/customer service specialist to call the roll for elected officials. Upon roll call, the assessing/customer service specialist recorded the following attendance:

COUNCIL

Present: Adams, Budziszewski, Deshler, Hoffmann, Libby, Peak and Selton.

STAFF

City Manager A. Norris, City Attorney M. Norton, Assistant City Manager/Human Resources Manager K. Therres, Police Chief S. Revering, Public Works Director T. Mathisen and Assessing/Customer Service Specialist G. Van Kreveken.

PLEDGE OF ALLEGIANCE

Mayor Adams led the Council and audience in the Pledge of Allegiance.

II. COUNCIL MEETING MINUTES

The Council considered the minutes from the following meetings in a single motion:

1. The Regular City Council Meeting from October 21, 2014; and
2. Two Council Work Sessions from October 21, 2014.

Moved by Councilmember Peak and seconded by Councilmember Deshler to approve the above minutes in a single motion.

Motion carried.

Moved by Councilmember Libby and seconded by Councilmember Budziszewski to amend the Regular Council meeting agenda to add an item to consider the adoption of the Environmental Quality Commission's (EQC) resolution regarding the City of Crystal's participation in the GreenStep Cities program.

Mayor Adams consulted the City Attorney regarding the proper Robert's Rules of Order procedures.

Mayor Adams ruled the motion as inadmissible. The Mayor commented he would like more time for discussion regarding this topic.

Moved by Councilmember Budziszewski and seconded by Councilmember Libby to overrule the Mayor's ruling in regards to Councilmember Libby's motion to amend the agenda.

Councilmember Budziszewski asked to be recognized by the Mayor. The Mayor ruled Councilmember Budziszewski out of order and moved on to consider the Consent Agenda.

III. CONSENT AGENDA

The Council considered the following items, which are routine and non-controversial in nature, in a single motion:

1. Approval of the list of license applications submitted by the City Clerk to the City Council, a list that is on file in the office of the City Clerk;
2. Approval of disbursements over \$25,000 submitted by the Finance Director to the City Council, a list that is on file in the office of the Finance Director;
3. Approval of Resolution No. 2014 - 91, accepting the following donations:
 - \$5,500 from Minneapolis Elks Lodge #44 for Crystal Frolics;
 - \$500 from the family of Jane Elsen to the Crystal Friendship Center in her memory; and
 - \$412.50 from Blaine Police Explorer Post 939 to the Crystal Police Explorers;
4. Acceptance of Leigh Johnson's resignation from the Environmental Quality Commission;
5. Approval of the 2015 regular Council meeting and work session schedule;
6. Approval of Resolution No. 2014 - 92, adjusting assessment amounts for appealed delinquent accounts;
7. Approval of Resolution No. 2014 - 93, amending the 2014 budget; and
8. Approval of Resolution No. 2014 - 94, adopting Appendix IV of the Crystal City Code relating to the 2015 Fee Schedule – Utility Section.

Moved by Councilmember Hoffmann and seconded by Councilmember Deshler to approve the consent agenda.

Motion carried.

Councilmember Libby consulted the City Attorney regarding the proper Robert's Rules of Order procedures.

Moved by Councilmember Libby and seconded by Councilmember Budziszewski to vote whether the Mayor's ruling to Councilmember Libby's motion to amend the agenda be upheld.

By roll call and voting aye: Adams, Deshler and Peak.
Voting nay: Selton, Budziszewski, Hoffmann, and Libby.

Motion to overrule the Mayor's ruling carried.

The Council took up the original motion to amend the Regular Council meeting agenda to add an item to consider the adoption of the Environmental Quality Commission's (EQC) resolution regarding the City of Crystal's participation in the Green Steps Cities program.

By roll call and voting aye: Budziszewski, Hoffmann, Libby and Selton.

Voting nay: Adams, Deshler and Peak.

Motion carried.

The Mayor stated the GreenStep Cities item will be the first item considered on the Regular Agenda.

IV. PUBLIC HEARING

1. The Mayor announced the purpose of the Public Hearing:

The consideration of new on-sale wine, beer and Sunday licenses for Noodles & Company located at 5592 West Broadway.

Assistant City Manager/Human Resources Manager K. Therres addressed the Council.

Noodles and Company Area Manager Darin Perry addressed the Council and answered questions.

The Mayor opened the public hearing for testimony. There being no one wishing to appear before the Council to give testimony, Mayor Adams declared the public hearing closed.

Moved by Councilmember Peak and seconded by Councilmember Budziszewski to approve the new on-sale beer, wine and Sunday licenses for Noodles & Company at 5592 West Broadway.

Voting aye: Adams, Budziszewski, Deshler, Hoffmann, Libby, Peak and Selton.

Motion carried.

V. REGULAR AGENDA

1A. The Council considered a resolution authorizing the City of Crystal to participate in the Minnesota GreenStep Cities program.

Moved by Councilmember Budziszewski and seconded by Councilmember Libby to adopt the following resolution:

A RESOLUTION AUTHORIZING THE CITY OF CRYSTAL
TO PARTICIPATE IN THE MINNESOTA GREENSTEP CITIES PROGRAM

The Council discussed the resolution.

V. REGULAR AGENDA CONTINUED

Councilmember Peak requested the resolution be read into the record.

Assistant City Manager/Human Resources Manager Kim Therres read the resolution into the record.

Councilmember Peak noted a misspelling on the resolution.

Moved by Councilmember Peak and seconded by Mayor Adams to amend the resolution by striking all of item #2 on page 2.

By roll call and voting aye: Deshler, Peak and Adams.
Voting nay: Budziszewski, Hoffmann, Libby and Selton.

Motion failed.

Moved by Councilmember Peak and seconded by Mayor Adams to amend the resolution by removing the following language from item #2: "planning, promoting and implementing".

By roll call and voting aye: Peak and Adams.
Voting nay: Hoffmann, Libby, Selton and Budziszewski.
Abstention: Deshler.

Motion failed.

Councilmember Peak asked to review Minnesota Session Laws 2008, Chapter 356, Section 13 before taking action on the resolution.

The Mayor called for a recess at 7:43 p.m. The meeting reconvened at 7:58 p.m.

City Manager Anne Norris read Minnesota Session Laws 2008, Chapter 356, Section 13 (titled: *Report; Green Star Award Expansion*) into the record.

The Council took up the original motion to adopt the following resolution, the reading of which was dispensed with by unanimous consent:

RESOLUTION NO. 2014 – 95

A RESOLUTION AUTHORIZING THE CITY OF CRYSTAL
TO PARTICIPATE IN THE MINNESOTA GREENSTEP CITIES PROGRAM

By roll call and voting aye: Hoffmann, Libby, Selton and Budziszewski.
Voting nay: Peak, Deshler and Adams.

Motion carried, resolution declared adopted.

V. REGULAR AGENDA CONTINUED

1B. The Council considered the appointment of ReNae Bowman to the Environmental Quality Commission for an unexpired term expiring December 31, 2017.

Applicant ReNae Bowman addressed the Council.

The Council discussed the applicant. During Mayor Adams' questioning of the applicant, Mayor Adams' line of questioning was called out of order by Councilmember Selton.

Councilmember Budziszewski requested Mayor Adams recuse himself from the vote.

Moved by Councilmember Budziszewski and seconded by Councilmember Libby to approve the appointment of ReNae Bowman to the Environmental Quality Commission for an unexpired term expiring on December 31, 2017.

By roll call and voting aye: Libby, Selton, Budziszewski, Deshler and Hoffmann.
Voting nay: Peak and Adams.

Motion carried.

2. The Council considered city attorney contract for 2015 – 2016.

City Manager A. Norris addressed the Council.

Moved by Mayor Adams and seconded by Councilmember Deshler to postpone this item to a future work session so that the Council may have further discussion.

Moved by Councilmember Hoffmann and seconded by Councilmember Deshler to amend the original motion to schedule the work session discussion on November 18, 2014 prior to the regularly scheduled Council meeting and to have the item added to the November 18, 2014 regular meeting agenda.

Voting aye: Adams, Budziszewski, Deshler, Hoffmann, Libby, Peak and Selton.

Motion carried.

The Council took up the original motion to postpone this item to a future work session so that the Council may have further discussion.

Voting aye: Adams, Budziszewski, Deshler, Hoffmann, Libby, Peak and Selton.

Motion carried.

3. The Council considered prosecuting attorney contract for 2015 – 2016.

Moved by Councilmember Deshler and seconded by Councilmember Peak to postpone this item to the November 18, 2014 work session prior to the regularly scheduled Council

V. REGULAR AGENDA CONTINUED

meeting for further discussion as well as add it to the November 18, 2014 regular Council meeting agenda.

By roll call and voting aye: Peak, Adams, Deshler, Hoffmann and Libby.

Voting nay: Selton and Budziszewski.

Motion carried.

VI. OPEN FORUM

No public comment was given during open forum.

Councilmember Selton suggested the Council consider moving *Open Forum* to the beginning of the meeting agenda. Councilmember Libby concurred with Councilmember Selton.

VII. INFORMATION AND DISCUSSION

Mayor Adams read the following announcements:

1. The City Council will conduct a special meeting on Friday, November 7 at 3:00 p.m. to canvass the Municipal General Election results and returns. The meeting will be held in Conference Room A at City Hall.
2. City offices will be closed in observance of the Veterans Day holiday on Tuesday, November 11.
3. The City Council will have a work session on Thursday, November 13 at 6:30 p.m. in Conference Room A at City Hall.
4. The next Citizen Input Time will be at 6:00 p.m. on Tuesday, November 18, in Conference Room A.
5. The next City Council Meeting will be at 7:00 p.m. on Tuesday, November 18, in the Council Chambers at City Hall.
6. The Crystal Business Association meets at 8:30 a.m. on Wednesday, November 19 at Buffalo Wild Wings.
7. City offices will be closed for the Thanksgiving Holiday on Thursday and Friday, November 27 & 28.

Councilmember Deshler shared that Lang-Nelson will have an event for veterans at Broadway Village apartments on November 9 from 5 – 8 p.m. The event will help support the Wounded Warrior program and our Quad Community Beyond the Yellow Ribbon program.

Councilmember Budziszewski suggested the Council consider rewording the *Open Forum* language.

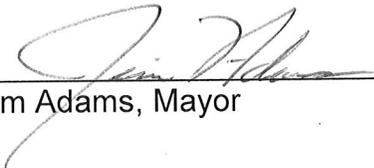
Councilmember Peak commended the Crystal Police Department for their excellent service at recent events.

VIII. ADJOURNMENT

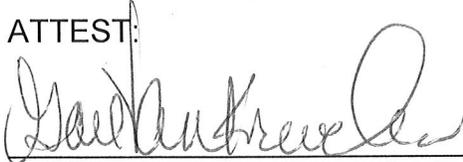
Moved by Councilmember Budziszewski and seconded by Councilmember Peak to adjourn the meeting.

Motion carried.

The meeting adjourned at 8:45 PM.



Jim Adams, Mayor

ATTEST:


Gail Van Krevelen, Assessing/Customer Service Specialist

