

## 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 Monday, August 5, 2013 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 city clerk to call the roll for elected officials. Upon roll call, the city clerk 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, Assistant Community Development Director/City Planner J. Sutter, and City Clerk C. Serres.

### PLEDGE OF ALLEGIANCE

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

## II. ACKNOWLEDGEMENTS

The Mayor acknowledged the following donations to the Crystal Canine Fund:

1. \$1,000 from Leanne Edberg; and
2. \$25 from Melissa Stine.

## III. COUNCIL MEETING MINUTES

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

- a. The Regular City Council Meeting from July 16, 2013; and
- b. Two Council Work Sessions from July 16, 2013.

Moved by Council Member Hoffmann and seconded by Council Member Peak to approve the above minutes in a single motion:

Motion carried.

## IV. 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;

#### IV. CONSENT AGENDA CONTINUED

3. Approval of a temporary on-sale liquor license for a Business Expo on September 12, 2013, submitted by Volunteers of America/Crystal Care Center;
4. Approval of a special permit submitted by Moses Yoko to serve wine and beer at the Crystal Community Center for approximately 250 guests to attend an anniversary party on Saturday, August 17, 2013, from 6:30 p.m. – midnight; and
5. Approval of solicitation licenses for Daniel Flaherty, Michael Kroll, Justin Mei, Steven Olson, Travis Sankey, and Aaron Welter of Custom Remodelers, Inc. to go door-to-door in Crystal through December 31, 2013, offering free estimates and scheduling appointments for exterior remodeling projects.

Moved by Council Member Hoffmann and seconded by Council Member Libby to approve the consent agenda.

Motion carried.

#### V. OPEN FORUM

The Mayor invited interested persons to address the Council.

Burt Orred addressed the Council to request funding for improvements and additional maintenance at MAC Park.

The following persons addressed the Council with their concerns about a police matter regarding the Ramirez family that occurred in 2008 along with concerns about city staff and personnel matters:

- Kari Erkenbrack Miller
- Jomari E. Alexander Sr.
- Ben McHenry
- Ben Bayard
- Daisy Gunn
- Michael Barlow
- Tabitha Bratz
- George Peterson
- Karen Lincoln
- Judi Kieper
- Anthony Jones
- Kim Peterson
- Michelle Gross
- Mary Sand
- Pat Ritzinger
- Jan Scofield
- Darryl Robinson
- G. Monroe

The Mayor called for a recess at 7:54 p.m. The meeting reconvened at 8:02 p.m.

VI. REGULAR AGENDA

- 1. The Council considered a resolution approving the Preliminary and Final Plat of Crystal Economic Development Authority Sixth Addition subdividing 3556 Welcome Avenue North into two lots for new home construction.

City Planner/Assistant Community Development Director J. Sutter addressed the Council.

Moved by Council Member Hoffmann and seconded by Council Member Libby to adopt the following resolution, the reading of which was dispensed with by unanimous consent:

RESOLUTION NO. 2013 – 52

RESOLUTION APPROVING THE PRELIMINARY AND FINAL PLAT OF CRYSTAL ECONOMIC DEVELOPMENT AUTHORITY SIXTH ADDITION

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

Motion carried, resolution declared adopted.

- 2. The Council considered second reading of a recodified Section 520 (Site Plan Review).

City Planner/Assistant Community Development Director J. Sutter addressed the Council.

Moved by Council Member Deshler and seconded by Council Member Peak to adopt the following ordinance:

ORDINANCE NO. 2013 – 02

AN ORDINANCE AMENDING AND RECODIFYING SECTION 520 OF CRYSTAL CITY CODE (SITE AND BUILDING PLAN REVIEW)

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

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

Motion carried.

The Council considered authorizing a summary publication for Ordinance No. 2013 – 02.

Moved by Council Member Hoffmann and seconded by Council Member Libby to approve the corresponding summary ordinance for publication.

Motion carried.

VI. REGULAR AGENDA CONTINUED

3. The Council considered a resolution awarding the sale of the General Obligation Street Reconstruction Bond, Series 2013B; in the original aggregate principal amount of \$395,000; fixing its form and specifications; directing its issuance and delivery; and providing for its payment.

City Manager A. Norris addressed the Council.

Moved by Council Member Budziszewski and seconded by Council Member Deshler to adopt the following resolution, the reading of which was dispensed with by unanimous consent:

RESOLUTION NO. 2013 – 53

A RESOLUTION AWARDED THE SALE OF THE GENERAL OBLIGATION STREET RECONSTRUCTION BOND, SERIES 2013B, IN THE ORIGINAL AGGREGATE PRINCIPAL AMOUNT OF \$395,000; FIXING ITS FORM AND SPECIFICATIONS; DIRECTING ITS ISSUANCE AND DELIVERY; AND PROVIDING FOR ITS PAYMENT

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

Motion carried, resolution declared adopted.

4. The Council considered first reading of an ordinance amending Section 910 related to private kennel licenses and allowing for the keeping of chickens.

City Manager A. Norris addressed the Council.

Moved by Council Member Selton and seconded by Council Member Hoffmann to amend the distance requirements in Section 910.05, Subd. 4.i.3. to read, "in no case closer than 10 feet to the lot line".

The Council discussed the proposed amendment.

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

Motion carried.

Moved by Council Member Selton and seconded by Council Member Hoffmann to amend Section 910.01, Subd. 11. so as to clarify that chickens may not be maintained in dwelling units, and to read, "This limitation does not apply to fish, pet fowl, reptiles, or rodents which are confined or caged at all times and maintained within the dwelling unit, or chickens regulated by subsection 910.05."

The Council discussed the proposed amendment.

VI. REGULAR AGENDA CONTINUED

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

Motion carried.

Moved by Council Member Selton and seconded by Council Member Hoffmann to amend Section 910 to include a subdivision requiring a special permit process and fee for the keeping of up to four chickens.

The Council discussed the proposed amendment.

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

Motion failed.

The Mayor invited interested persons to address the Council.

The following persons addressed the Council with their comments and concerns regarding the proposed changes to Section 910 related to chickens and private kennel licenses:

- Paulette Magnuson
- Don Crawford
- Marge Lane
- Grace Lawson
- Jan Scofield
- Paul Seefeld
- Tyler Marsh
- Angela Mueller
- Bridget Bethke
- Chuck Tostenson
- Yvette Hewitt
- Jerry Kolb

Additionally, an email was submitted to the Council by residents opposing the proposed changes to the private kennel license requirements.

Members of the Council offered additional comments.

Moved by Council Member Deshler and seconded by Council Member Peak to adopt the following amended ordinance:

ORDINANCE NO. 2013 – 03

AMENDING SECTION 910 OF CHAPTER IX – PUBLIC SAFETY  
REGARDING PRIVATE KENNEL LICENSES AND  
ALLOWING FOR THE KEEPING OF CHICKENS

and further, that the second and final reading will be held on August 20, 2013.

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

Motion carried.

#### VII. INFORMATION AND DISCUSSION

Mayor Adams read the following announcements:

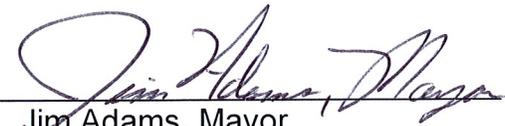
- a. MN Night to Unite is Tuesday, August 6.
- b. The Council will meet for budget work sessions on August 8, 15, and 22 at 6:30 p.m. in the Community Room at City Hall.
- c. The next City Council Meeting will be at 7:00 p.m. on Tuesday, August 20 in the Council Chambers at City Hall.
- d. The next Crystal Business Association meeting will be held on Wednesday, August 21 at 8:30 a.m. at Crystal City Hall.
- e. The next Beyond the Yellow Ribbon meeting is on Wednesday, August 21, at 7:15 p.m. at the Crystal Community Center.
- f. West Metro Fire is hosting a Blood Drive on Wednesday, August 28, 3- 6 p.m., at Station 2, 4101 Douglas Drive. Contact Aaron at 763-230-7005 for more information.

#### VIII. ADJOURNMENT

Moved by Council Member Budziszewski and seconded by Council Member Peak to adjourn the meeting.

Motion carried.

The meeting adjourned at 9:23 p.m.

  
Jim Adams, Mayor

ATTEST:

  
Chrissy Serres, City Clerk