

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 Tuesday, October 1, 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: Libby, Peak, Selton, Adams, Budziszewski, Deshler, and Hoffmann. Councilmember Budziszewski was present via FaceTime and participated in the meeting from 200 Epcot Center Drive, Lake Buena Vista, Florida.

STAFF

City Manager A. Norris, City Attorney M. Norton, Assistant City Manager K. Therres, City Planner J. Sutter, Public Works Director T. Mathisen, Police Chief S. Revering, and City Clerk C. Serres.

PLEDGE OF ALLEGIANCE

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

Mayor Adams added a proclamation to the beginning of the agenda.

II. PROCLAMATION

Mayor Adams proclaimed October 7 – 13, 2013 as Financial Planning Week in Crystal.

III. ACKNOWLEDGMENTS

1. The Mayor acknowledged a donation from Mayer Electric Corp for services associated with the Crystal Frolics. The value of this donation is \$690.00.
2. The Mayor acknowledged a donation from Young Tae Kim of wildflower seeds for the Parks Department.

IV. COUNCIL MEETING MINUTES

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

- a. The Regular City Council Meeting from September 17, 2013; and
- b. Two Council Work Sessions from September 17, 2013.

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

Motion carried.

V. 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 a special permit submitted by Jose Gutierrez to serve beer/wine at the Crystal Community Center on Saturday, October 26, 2013, from 5:00 p.m. – midnight, for 400 guests to attend a birthday party;
4. Acceptance of the resignation of Joel Leatherman from the Parks and Recreation Commission; and
5. Approval of Resolution No. 2013-65, relating to annual elections for the 2014 insurance policy.

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

Motion carried.

VI. PUBLIC HEARINGS

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

The consideration of a resolution adopting the assessment roll for Phase 13 Becker Park Street Reconstruction Sanitary Sewer Service Repairs and Driveways; Project No. 2012-13.

Public Works Director T. Mathisen addressed the Council.

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 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 – 66

APPROVING ASSESSMENT - PHASE 13 BECKER PARK
STREET RECONSTRUCTION DRIVEWAY AND SEWER SERVICE REPAIR

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

Motion carried, resolution declared adopted.

VI. PUBLIC HEARINGS CONTINUED

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

The consideration of a resolution adopting the assessment roll for 2013 Alley Reconstruction Project and Driveways and Sanitary Sewer Service Repairs; Project No. 2013-07.

Public Works Director T. Mathisen addressed the Council and answered questions.

The City received written objection to the proposed assessment from Melissa Forrest for property at 4300 Brunswick Avenue North.

The Mayor opened the public hearing for testimony:

- Karen Lincoln addressed the Council for property at 4706 Xenia Avenue North. After discussion, it was determined that her property is not included in the project area.

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

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

RESOLUTION NO. 2013 – 67

ADOPTING ASSESSMENT ROLL FOR THE
2013 ALLEYS AND DRIVEWAYS CONSTRUCTION PROJECT NO. 2013-07

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

Motion carried, resolution declared adopted.

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

The consideration of an off-sale liquor license application, submitted by M.D. Liquors, LLC d/b/a M.D. Liquors, located at 7200 56th Avenue North.

City Clerk C. Serres addressed the Council.

Members of the Council discussed the proposed liquor license.

The Mayor opened the public hearing for testimony:

- Mark Gettinger, applicant of the proposed liquor license, addressed the Council.

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

VI. PUBLIC HEARINGS CONTINUED

Moved by Council Member Peak and seconded by Council Member Libby to approve the application for an off-sale liquor license at 7200 – 56th Avenue North submitted by M.D. Liquors, LLC d/b/a M.D. Liquors.

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

Motion carried.

VII. OPEN FORUM

The Mayor invited interested persons to address the Council.

The following persons addressed the Council:

- Karen Lincoln addressed the Council with her concerns regarding the recruitment for the Deputy Chief position.
- Carolyn Maristany addressed the Council with her concerns regarding Open Forum guidelines.

Members of the Council offered comments to Ms. Lincoln and Ms. Maristany.

VIII. REGULAR AGENDA

1. The Council considered appointing Janell Felker to the Human Rights Commission for an unexpired term expiring December 31, 2015.

Applicant Janell Felker addressed the Council.

Moved by Council Member Libby and seconded by Council Member Deshler to approve the appointment of Janell Felker to the Human Rights Commission for an unexpired term expiring December 31, 2015.

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

Motion carried.

2. The Council considered appointing Crystal Johnson to the Human Rights Commission for an unexpired term expiring December 31, 2014.

Moved by Council Member Libby and seconded by Council Member Deshler to approve the appointment of Crystal Johnson to the Human Rights Commission for an unexpired term expiring December 31, 2014.

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

Motion carried.

VIII. REGULAR AGENDA CONTINUED

3. The Council considered appointing Sandra Harb to the Human Rights Commission for an unexpired term expiring December 31, 2014.

The Council tabled the agenda item concerning the appointment of Sandra Harb to the Human Rights Commission to a future meeting when she can be present.

4. The Council considered second reading and adoption of an ordinance rezoning 5401 51st Avenue North to R-3 Planned Development (The Cavanagh).

City Manager A. Norris addressed the Council.

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

ORDINANCE NO. 2013 – 05

AN ORDINANCE AMENDING THE ZONING MAP TO REZONE PROPERTY
LOCATED AT 5401 51ST AVENUE NORTH ("THE CAVANAGH")
FROM R-3 HIGH DENSITY RESIDENTIAL
TO R-3 HIGH DENSITY RESIDENTIAL – PLANNED DEVELOPMENT

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

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

Motion carried.

5. The Council considered approval of solar projects at City buildings: a) Pool Building; and b) City Hall.

Public Works Director T. Mathisen addressed the Council and answered questions.

The Council discussed the proposed solar projects.

Michael Allen from All Energy Solar addressed the Council and answered questions.

Members of the Council offered additional comments.

- a) Moved by Council Member Hoffmann and seconded by Council Member Libby to approve the installation of solar panels at the Pool Building.

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

Voting nay: Peak, Adams, and Deshler.

Motion carried.

VIII. REGULAR AGENDA CONTINUED

- b) Moved by Council Member Hoffmann and seconded by Council Member Selton to approve the installation of solar panels at City Hall.

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

Motion carried.

IX. INFORMATION AND DISCUSSION

Mayor Adams read the following announcements:

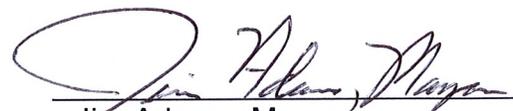
- a. The City Council will hold a work session on Thursday, October 10th at 7:00 p.m. in Conference Room A at Crystal City Hall.
- b. The next City Council Meeting is at 7:00 p.m. on Tuesday, October 15, in the Council Chambers at City Hall.
- c. The Crystal Business Association meets at 8:30 a.m. on Wednesday, October 16, at a location to be announced.

X. ADJOURNMENT

Moved by Council Member Deshler and seconded by Council Member Selton to adjourn the meeting.

Motion carried.

The meeting adjourned at 8:10 p.m.



 Jim Adams, Mayor

ATTEST:



 Christina Serres, City Clerk