

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

STAFF

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

PLEDGE OF ALLEGIANCE

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

II. PROCLAMATION

Mayor Adams read a proclamation declaring November 15, 2013 as Todd Gustafson Day.

III. COUNCIL MEETING MINUTES

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

- a. The Council Work Session from October 10, 2013;
- b. The Regular City Council Meeting from October 15, 2013; and
- c. Two Council Work Sessions from October 15, 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;
3. Approval of Resolution No. 2013-69 regarding a Joint Powers Agreement for Cornerstone Advocacy Service for domestic violence advocacy services;

IV. CONSENT AGENDA CONTINUED

4. Approval of closing city offices on December 24, 2013; and
5. Approval of the 2014 Council meeting and work session schedule.

Moved by Council Member Deshler and seconded by Council Member Budziszewski to approve the consent agenda as amended.

Motion carried.

V. OPEN FORUM

The following person addressed the Council about his concerns regarding the sanitary sewer smoke testing:

- Bob Leonardson, 8425 33rd Avenue North

Public Works Director T. Mathisen and City Manager A. Norris offered comments in response to Mr. Leonardson's questions and concerns.

Councilmember Hoffmann offered additional comments.

VI. REGULAR AGENDA

1. The Council considered administrative civil penalties for city code violations for Cash-N-Pawn International, Ltd., d/b/a Max It Pawn located at 5445 Lakeland Avenue North.

City Manager A. Norris and Police Chief S. Revering addressed the Council.

Moved by Council Member Peak and seconded by Council Member Selton to continue the discussion of administrative civil penalties for city code violations for Cash-N-Pawn International, Ltd., d/b/a Max It Pawn located at 5445 Lakeland Avenue North until the November 19, 2013 City Council meeting.

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

Motion carried.

2. The Council considered administrative civil penalties for the violation of ordinances and laws relating to the illegal sale of tobacco to an underage person by Walgreens located at 6800 – 56th Avenue North.

City Clerk C. Serres and Police Chief S. Revering addressed the Council.

The city received a written acknowledgment from Walgreens admitting the violation and agreeing to the recommended civil penalties.

VI. REGULAR AGENDA CONTINUED

Moved by Council Member Hoffmann and seconded by Council Member Libby to impose civil penalties of a license suspension of 20 days and a fine of \$750 for the violation of city ordinances and state laws relating to the illegal sale of tobacco to a minor by Walgreens located at 6800 – 56th Avenue North.

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

Motion carried.

3. The Council considered administrative civil penalties for the violation of ordinances and laws relating to the illegal sale of tobacco to an underage person by Crystal Tobacco located at 122 Willow Bend.

City Clerk C. Serres and Police Chief S. Revering addressed the Council.

Crystal Tobacco business owner Mr. Khaled Aloul addressed the Council and admitted the violation.

The Council discussed the proposed civil penalties.

Moved by Council Member Budziszewski and seconded by Council Member Selton to continue the discussion of administrative civil penalties for the violation of ordinances and laws relating to the illegal sale of tobacco to an underage person by Crystal Tobacco until the November 19, 2013 City Council meeting.

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

Motion carried.

4. The Council considered first reading of an ordinance rezoning 5502 West Broadway to C-2 Planned Development (Crystal Gallery Mall).

City Planner J. Sutter addressed the Council.

Moved by Council Member Deshler and seconded by Council Member Budziszewski to adopt the following ordinance subject to the recommended finding of facts outlined in Section B of the staff report:

ORDINANCE NO. 2013 – 06

AN ORDINANCE AMENDING THE ZONING MAP TO REZONE PROPERTY
LOCATED AT 5502 WEST BROADWAY (CRYSTAL GALLERY MALL)
FROM C-2 GENERAL COMMERCIAL
TO C-2 GENERAL COMMERCIAL – PLANNED DEVELOPMENT

and further, that the second and final reading will be held on November 19, 2013.

VI. REGULAR AGENDA CONTINUED

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

Motion carried.

- 5. The Council considered a resolution authorizing execution of documents and authorizing funding for City Hall and Crystal Pool Solar Energy projects; Project No. 2012-21.

City Manager A. Norris addressed the Council.

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

RESOLUTION NO. 2013 – 70

RESOLUTION AUTHORIZING EXECUTION OF DOCUMENTS
REQUIRED FOR LEASE/PURCHASE OF SOLAR PANELS
FOR CRYSTAL CITY HALL AND POOL BUILDING

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

Motion carried, resolution declared adopted.

- 6. The Council considered a resolution adopting Appendix IV of the Crystal City Code relating to the 2014 fee schedule – Utility Section.

City Manager A. Norris and Public Works Director T. Mathisen addressed the Council and answered questions.

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

RESOLUTION NO. 2013 - 71

RESOLUTION ADOPTING APPENDIX IV OF THE CRYSTAL CITY CODE
RELATING TO THE 2014 FEE SCHEDULE – UTILITY SECTION

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

Motion carried, resolution declared adopted.

VI. REGULAR AGENDA CONTINUED

- 7. The Council considered amending the 2013 assessment roll for delinquent accounts.

City Manager A. Norris addressed the Council and answered questions.

A written appeal was submitted by Mr. Steven Johnson for property located at 3414 Louisiana Avenue North.

Mr. William Leon addressed the Council.

Moved by Council Member Peak and seconded by Council Member Budziszewski to amend the 2013 assessment roll to reflect the voided assessment for property located at 4635 Brunswick Avenue North.

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

Motion carried, resolution declared adopted.

- 8. The Council considered a resolution commending Crystal Police Officer Rick Zimmermann.

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

RESOLUTION NO. 2013 – 72

RESOLUTION COMMENDING POLICE OFFICER
RICK ZIMMERMANN

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

Motion carried.

- 9. The Council considered a resolution commending Crystal Police Officer Steve Hart.

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

RESOLUTION NO. 2013 – 73

RESOLUTION COMMENDING POLICE OFFICER
STEVE HART

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

Motion carried.

VII. INFORMATION AND DISCUSSION

Mayor Adams read the following announcements:

- a. City offices will be closed in observance of the Veterans Day holiday on Monday, November 11.
- b. The City Council will have a work session on Thursday, November 14 at 7:00 p.m. in Conference Room A at City Hall.
- c. The next Citizen Input Time is from 6:00 – 6:30 p.m. on Tuesday, November, 19 in Conference Room A at City Hall.
- d. The next City Council Meeting is at 7:00 p.m. on Tuesday, November 19, in the Council Chambers at City Hall.
- e. The next Crystal Business Association meeting is at 8:30 a.m. on Wednesday, November 20, at the Crystal Community Center.

VIII. ADJOURNMENT

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

Motion carried.

The meeting adjourned at 8:31 p.m.



Jim Adams, Mayor

ATTEST:



Christina Serres, City Clerk