



CITY OF CRYSTAL
City Council Meeting Packet for
Monday, August 5, 2013

MEETING SCHEDULE

Time	Type of Meeting	Place
6:00 p.m.	EDA Work Session	Conference Room A
6:30 p.m.	EDA Regular Meeting	Council Chambers
7:00 p.m.	Regular City Council Meeting	Council Chambers
Immediately after the Regular City Council meeting	Closed Council Work Session to discuss pending personnel litigation [REDACTED]	Conference Room A

AGENDA

ECONOMIC DEVELOPMENT AUTHORITY OF THE CITY OF CRYSTAL

• WORK SESSION •

MONDAY, AUGUST 5, 2013

6:00 P.M.

**CRYSTAL CITY HALL
CONFERENCE ROOM A**

1. Call to order
2. Roll call
3. Presentation by Dominion on The Cavanagh project
4. Adjournment

** Materials attached*

AGENDA

ECONOMIC DEVELOPMENT AUTHORITY OF THE CITY OF CRYSTAL

**• REGULAR MEETING •
MONDAY, AUGUST 5, 2013**

6:30 P.M.

**CRYSTAL CITY HALL
COUNCIL CHAMBERS**

1. Call to order
2. Roll call
3. Consider approval of minutes from the July 2, 2013 regular meeting *
4. PUBLIC HEARING: Consider resolutions authorizing the sale of lots at 3556 and 3564 Welcome Avenue North to Novak-Fleck for construction of new houses *
5. Other business
6. Adjournment

** Materials attached*

**Minutes of the
Crystal Economic Development Authority
Regular Meeting
July 2, 2013**

President Hoffmann called the regular meeting of the Crystal Economic Development Authority to order at 6:35 p.m.

Upon call of the roll, the following members were present: Jim Adams, John Budziszewski, Julie Deshler, Mark Hoffmann, Laura Libby, Casey Peak and Joe Selton.

The following staff members were present: Anne Norris, Executive Director; Patrick Peters, Deputy Executive Director; John Sutter, City Planner/Assistant Community Development Director; and Mike Norton, City Attorney.

Motion by Commissioner Selton (Adams) to approve the minutes from the June 18, 2013, special meeting.

Motion carried.

The EDA held a Public Hearing to consider a resolution authorizing the sale of the lot at 4343 Xenia Avenue North to MT Builders for construction of a new house. No one appeared at the hearing, and President Hoffmann closed the hearing.

Motion by Commissioner Peak (Budziszewski) to approve Resolution #2013-11 authorizing the sale of the lot at 4343 Xenia Avenue North to MT Builders for construction of a new house.

Motion carried.

The EDA held a Public Hearing to consider a resolution authorizing the sale of the lot at 3548 Welcome Avenue North to Novak-Fleck for construction of a new house. No one appeared at the hearing, and President Hoffmann closed the hearing.

Motion by Commissioner Adams (Budziszewski) to approve Resolution #2013-12 authorizing the sale of the lot at 3548 Welcome Avenue North to Novak-Fleck for construction of a new house.

Motion carried.

The EDA considered acceptance of proposal and approval of option agreement with MT Builders for the lot at 4326 Zane Avenue North.

Motion by Commissioner Selton (Libby) to authorize an option agreement with MT Builders for 4326 Zane Avenue North.

Motion carried.

The EDA considered acceptance of proposals and approval of option agreements with Novak-Fleck for the lots at 3556 and 3564 Welcome Avenue North.

Motion by Commissioner Selton (Libby) to authorize option agreements with Novak-Fleck for 3556 and 3564 Welcome Avenue North Avenue North.

Motion carried.

Motion by Commissioner Budziszewski (Hoffmann) to adjourn the regular meeting.

Motion carried.

The meeting adjourned at 6:57 p.m.

Mark Hoffmann, President

ATTEST:

Julie Deshler, Vice President



**EDA STAFF REPORT
3556 & 3564 Welcome
Public Hearing - Sale of Lots to Novak-Fleck**

FROM: John Sutter, City Planner/Assistant Community Development Director *JBS*

DEPARTMENT HEAD REVIEW: Patrick Peters, Community Development Director *ppp*

DATE: July 31, 2013

TO: Anne Norris, Executive Director (for August 5, 2013 EDA meeting)

SUBJECT: PUBLIC HEARING: Consider resolutions authorizing the sale of lots at 3556 and 3564 Welcome Avenue North to Novak-Fleck for construction of new houses

The EDA is in the process of replatting this site into two lots to be addressed as 3556 and 3564 Welcome Avenue North (see Exhibit C). On July 2 the EDA tentatively accepted proposals from Novak-Fleck to purchase the lots at 3556 Welcome Avenue North for \$50,000 and 3564 Welcome Avenue North for \$35,000. Novak-Fleck has a Minnesota Residential Building Contractor license with no enforcement actions.

The \$35,000 lot price for 3564 Welcome was based on the EDA completing an estimated \$7,500 worth of grading and compaction work prior to the lot sale. The plan was to have this work completed in-house by the city's Public Works Department (Streets). However, the department will be unable to complete this work due to other projects. The builder's excavator quoted a cost of \$8,600 for them to do the work. The builder has agreed to take on this work in exchange for an \$8,000 lot price reduction, effectively splitting the difference between the EDA's estimated cost and the builder's cost. The revised proposal for 3564 Welcome is for a lot sale price of \$27,000 with the builder being responsible for grading and compaction. This change has no real effect on the EDA's net expenditures (see Exhibit D).

Each house is being custom-built for a specific homebuyer, and would be a split entry with an attached two car garage:

3556:

- Two car attached garage (oversized)
- 1,209 sq. ft. on the upper level, with an open living-dining-kitchen area, three bedrooms and two bathrooms.
- 1,144 sq. ft. on the lower level (unfinished)

3564:

- Two car attached garage (room for a third stall to be added later)
- 972 sq. ft. on the upper level, with an open living-dining-kitchen area, two bedrooms and one bathroom.
- 912 sq. ft. on the lower level, with one bedroom and one bathroom finished now plus a laundry/mechanical room and space for a combination of additional bedrooms and/or a family room to be finished later.
- Similar to 5527 Xenia (two-car) and 4633 Douglas Dr (three-car).

The proposals meet city code including zoning, and are also in conformance with the EDA's lot sale guidelines. Lot sale closing and construction start are anticipated for early September, with house completion in late 2013.

The following Exhibits are attached:

- A. Proposed resolution approving the sale of 3556 Welcome Avenue North
- B. Proposed resolution approving the sale of 3564 Welcome Avenue North
- C. 2012 aerial photo and plat concept
- D. Preliminary expenditure/revenue estimates (June 18) and updated version (July 31)
- E. Builder's proposal for 3556 Welcome Avenue North
- F. Builder's proposal for 3564 Welcome Avenue North

REQUESTED EDA ACTION: After holding the public hearing and receiving any testimony on the matter, consider separate motions adopting each proposed resolution authorizing the property sales (Exhibits A and B):

- Sale of 3556 Welcome Avenue North for \$50,000
- Sale of 3564 Welcome Avenue North for \$27,000

**ECONOMIC DEVELOPMENT AUTHORITY OF THE CITY OF CRYSTAL
HENNEPIN COUNTY
STATE OF MINNESOTA**

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING THE SALE OF
3556 WELCOME AVENUE NORTH
FOR NEW HOUSE CONSTRUCTION**

WHEREAS, the Economic Development Authority of the City of Crystal ("the EDA") is the owner of 3556 Welcome Avenue North, legally described as Lot 1, Block 1, Crystal Economic Development Authority Sixth Addition, Hennepin County, Minnesota ("the Property"); and

WHEREAS, the EDA has solicited proposals from builders who desire to purchase the Property from the EDA and construct thereon a new single family house; and

WHEREAS, the EDA has reviewed and accepted the proposal from Novak-Fleck.

NOW, THEREFORE, BE IT RESOLVED that the EDA authorizes the sale of the Property to Novak-Fleck.

BE IT FURTHER RESOLVED that the sale shall be completed in accordance with the terms of the Purchase and Redevelopment Agreement in substantially the form on file in City Hall, and that the President and Executive Director are hereby authorized to sign said Agreement and other documents required to complete the sale of the Property to Novak-Fleck.

Adopted this _____ day of _____, _____.

Mark G. Hoffmann, President

Anne L. Norris, Executive Director

**ECONOMIC DEVELOPMENT AUTHORITY OF THE CITY OF CRYSTAL
HENNEPIN COUNTY
STATE OF MINNESOTA**

RESOLUTION NO. _____

**A RESOLUTION AUTHORIZING THE SALE OF
3564 WELCOME AVENUE NORTH
FOR NEW HOUSE CONSTRUCTION**

WHEREAS, the Economic Development Authority of the City of Crystal ("the EDA") is the owner of 3564 Welcome Avenue North, legally described as Lot 2, Block 1, Crystal Economic Development Authority Sixth Addition, Hennepin County, Minnesota ("the Property"); and

WHEREAS, the EDA has solicited proposals from builders who desire to purchase the Property from the EDA and construct thereon a new single family house; and

WHEREAS, the EDA has reviewed and accepted the proposal from Novak-Fleck.

NOW, THEREFORE, BE IT RESOLVED that the EDA authorizes the sale of the Property to Novak-Fleck.

BE IT FURTHER RESOLVED that the sale shall be completed in accordance with the terms of the Purchase and Redevelopment Agreement in substantially the form on file in City Hall, and that the President and Executive Director are hereby authorized to sign said Agreement and other documents required to complete the sale of the Property to Novak-Fleck.

Adopted this _____ day of _____, _____.

Mark G. Hoffmann, President

Anne L. Norris, Executive Director



Parcel ID:	21-118-21-21-0057	A-T-B:	Torrens
Owner Name:	Econ Devel Athy City Crystal	Market Total:	\$0
Parcel Address:	3556 Welcome Ave N Crystal, MN 55422	Tax Total:	\$0.00 (Payable: 2013)
Property Type:	Commercial-Preferred	Sale Price:	
Home-stead:	Non-Homestead	Sale Date:	
Parcel Area:	0.39 acres 17,183 sq ft	Sale Code:	

Map Scale: 1" ≈ 200 ft.
Print Date: 6/12/2013



This map is a compilation of data from various sources and is furnished "AS IS" with no representation or warranty expressed or implied, including fitness of any particular purpose, merchantability, or the accuracy and completeness of the information shown.

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Parcel ID: 21-118-21-21-0057

A-T-B: Torrens

Map Scale: 1" ≈ 40 ft.

Print Date: 6/12/2013



Owner Name: Econ Devel Athy City Crystal

Market Total: \$0

Parcel Address: 3556 Welcome Ave N
Crystal MN 55422

Tax Total: \$0.00
(Payable: 2012)

**CRYSTAL ECONOMIC DEVELOPMENT AUTHORITY SIXTH ADDITION
Preliminary Scenario for Subdividing 3556 Welcome Ave N into two lots**

EXPENDITURES (estimated 6/12/2013)

\$45,000	Acquisition (2010)
\$3,000	Soil Borings
\$7,500	Grading to lower 3564 (north) lot and remove/compact excess MnDOT fill
\$2,700	Survey and Plat Costs
\$11,700	Water & Sanitary Sewer Stubs (proposal from Groth Sewer & Water)
\$2,266	Curb Cuts (incl sidewalk repair and catch basin replacement)
\$700	Park Dedication
\$0	SAC charge
\$4,000	Legal, Title and Misc. Administrative Costs
\$3,187	Contingency (for unforeseen) - 10% of above items except acquisition
\$80,052	TOTAL ESTIMATED EXPENDITURES

LOT SALE PROCEEDS (estimated 6/12/2013)

\$35,000	Lot sale price for 3556 Welcome Ave N
\$50,000	Lot sale price for 3564 Welcome Ave N
\$85,000	TOTAL LOT SALE PROCEEDS

(\$4,948) NET EXPENDITURES (PROCEEDS)

TAX REVENUES (estimated 6/12/2013)

\$1,056	3556 - est. city share of annual property taxes
\$800	3564 - est. city share of annual property taxes
\$1,856	ADDITIONAL ANNUAL TAX REVENUE FOR CITY

Due to the inherent lag time in the property tax system, revenue would probably not be received until 2015 or 2016.

**CRYSTAL ECONOMIC DEVELOPMENT AUTHORITY SIXTH ADDITION
Subdividing 3556 Welcome into two lots (3556 & 3564 Welcome)**

EXPENDITURES

\$45,000	Acquisition (2010)
\$3,000	Soil Borings
\$2,700	Survey and Plat Costs
\$12,840	Water & Sanitary Sewer Stubs
\$2,266	Curb Cuts (incl sidewalk repair and catch basin replacement)
\$700	Park Dedication
\$0	SAC charge
\$4,000	Legal, Title and Misc. Administrative Costs
\$1,275	Contingency (for unforeseen) - 5% of above items except acquisition
\$71,781	TOTAL ESTIMATED EXPENDITURES

LOT SALE PROCEEDS

\$27,000	Lot sale price for 3556 Welcome Ave N*
\$50,000	Lot sale price for 3564 Welcome Ave N
\$77,000	TOTAL LOT SALE PROCEEDS

**Discounted by \$8,000 for builder to assume cost of grading work and compaction of excess MnDOT fill*

NET EXPENDITURES (PROCEEDS)

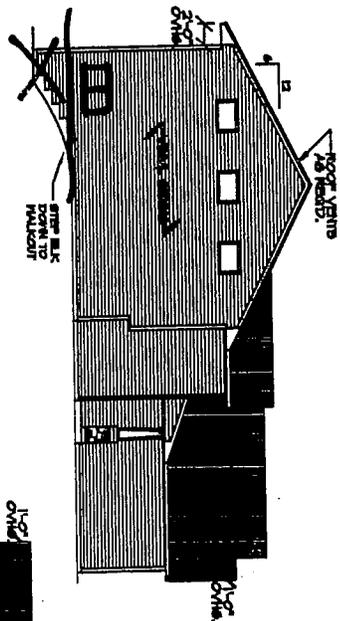
(\$5,219)

TAX REVENUES (estimated 6/12/2013)

\$1,056	3556 - est. city share of annual property taxes
\$800	3564 - est. city share of annual property taxes
\$1,856	ADDITIONAL ANNUAL TAX REVENUE FOR CITY

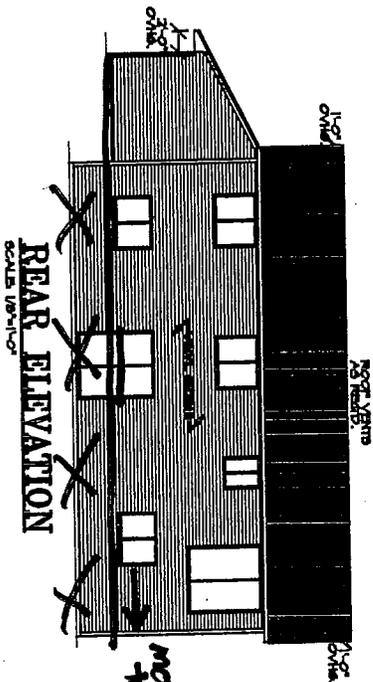
Due to the inherent lag time in the property tax system, revenue would probably not be received until 2015 or 2016.

MIDDLE LV 1



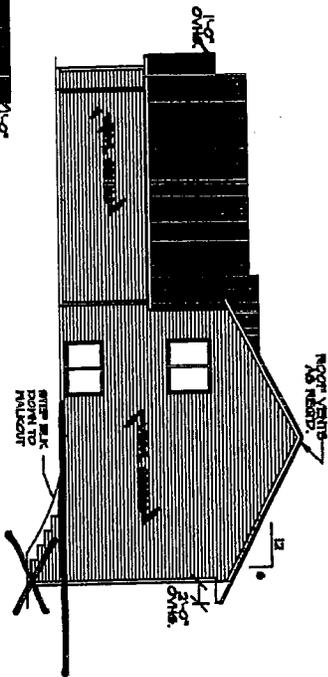
LEFT ELEVATION
SCALE 1/8"=1'-0"

(NOT A WALKOUT)

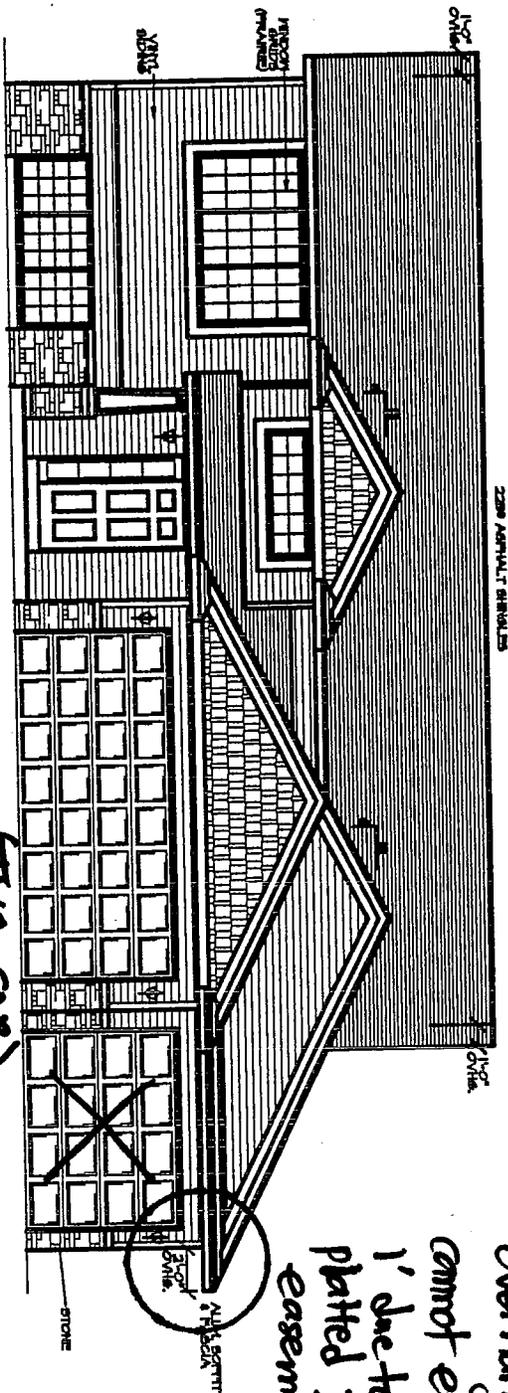


REAR ELEVATION
SCALE 1/8"=1'-0"

move window to side



RIGHT ELEVATION
SCALE 1/8"=1'-0"



FRONT ELEVATION
SCALE 1/8"=1'-0"

(TWO-CAR)

Eaves/
overhangs
cannot exceed
1' due to
platted DTY
easement

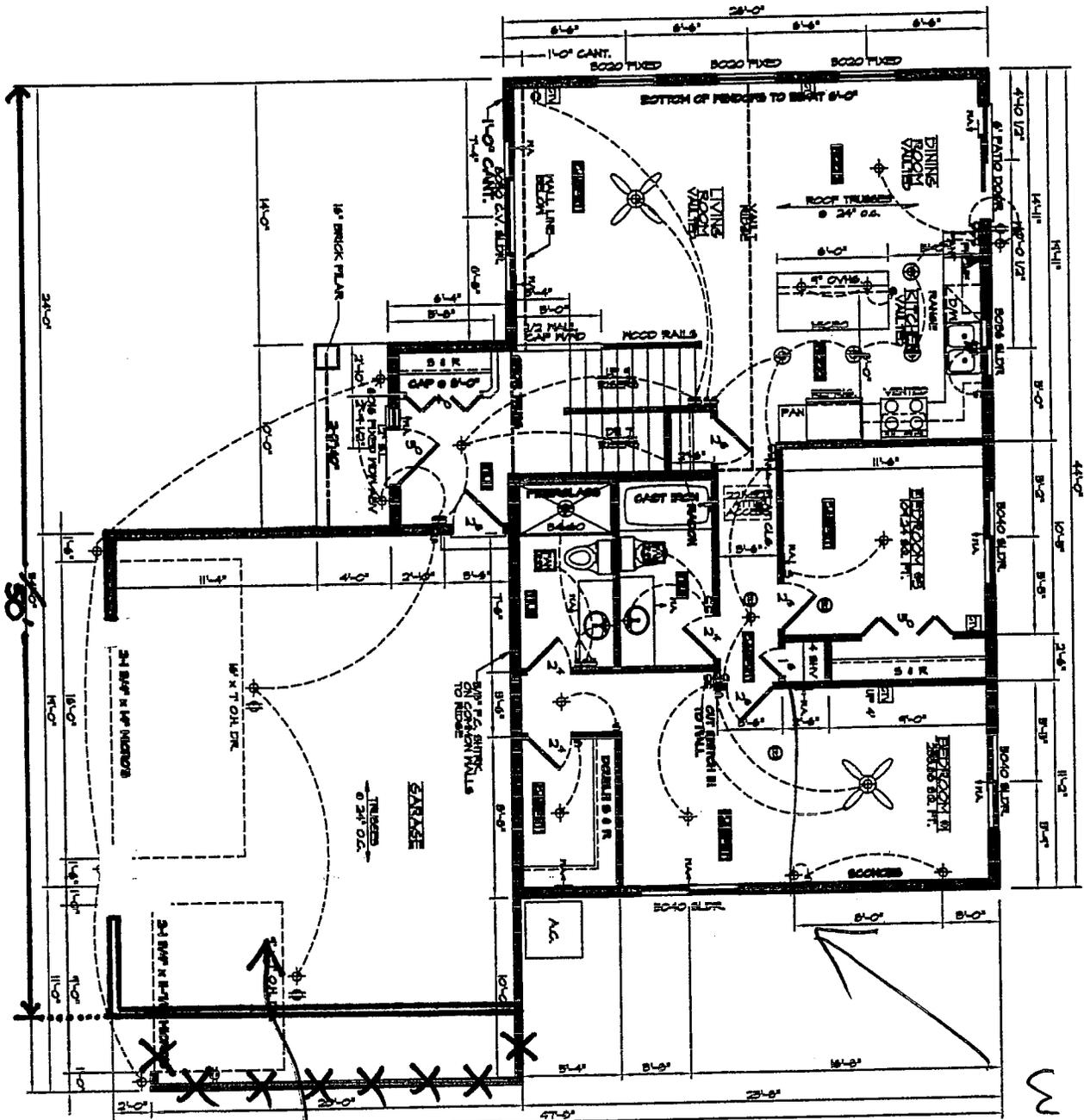
NOTE

- DUE TO ELECTRIC REPRODUCTION THIS PLAN MAY NOT SCALE CORRECTLY. THE HOME WILL BE BUILT ACCORDING TO THE DIMENSIONS SPECIFIED.
- ALL DIMENSIONS, CONDITIONS AND SPECIFICATIONS ARE SUBJECT TO FIELD VERIFICATION. SOME CHANGES MAY BE NECESSARY.
- ALL ELECTRICAL SYMBOLS SHOWN ARE APPROXIMATE. ACTUAL PLACEMENT WILL BE DETERMINED BY THE ELECTRICIAN PER CODE REQUIREMENTS.
- ALL SQUARE FOOTAGES ARE DEEMED RELIABLE BUT NOT GUARANTEED.
- ARTIST'S SKETCHES ON EXTERIOR WALLS, (CATEGORY ONE)
- CAULK & FLASH ALL EXTERIOR OPENINGS.

NE

NOTE: THIS PLAN IS NOT TO BE USED FOR CONSTRUCTION WITHOUT THE SIGNATURE OF THE ARCHITECT.

MAIN LEVEL FLOOR PLAN
SCALE 1/8"=1'-0"



26w x 22d
two-car
garage

WILL CONVERT
TO
3 BR.
2 BATH.
W/STAIR

<p>NOTE</p> <p>DUE TO ELECTRONIC REPRODUCTION, THIS PLAN MAY NOT SCALE CORRECTLY. THE HOUSE WILL BE BUILT ACCORDING TO THE DIMENSIONS SPECIFIED.</p> <p>ALL DIMENSIONS, CONDITIONS AND SPECIFICATIONS ARE SUBJECT TO FIELD VERIFICATION. SOME CHANGES MAY BE NECESSARY.</p> <p>ALL ELECTRICAL SYMBOLS SHOWN ARE APPROXIMATE. ACTUAL PLACEMENT WILL BE DETERMINED BY THE ELECTRICIAN PER CODE REQUIREMENTS.</p> <p>ALL SQUARE FOOTAGES ARE DEEMED RELIABLE BUT NOT GUARANTEED.</p> <p>ARTIST'S BOXES ON EXTERIOR WALLS (CATEGORY ONE)</p> <p>CAULK & FLASH ALL EXTERIOR OPENINGS.</p>	<p>WOODRIDGE</p> <p>123456789</p>
	<p>WOODRIDGE</p> <p>123456789</p>
	<p>WOODRIDGE</p> <p>123456789</p>
	<p>WOODRIDGE</p> <p>123456789</p>

PROPOSAL FOR 3564 WELCOME

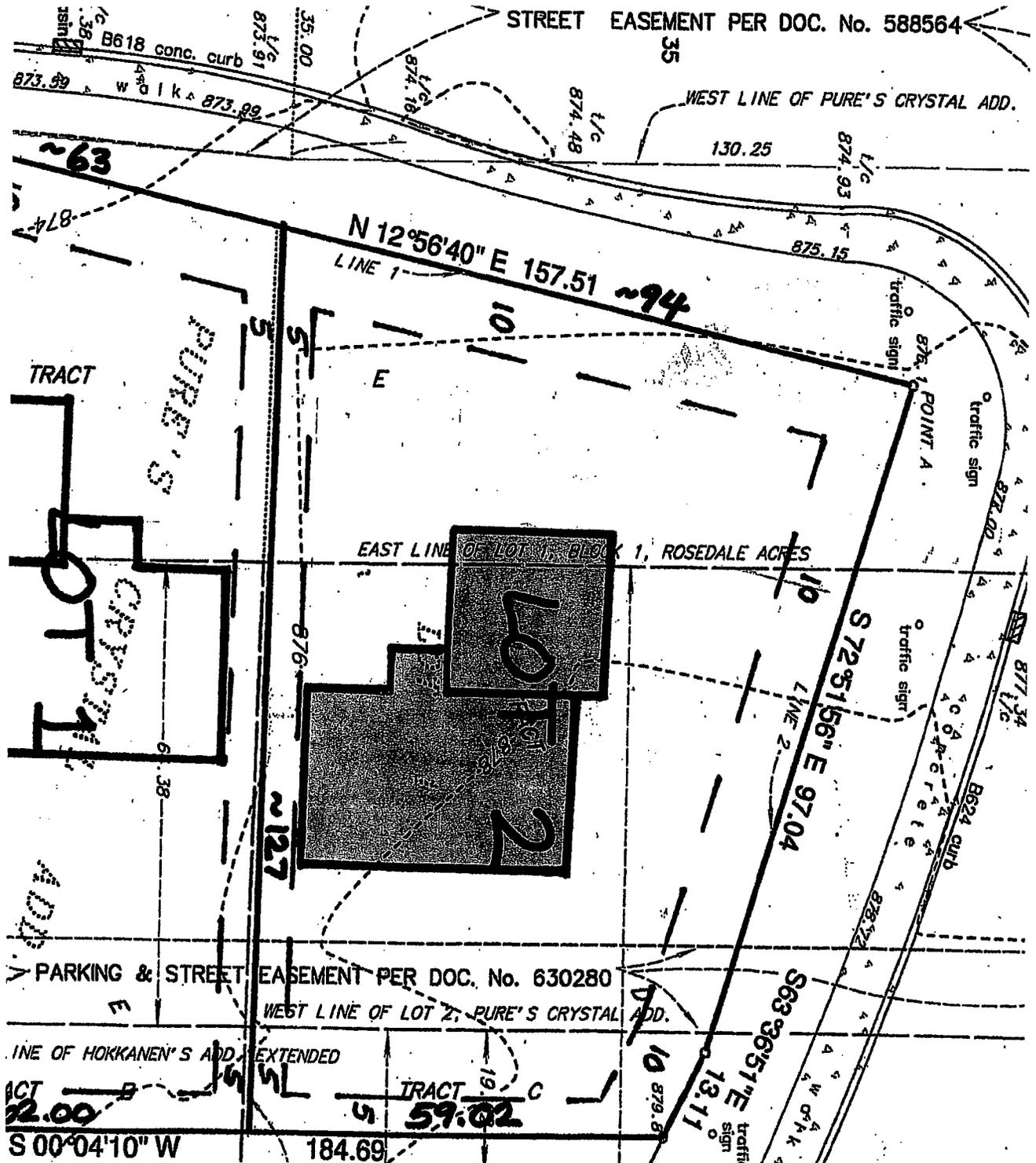
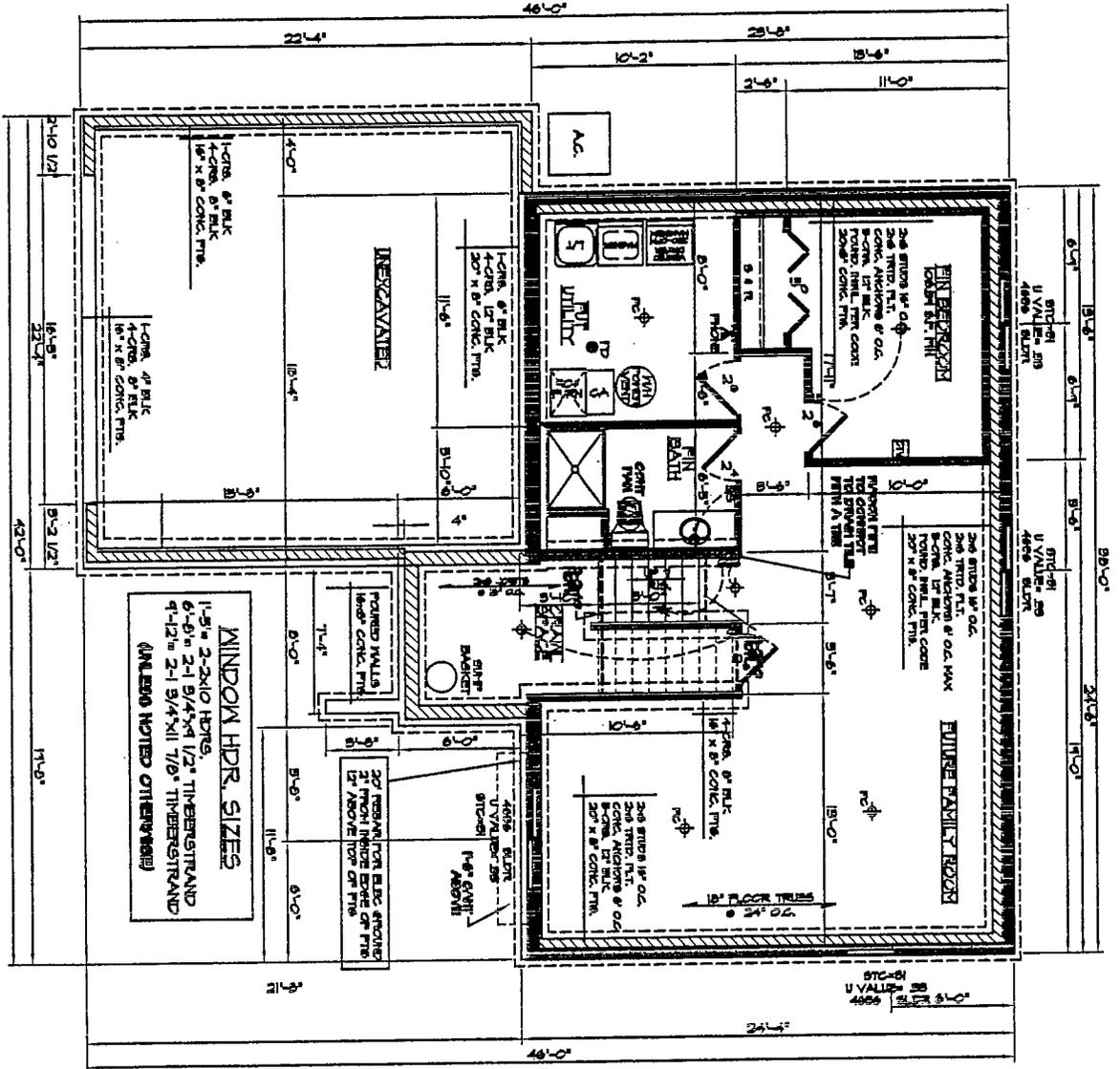
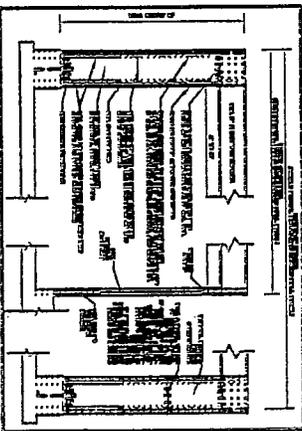


EXHIBIT F



LOWER LEVEL & FOUNDATION PLAN
SCALE 1/4"=1'-0"



NOTE

- DUE TO ELECTRONIC REPRODUCTION THIS PLAN MAY NOT SCALE CORRECTLY. THE HOUSE WILL BE BUILT ACCORDING TO THE DIMENSIONS SPECIFIED.
- ALL DIMENSIONS, CONDITIONS AND SPECIFICATIONS ARE SUBJECT TO FIELD VERIFICATION. SOME CHANGES MAY BE NECESSARY.
- ALL ELECTRICAL SYMBOLS SHOWN ARE APPROXIMATE. ACTUAL PLACEMENT WILL BE DETERMINED BY THE ELECTRICIAN PER CODE REQUIREMENTS.
- ALL SQUARE FOOTAGES ARE DERIVED RELIABLE BUT NOT GUARANTEED.
- PARTIAL BOXES ON EXTERIOR WALLS (CATEGORY ONE)
- CALL & FLASH ALL EXTERIOR OPENINGS.

NE



**City Council Meeting
Preliminary Agenda**

August 5, 2013
7:00 p.m.
Council Chambers

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

II. ACKNOWLEDGEMENTS

The Mayor will acknowledge 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 will consider 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.

IV. CONSENT AGENDA

The Council will consider 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; and
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 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.

V. OPEN FORUM

(Open forum is a time for individuals in the audience to address the Council on subjects not on the regular Council agenda. Individuals are asked to step up to the podium and speak clearly into the microphone. You are allowed 3 minutes to make your comments and no items may be addressed more than ten minutes. The Council will not take action on items discussed during open forum or discuss matters under pending or threatened litigation; however, the Council may add the item to a future meeting agenda and ask city staff for follow-up.)

VI. REGULAR AGENDA

1. The Council will consider 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.

The property at 3556 Welcome is surplus property left over from reconstruction of Highway 100. The EDA purchased the property in 2010. Based on discussions at recent EDA meetings, the property is proposed to be subdivided into two lots. The Planning Commission considered the proposed subdivision at its July 8 meeting and recommended approval of the preliminary and final plat subdividing this parcel into two lots.

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

Section 520 of the City Code addresses site and building plan review and was originally adopted in 1995. These provisions apply to larger construction projects, mainly commercial, industrial, institutional or high density residential and not to single family homes and duplexes. The proposed amendment would clarify plan submittal/review requirements and design standards. The proposed amendment would also set clear thresholds for different levels of approval needed, depending on the size of the building expansion relative to the existing building. The Planning Commission held a public hearing on the proposed changes at its July 8 meeting and recommended approval of the ordinance making these changes. The City Council approved the first reading of this ordinance on July 16; recommend approval of the second reading of the ordinance.

3. The Council will consider 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.

In 2009, Crystal agreed to participate in the costs associated with the reconstruction of County Road 81 (Bottineau Boulevard) and Hennepin County agreed to provide interest free financing for a portion of Crystal's share. Bonds were sold in 2010 to repay the loan from the County. The last bonds need to be

sold to pay for the 2014 payment to Hennepin County. Recommend approval of the resolution awarding the sale of these bonds.

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

The Council has had extensive work session discussions on whether to amend the City Code to allow for chickens and if so, what conditions must be met. The proposed ordinance allows chickens as follows:

- **Up to 4 chickens at single and two-family homes;**
- **Chickens must be kept in coops and runs which are located at least 10 feet from any neighboring property and no closer to a neighbor than to the owner's home;**
- **Coops may be no larger than 120 square feet;**
- **No roosters allowed;**
- **No butchering allowed; and**
- **No breeding of chickens.**

The amendment also includes changes to the private kennel requirements which would allow for up to 3 dogs or 2 cats and 2 dogs without a private kennel license.

Channel 12 and the Sun Post received notice of the Council's consideration of the amendments to the City Code. Also, residents who called, emailed or wrote to me were notified of the Council's consideration of these proposed amendments.

VII. INFORMATION AND DISCUSSION

- 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

IX. MEETING SCHEDULE ON AUGUST 5, 2013

Time	Type of Meeting	Place
6:00 p.m.	EDA Work Session*	Conference Room A
6:30 p.m.	EDA Regular Meeting	Council Chambers
7:00 p.m.	Regular City Council Meeting	Council Chambers
Immediately after the Regular City Council meeting	Closed Council Work Session to discuss pending personnel litigation [REDACTED]*	Conference Room A

* Denotes no supporting information included in the packet.

Have a great weekend! Remember, the meeting is Monday night so everyone can participate in Tuesday's Night to Unite events.

ACKNOWLEDGEMENTS



CRYSTAL POLICE DEPARTMENT
"Service with Compassion and Integrity"

TO: Anne Norris, City Manager
FROM: Stephanie K. Revering, Chief of Police *SKR*
DATE: July 12, 2013
SUBJECT: **ACKNOWLEDGEMENT OF DONATIONS**
Cc: Chrissy Serres, City Clerk
Brenda Treiber, AP/Benefits Specialist

MEMORANDUM

Please inform the Mayor and City Council that the police department has received a donation from Leanne Edberg (private citizen) in the amount of \$1,000.00 for the canine fund.

Thank you.



CRYSTAL POLICE DEPARTMENT

"Service with Compassion and Integrity"

TO: Anne Norris, City Manager ✓

FROM: Stephanie K. Revering, Chief of Police SKR

DATE: July 16, 2013

SUBJECT: **ACKNOWLEDGEMENT OF DONATIONS**

Cc: Chrissy Serres, City Clerk
Brenda Treiber, AP/Benefits Specialist

MEMORANDUM

Please inform the Mayor and City Council that the police department has received a donation from Melissa Stine (private citizen) in the amount of \$25.00 with a card that stated, "donation for Rocco's fund". Please distribute this money into the K9 fund.

Thank you.

COUNCIL MEETING MINUTES

Pursuant to due call and notice given in the manner prescribed by Section 3.01 of the City Charter, the first work session of the Crystal City Council was held at 6:30 p.m. on Tuesday, July 16, 2013 in Conference Room A at City Hall located at 4141 Douglas Drive, Crystal, Minnesota.

I. ATTENDANCE

The city clerk recorded the attendance with the following members:

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

STAFF: City Manager A. Norris, Assistant City Manager/Human Resources Manager K. Therres, City Attorney M. Norton, Finance Director C. Hansen, Police Chief S. Revering, and City Clerk C. Serres.

II. AGENDA

The Council and staff discussed County Road 81 bonds.

III. ADJOURNMENT

The work session adjourned at 6:35 p.m.

Jim Adams, Mayor

ATTEST:

Chrissy Serres, City Clerk

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, July 16, 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/Human Resources Manager K. Therres, Assistant Community Development Director/City Planner J. Sutter, Finance Director C. Hansen, Public Works Director/City Engineer T. Mathisen, Police Chief S. Revering, Lieutenant D. Leslin, Lieutenant D. Oyaas, 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 July 16, 2013 as *Charlie Tostenson Day* in the City of Crystal.

III. ACKNOWLEDGEMENTS

The Mayor acknowledged the following donations:

1. \$5,000 from Minneapolis Elks Lodge 44 for the Crystal Frolics;
2. \$1,000 from the Crystal Lions and \$100 from NATCA Local MIC/Crystal Tower for the Airport Open House;
3. \$1,000 from the Crystal Lions for the Beyond the Yellow Ribbon program;
4. \$945 from Crystal Lions for the Crystal Police Explorer fund; and
5. \$100 from Alerus Financial for the Police Department Chaplain fund.

IV. COUNCIL MEETING MINUTES

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

- a. The Tri-City Council Meeting from May 23, 2013;
- b. The Regular City Council Meeting from July 2, 2013; and
- c. Two Council Work Sessions from July 2, 2013.

Moved by Council Member Budziszewski and seconded by Council Member Selton 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 request for a fireworks display at Becker Park on July 26 and 27, submitted by Hollywood Pyrotechnics, Inc. and the Crystal Frolics Committee; and
4. Acceptance of Shova Smith's resignation from the Human Rights Commission.

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

Motion carried.

VI. PUBLIC HEARING

1. The Mayor opened a hearing to receive comment and Council consideration of a resolution vacating part of a platted drainage and utility easement along the east lot line of 5824 27th Avenue North and 2708 and 2716 Zane Avenue North.

Assistant Community Development Director/City Planner J. Sutter 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 Budziszewski and seconded by Council Member Libby to adopt the following resolution, the reading of which was dispensed with by unanimous consent:

RESOLUTION NO. 2013 – 50

RESOLUTION VACATING A PORTION OF A PLATTED UTILITY EASEMENT
IN LOTS 1, 2 AND 3, BLOCK 8, WESTBROOK ADDITION

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

Motion carried, resolution declared adopted.

VII. OPEN FORUM

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:

- Michelle Gross
- Kari Erkenbrack

VIII. REGULAR AGENDA

1. The Council considered a resolution awarding the sale of \$3,235,000 General Obligation Improvement Bonds, Series 2013A; fixing their form and specifications; directing their execution and delivery; and providing for their payment. (Project No. 2012-13; Phase 13 Becker Park Street Reconstruction).

Finance Director C. Hansen and Springsted representative Paul Steinman addressed the Council.

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 – 51

A RESOLUTION AWARDING THE SALE OF GENERAL OBLIGATION IMPROVEMENT BONDS, SERIES 2013A, IN THE ORIGINAL AGGREGATE PRINCIPAL AMOUNT OF \$3,235,000; FIXING THEIR FORM AND SPECIFICATIONS; DIRECTING THEIR EXECUTION AND DELIVERY; AND PROVIDING FOR THEIR PAYMENT

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

Motion carried, resolution declared adopted.

2. The Council considered the first reading of a recodified Section 520 (Site and Building Plan Review).

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

Moved by Council Member Hoffmann and seconded by Council Member Libby 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 the second and final reading will be held on August 5, 2013.

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

Motion carried.

IX. INFORMATION AND DISCUSSION

Mayor Adams read the following announcements:

- a. The next City Council Meeting will be at 7:00 p.m. on Monday, August 5, in the Council Chambers at City Hall.
- b. The next Crystal Business Association meeting will be held on Wednesday, July 17, at 8:30 a.m. at Hawk Realty, 7600 Bass Lake Road.
- c. Upcoming events in the City include:
 - The Crystal Frolics are at Becker Park from July 25 – 28. For more information and an event schedule visit the Crystal Frolics website at <http://crystalfrolics.org>
 - MN Night to Unite is Tuesday, August 6; the deadline to register your neighborhood in this event is July 25. Log onto the City's website to learn more at www.crystalmn.gov

X. ADJOURNMENT

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

Motion carried.

The meeting adjourned at 7:35 p.m.

Jim Adams, Mayor

ATTEST:

Chrissy Serres, City Clerk

Pursuant to due call and notice given in the manner prescribed by Section 3.01 of the City Charter, the second work session of the Crystal City Council was held at 7:38 p.m. on Tuesday, July 16, 2013 in Conference Room A at City Hall located at 4141 Douglas Drive, Crystal, Minnesota.

I. ATTENDANCE

The city clerk recorded the attendance with the following members:

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

STAFF: City Manager A. Norris, Assistant City Manager/Human Resources Manager K. Therres, City Attorney M. Norton, Public Works Director/City Engineer T. Mathisen, Community Development Director P. Peters, Assistant Community Development Director/City Planner J. Sutter, Police Chief S. Revering, and City Clerk C. Serres.

OTHER: Ed Kodet and Ken Stone from Kodet Architectural Group, Ltd.

II. AGENDA

The Council and staff discussed the following agenda items:

- Public Works Facility update
- Cellular Towers

III. ADJOURNMENT

The work session adjourned at 9:12 p.m.

Jim Adams, Mayor

ATTEST:

Chrissy Serres, City Clerk

CONSENT AGENDA

APPLICATIONS FOR CITY LICENSE

August 5, 2013

GAS INSTALLER

Optimum Mechanical Systems 3300 Centerville Rd Little Canada, MN 55117
 Ray N Welter Heating Co 4637 Chicago Ave S Minneapolis, MN 55407
 Kraemer Heating Inc 7441 Dallas Court Maple Grove, MN 55311
 Kramer Mechanical Plumbing and Heating Inc 7860 Fawn Lake Dr NE Stacy, MN 55079
 MN Heating & A/C 10701 93rd Ave N Suite B Maple Grove, MN 55369
 Hoffman Refrigeration & Heating 5660 Memorial Ave N Ste 2 Stillwater, MN 55082
 Mike Larson Master Plumber 5120 Hooper Lake Rd Deephaven, MN 55331

PLUMBER

Lutz Plumbing Inc 8160 157th St N Hugo, MN 55038
 A Johnson Plumbing 17285 211th Ave Big Lake, MN 55309

RENTAL – NEW

5701 Adair Ave N – JDA Group LLC (Conditional)
 5319 Angeline Ave N – Brett Johnson c/o Renters Warehouse (Conditional)
 3608 Colorado Ave N – THR Invitation Homes (Conditional)
 3508 Idaho Ave N – David Hendricks c/o North Point Asset Mgmt (Conditional)
 4227 Kentucky Ave N – Savannah Curtin (Conditional)
 5640 Perry Ave N – IH2 Invitation Homes
 5409 Scott Ave N – New Covenant Properties LLC
 5233 Unity Ct – Senco Investments LLC (Conditional)
 6806 34th Ave N – James/Lindsay Darrah
 5214 53rd Ave N – Lewski Properties LLC (Conditional)

RENTAL – RENEWAL

5027 Angeline Ave N – Theo/Sandy Smulders
 3109 Aquila Ave N – L Gomsrud c/o L Johanns
 6431 Brentwood Ave N – Vogt Homes c/o SE Properties (Conditional)
 4611 Colorado Ave N – Mitch Shepard (Conditional)
 3422 Douglas Dr N – Wally Anderson (Conditional)
 2826 Idaho Ave N – Jeff Reiser
 3132 Idaho Ave N – Paxton/Stacy Garner c/o Home Alliance Mgmt (Conditional)
 2959 Jersey Ave N – Roxanne Elfering (Conditional)
 5220 Louisiana Ave N – James Schmid
 3436 Major Ave N – Judith DuPaul
 4816 Nevada Ave N – Melissa Gudnason
 5657 Nevada Ave N – John Hawk c/o Tony Hawk (Conditional)
 3408 Noble Ave N – Bryan/Cheryl Hart (Conditional)
 8332 Northern Dr – Vincent Martin (Conditional)
 5844 Orchard Ave N – Libman Bros LLC
 5825 Perry Ave N – Danny Vo/Christine Duong
 3517 Quail Ave N – L/B Pritchard c/o SGF Holdings
 3217 Utah Ave N – Jason Flaa
 4230 Xenia Ave N – Danny Vo/Christina Duong

RENTAL – RENEWAL CONTINUED

5568-5570 Xenia Ave N – Narsh Uppal
3160 Yukon Ave N – L Hathy/M Lungstrom
8117 30th Ave N – Bachaus Invest Prop LLC (Conditional)
7265 32nd Ave N – Tesfai Alem
6408 43rd Ave N – Renee King
6407 52nd Ave N – Stacy Gebeke c/o Renters Warehouse (Conditional)
6729 52nd Ave N – Chris/Christina Jensen
7127 52nd Ave N – Theron Fraser
5128 53rd Ave N – Noah Petersen (Conditional)
5700 57th Ave N – Gerald R Ziemiecki

SIGN HANGER

A-Sign & Screen Printing Co 708 Lowry Ave N Minneapolis, MN 55411
Walker Sign dba Lawrence Sign 945 Pierce Butler Route St Paul, MN 55104

CONSENT AGENDA #2



DATE: July 31, 2013
 TO: Anne Norris, City Manager
 City of Crystal City Council
 FROM: Beth Simonsen, Assistant Finance Director *ABS*
 RE: Expenditures over \$25,000

<u>Payee</u>	<u>Description</u>	<u>Amount</u>
Blue Cross Blue Shield	Medical Insurance Premiums for August	79,861.50
City of St. Paul	36" Iron Pipe & Misc for Cty Rd 9 & Cty Rd 81 Water Main Break	41,749.75
Golden Valley JWC	Water Costs for June	182,763.52
Hennepin County Treasurer	Second 1/2 of 2013 Assessment Fee	68,921.06
IRS	S. Security, Medicare, & Federal Tax W/H; pay date 7/10/13	56,967.39
IRS	S. Security, Medicare, & Federal Tax W/H; pay date 7/24/13	56,935.46
Lanel Crystal Estates LLC	TIF #4 Revenue Note 2002 Principal & Interest, Due 8/1	28,647.50
Lino Lakes Landscaping Inc	County Rd 81 Street Soil & Turf Restoration	80,377.60
Metro Council Environmental Service	Wastewater Costs for August 2013	105,846.14
Northwest Asphalt Inc	Phase 12 Forest N Street Reconstruction Service for June	620,325.83
O'Malley Construction Inc	Concrete Alley Paving Service for June	118,381.94
Palda & Sons Inc	Phase 13 Becker Park Street Reconstruction Service for June	991,113.49
PERA	Employee & city required contributions; pay date 7/05/13	42,571.68
PERA	Employee & city required contributions; pay date 7/19/13	42,357.80
S.E.H.	Phase 12 & 13 Street Reconstruction Service for June	63,625.52
Sunram Construction Inc	Bassett Creek Erosion Control Service for June	34,524.36
SuperValu Inc	1995A Tax Increment Revenue Note Principal & Interest, Due 8/1	39,682.98
West Metro Fire-Rescue District	Fire Budget Allocation for July	79,559.80
West Metro Fire-Rescue District	Fire Budget Allocation for August	79,559.80
		\$ 2,813,773.12



Minnesota Department of Public Safety
 Alcohol and Gambling Enforcement Division **CONSENT AGENDA #3**
 444 Cedar Street, Suite 222, St. Paul, MN 55101
 651-201-7500 Fax 651-297-5259 TTY 651-282-6555
**APPLICATION AND PERMIT FOR A 1 DAY
 TO 4 DAY TEMPORARY ON-SALE LIQUOR LICENSE**

Name of organization		Date organized	Tax exempt number	
Volunteers of America Crystal Care Center		1971		
Address	City	State	Zip Code	
3245 Vera Cruz Ave N	Crystal	Minnesota	55422	
Name of person making application		Business phone	Home phone	
Keri Manson		763-971-6305		
Date(s) of event	Type of organization			
9-12-13	<input type="checkbox"/> Club <input type="checkbox"/> Charitable <input type="checkbox"/> Religious <input checked="" type="checkbox"/> Other non-profit			
Organization officer's name		City	State	Zip
X Keri Manson		Crystal	Minnesota	55422
Add New Officer				

Location where permit will be used. If an outdoor area, describe.

Same address - outdoor Garden area - Business expo.

If the applicant will contract for intoxicating liquor service give the name and address of the liquor license providing the service.

If the applicant will carry liquor liability insurance please provide the carrier's name and amount of coverage.

APPROVAL

APPLICATION MUST BE APPROVED BY CITY OR COUNTY BEFORE SUBMITTING TO ALCOHOL AND GAMBLING ENFORCEMENT

City/County	Date Approved
Crystal	09-12-13
City Fee Amount	Permit Date
07-18-2013	
Date Fee Paid	
\$50.00	

Signature City Clerk or County Official

Approved Director Alcohol and Gambling Enforcement

NOTE: Submit this form to the city or county 30 days prior to event. Forward application signed by city and/or county to the address above. If the application is approved the Alcohol and Gambling Enforcement Division will return this application to be used as the permit for the event.



COUNCIL STAFF REPORT
Consent Agenda: Special Permit for Wine/Beer
Council Meeting 8/5/2013

MEMORANDUM

DATE: July 18, 2013

TO: Crystal City Council
City Manager Anne Norris

FROM: Administrative Services Coordinator Trudy Tassoni

SUBJECT: Special Permit for Beer and Wine at the Crystal Community Center

Moses Yoko has applied for a special permit to serve beer and wine at the Crystal Community Center on **Saturday, August 17, 2013, from 6:30 p.m. – midnight** for an anniversary party. They expect approximately 250 guests and have hired 2 Crystal police officers. The City received a copy of Mr. Yoko's liability insurance to cover this event.

Council Action Requested

As part of the Consent Agenda on August 5, 2013, approve the Special Permit for Beer/Wine submitted by Moses Yoko.

His application is available for review in the city clerk's office.



COUNCIL STAFF REPORT
Consent Agenda: Solicitor Licenses
August 5, 2013 Council Meeting

MEMORANDUM

DATE: July 25, 2013

TO: Crystal City Council
City Manager Anne Norris

FROM: Administrative Services Coordinator Trudy Tassoni

SUBJECT: Solicitation licenses for Custom Remodelers, Inc.

Custom Remodelers, Inc. is requesting solicitation licenses for the following individuals to go door-to-door in Crystal through December 31, 2013, offering free estimates and scheduling appointments for exterior remodeling projects.

- Daniel Flaherty
- Michael Kroll
- Justin Mei
- Steven Olson
- Travis Sankey
- Aaron Welter

All of these individuals passed a criminal history check conducted by the Police Department.

Council Action Requested

As part of the Consent Agenda, approve solicitation licenses for Custom Remodelers, Inc., for the above-named individuals to go door-to-door in Crystal through December 31, 2013, offering free estimates and scheduling appointments for exterior remodeling projects.

The applications and Police Department memos are available for review in the city clerk's office.

REGULAR AGENDA



COUNCIL STAFF REPORT
Plat of Crystal EDA Sixth Addition
3556 & 3564 Welcome

FROM: John Sutter, City Planner/Assistant Community Development Director *JS*

DEPARTMENT HEAD REVIEW: Patrick Peters, Community Development Director *pp*

DATE: July 31, 2013
TO: Anne Norris, City Manager (for July 16 meeting)
SUBJECT: Consider the Preliminary and Final Plat of Crystal Economic Development Authority Sixth Addition resulting in two lots at 3556 and 3564 Welcome Avenue North

A. BACKGROUND

The subject property, presently addressed as 3556 Welcome Avenue North (PID #21-118-21-21-0057), contains 17,235 sq. ft. (0.4 acres). It is surplus property left over from the reconstruction of Highway 100 which the Minnesota Department of Transportation sold to the Economic Development Authority of the City of Crystal ("the EDA") in 2010. The EDA has made the property available since spring 2010 for construction of a single family house but there have been no takers at the EDA's \$55,000 lot price. In June 2013 the EDA determined that the property would be more likely to sell if it were divided into two lots, as follows:

LOT	PROPOSED ADDRESS	LOT AREA	LOT PRICE
1	3556 Welcome	8,220 sq. ft. (0.19 acres)	\$50,000
2	3564 Welcome	9,015 sq. ft. (0.21 acres)	\$35,000*

**This lot price included an estimated \$7,500 of grading and compaction work to be completed by the city's Public Works Department (Streets). However, the department will be unable to complete this work in-house due to other projects. The builder's excavator estimated the cost at \$8,600 for them to do the work. The builder has agreed to take on this work in exchange for an \$8,000 lot price reduction. Therefore the lot sale price will be \$27,000 but the builder will be responsible for grading and compaction.*

Notice of the Planning Commission's July 8, 2013 public hearing was mailed to property owners within 350 feet and published in the Sun Post on June 27, 2013. No comments have been received to date.

Please note that the EDA has sold the lot at 3548 Welcome which is south of the proposed plat. This means there would be a total of three lots for new home construction but only the north two lots are included in the proposed plat.

The following Exhibits are attached:

- A. Proposed resolution
- B. 2012 aerial photo and plat concept
- C. Sketch showing the likely site grading and two new houses
- D. Preliminary Plat
- E. Final Plat

B. STAFF COMMENTS

Each of the proposed lots would comply with the Zoning Ordinance's minimum lot dimensions required for the R-1 district: 60 feet wide, 100 feet deep and 7,500 sq. ft. area (all three must be met), except for the rear lot line of Lot 2 (3564 Welcome) which is allowed to be less than 60 feet wide due to the curvature of 36th Avenue.

For each lot, city water and sanitary sewer stubs are located between the sidewalk and front lot line.

Centerpoint Energy has an existing main located on the bike trail property approximately 21 feet east of (behind) the lots. Xcel, Comcast and Century Link currently terminate at a pole in front of 3540 Welcome (the existing house to the south). Xcel will run an underground secondary line from the pole to a new pedestal at the southwest corner of Lot 1 (between 3548 and 3556) from which it will serve the new houses with underground services. Comcast and Century Link have not yet determined their routing but will likely provide service in a manner similar to Xcel. As part of the plat, there will be 10 foot drainage & utility easements along the west side of the lots, in addition to 5+ feet of right-of-way between the lot line and the sidewalk.

The builder will lower the lots so they have an approximate elevation of 875 feet. The builder may seek MnDOT approval to construct a low berm in the first 20 feet directly east of the lots, but it is unknown whether MnDOT would approve such a request. The attached grading and house location sketch (Exhibit C) presumes that no grading work may extend onto the adjacent MnDOT property.

City code requires the payment of a park dedication fee prior to any subdivision which creates a new residential parcel. These fees go to help pay for capital improvements to the city's park system. There would be a net gain of one residential parcel (3564 Welcome) with an after-grading value of \$35,000. The fee is 2% so the EDA will pay the city a \$700 park dedication fee.

There are no SAC charges because the site has existing credits remaining from a 12 unit apartment building which MnDOT acquired and demolished in 2000 to make way for the Highway 100 project.

C. REQUESTED ACTION

On July 8 the Planning Commission unanimously recommended approval of the proposed plat.

Council action is requested on the resolution attached as Exhibit A.

RESOLUTION NO. _____

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

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

WHEREAS, the City of Crystal is a municipal corporation, organized and existing under the laws of the state of Minnesota; and

WHEREAS, the City Council of the City of Crystal has adopted subdivision regulations for the orderly, economic and safe development of land within the city; and

WHEREAS, Economic Development Authority of the City of Crystal has submitted the Preliminary and Final Plat entitled Crystal Economic Development Authority Sixth Addition; and

WHEREAS, the Planning Commission held the required public hearing and recommended approval of the Preliminary and Final Plat of Crystal Economic Development Authority Sixth Addition on July 8, 2013; and

WHEREAS, the City Council finds that the Preliminary and Final Plat of Crystal Economic Development Authority Sixth Addition is in compliance with the applicable rules and regulations of Crystal City Code.

NOW, THEREFORE BE IT RESOLVED that the City Council of the City of Crystal hereby approves the Preliminary and Final Plat of Crystal Economic Development Authority Sixth Addition, Hennepin County, Minnesota.

Adopted by the Crystal City Council this _____ day of _____, 2013.

Jim Adams, Mayor

ATTEST:

Chrissy Serres, City Clerk

EXHIBIT A



EXHIBIT B

Parcel ID: 21-118-21-21-0057

A-T-B: Torrens

Map Scale: 1" ≈ 200 ft.

Print Date: 6/12/2013



Owner Name: Econ Devel Athy City Crystal

Market Total: \$0

Parcel Address: 3556 Welcome Ave N
Crystal, MN 55422

Tax Total: \$0.00
(Payable: 2013)

Property Type: Commercial-Preferred

Sale Price:

Home-stead: Non-Homestead

Sale Date:

Parcel Area: 0.39 acres
17,183 sq ft

Sale Code:

This map is a compilation of data from various sources and is furnished "AS IS" with no representation or warranty expressed or implied, including fitness of any particular purpose, merchantability, or the accuracy and completeness of the information shown.

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Parcel ID: 21-118-21-21-0057

A-T-B: Torrens

Map Scale: 1" ≈ 40 ft.

Print Date: 6/12/2013

Owner Name: Econ Devel Athy City Crystal

Market Total: \$0

Parcel Address: 3556 Welcome Ave N
Crystal MN 55422

Tax Total: \$0.00
(Payable: 2013)





1" : 20'

STATE HIGHWAY No. 100

WELCOME AVENUE N.

STREET EASEMENT PER DOC. No. 588564

WEST LINE OF PURE'S CRYSTAL ADD.

LINE 1
N 12°56'40" E 157.51

EAST LINE OF LOT 1, ROSEDALE ACRES

EASEMENT PER DOC. No. 630280 TO BE VACATED

WEST LINE OF LOT 2, PURE'S CRYSTAL ADD.

LINE OF PURE'S CRYSTAL ADD.

POINT OF TERMINATION OF LINE 1

SOUTH LINE OF THE NORTH 10 RODS OR 165 FEET OF GOVT. LOT 1

NORTH LINE OF LOT 20, ROSEDALE ACRES

PROPOSED DRAINAGE & UTILITY EASEMENT

PARKING & STREET EASEMENT

WEST LINE OF HOKKANEN'S ADD. EXTENDED

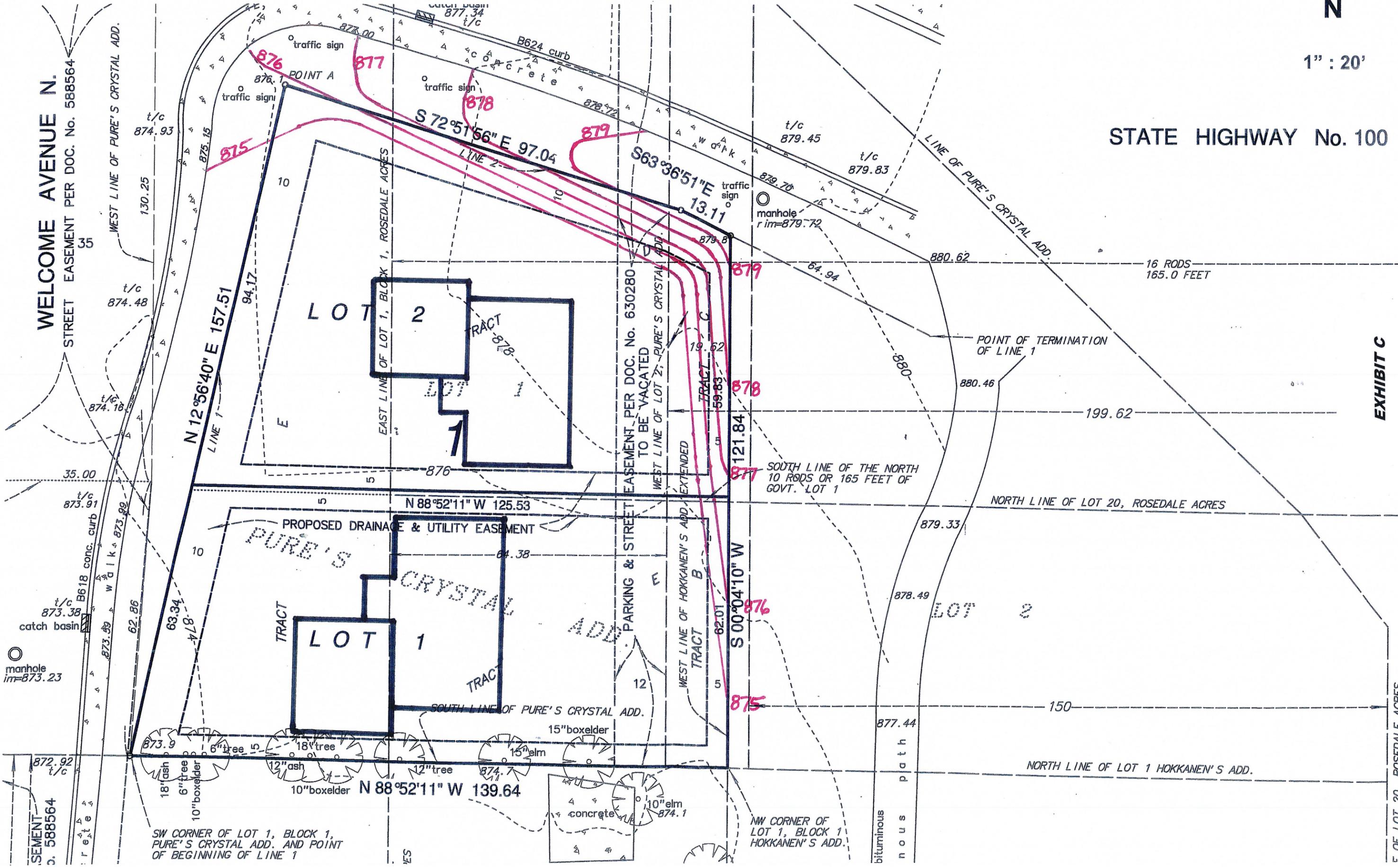
NORTH LINE OF LOT 1 HOKKANEN'S ADD.

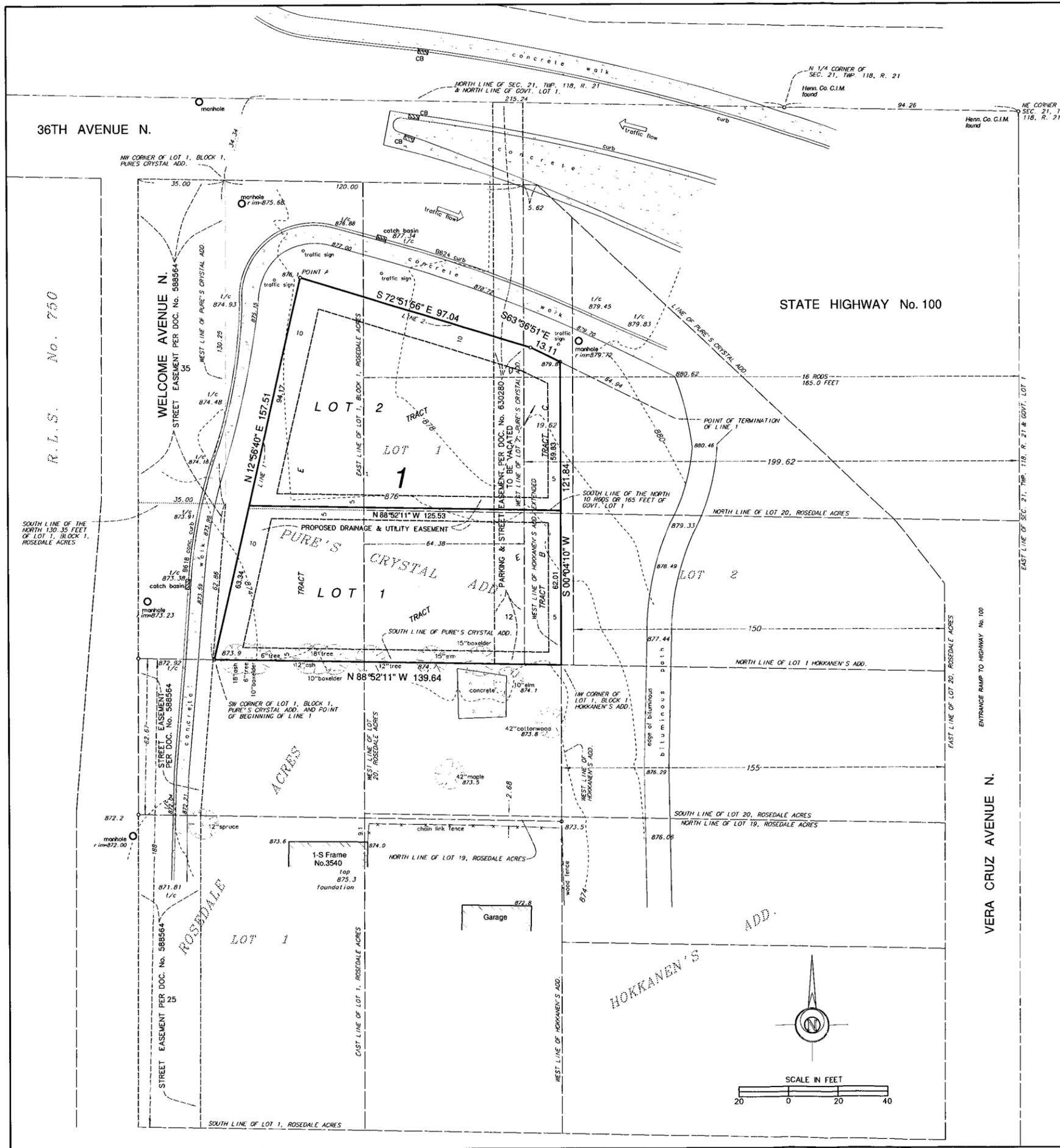
SW CORNER OF LOT 1, BLOCK 1, PURE'S CRYSTAL ADD. AND POINT OF BEGINNING OF LINE 1

NW CORNER OF LOT 1, BLOCK 1 HOKKANEN'S ADD.

EXHIBIT C

E OF LOT 20, ROSEDALE ACRES





Property Address: 3556 Welcome Ave. N, Crystal, MN
 Property I.D. No.: 21-118-21-21-0057

Property is in flood zone "X" per FEMA map number 27053C0213E, dated Sept. 2, 2004.

LEGAL DESCRIPTION:

Tract B:
 That part of Lot 2, Block 1, Pure's Crystal Addition, embraced within that part of Lot 20, Block 1, Rosedale Acres, lying west of the east 150 feet of said Lot 20, according to the recorded plat thereof on file and of record in the Office of the County Recorder in and for Hennepin County, Minnesota.
 Being registered land as evidenced by Certificate of Title No. 484827.

Tract C:
 That part of Lot 2, Block 1, Pure's Crystal Addition, embraced within the west 19.62 feet of the east 199.62 feet of the north 165 feet of Government Lot 1 of Section 21, Township 118 North Range 21 West, except that part taken for highway purposes prior to January 1, 1971, according to the recorded plat thereof on file and of record in the Office of the County Recorder in and for Hennepin County, Minnesota.
 Abstract Property

Tract D:
 That part of Lot 1, Block 1, Pure's Crystal Addition, which lies east of the east line of Lot 1 and north of the north line of Lot 20, both in Block 1, Rosedale Acres, according to the recorded plats thereof on file and of record in the Office of the County Recorder in and for Hennepin County, Minnesota.
 Abstract Property.

Tract E:
 Lot 1, Block 1, Pure's Crystal Addition, except that part lying east of the east line of Lot 1 and north of the north line of Lot 20, both in Block 1, Rosedale Acres, according to the recorded plats thereof on file and of record in the Office of the County Recorder in and for Hennepin County, Minnesota.
 Being registered land as is evidenced by Certificate of Title No. 1036670.

together with that part of Tract B hereinbefore described which lies westerly of the northerly extension of the westerly line of Hokkanen's Addition; also together with that part of Tract C hereinbefore described which lies westerly of the northerly extension of the westerly line of Hokkanen's Addition and southerly of Line 2 described below:

Line 1.
 Commencing at the Northeast corner of Section 21, Township 118 North, Range 21 West; thence westerly on an azimuth of 271 degrees 12 minutes 17 seconds along the north line thereof for 94.26 feet to the north quarter corner of said Section 21; thence on an azimuth 271 degrees 08 minutes 33 seconds along the north line of said section for 215.24 feet; thence on an azimuth of 197 degrees 13 minutes 03 seconds for 34.34 feet to the northwesterly corner of Lot 1, Block 1, said Pure's Crystal Addition; thence on an azimuth of 180 degrees 13 minutes 28 seconds along the westerly line of said Lot 1, Block 1 for 130.25 feet; thence on an azimuth of 184 degrees 20 minutes 28 seconds along said westerly lot line to 62.86 feet to the southwesterly corner of said lot and the point of beginning of said Line 1 to be described; thence on an azimuth of 12 degrees 56 minutes 40 seconds for 157.51 feet to a point hereinafter referred to as Point "A"; thence on an azimuth of 107 degrees 08 minutes 04 seconds for 97.04 feet; thence on an azimuth of 116 degrees 23 minutes 09 seconds for 64.94 feet and there terminating;

Line 2.
 From point "A" as set forth in Line 1 described above, run easterly and southeasterly along said Lot 1 to its point of termination; also together with that part of Tract D hereinbefore described which lies southerly of Line 2 described above; also together with that part of Tract E hereinbefore described which lies southeasterly of Line 1 described above.

Legal description and easement per Title Commitment from Old Republic National Title Insurance Company, Application No. ORTE725286, dated February 22, 2010.

Property zoned R-1, Low Density Residential
 Setback requirements per zoning ordinance from City of Crystal:
 Front - 30 feet
 Side - 5 feet interior lot line
 10 feet side street
 Rear - 30 feet

Total number of Lots = 2
 Proposed Lot Areas:
 Lot 1, Block 1 = 8220.3 sq.ft (0.189 acres)
 Lot 2, Block 1 = 9014.5 sq.ft (0.207 acres)

Benchmark: Top nut of hydrant at NE corner of 36th Ave. N and Welcome Ave. N
 Elevation = 876.92 feet

Survey Note:
 As to the description of Line 2. We believe in the first line of the description call of "Lot 1" should read Line 1.

I certify that this plan, specification, or report was prepared by me or under my direct supervision and that I am a duly Licensed Land Surveyor under the laws of the State of Minnesota.
 Dated June 24, 2013.
 Signed: *Gregory R. Prasch*
 Gregory R. Prasch, Minn. Reg. No. 24992

ORIGINAL DATE: _____ DESIGNED BY: _____ DRAWN BY: _____ CHECKED BY: _____ REVISIONS: _____ _____ _____	PREPARED BY: LOT SURVEYS COMPANY, INC. LAND SURVEYORS 7601 73RD AVE. NO. BROOKLYN PARK, MN 55428 Ph. (763) 560-3093 Fx. (763) 560-3522	PRELIMINARY PLAT CRYSTAL ECONOMIC DEVELOPMENT AUTHORITY SIXTH ADDITION FOR CITY OF CRYSTAL 4141 DOUGLAS DRIVE NO. CRYSTAL, MN 55422
/pure's crystal add/Preliminary81464.scj		FB 1048-21
		INV. NO. 81464

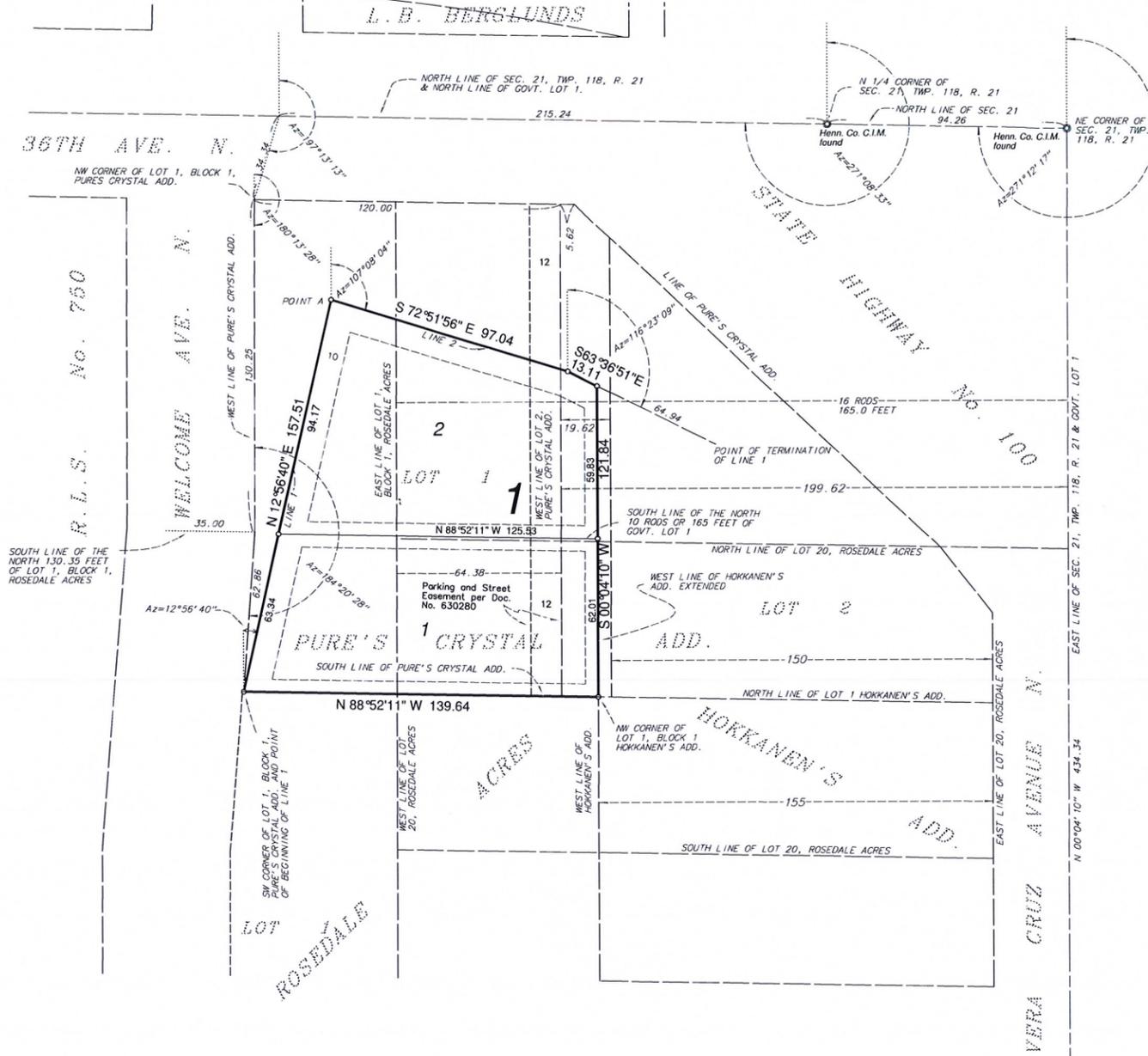
EXHIBIT D

CRYSTAL ECONOMIC DEVELOPMENT AUTHORITY SIXTH ADDITION

REGULAR AGENDA #1

R.T. DOC. NO. _____

C.R. DOC. NO. _____



KNOW ALL PERSONS BY THESE PRESENTS: That Economic Development Authority of the City of Crystal, a public body corporate and politic, owner of the following described property situate in the County of Hennepin, State of Minnesota, to wit:

- Tract B. That part of Lot 2, Block 1, Pure's Crystal Addition, embraced within that part of Lot 20, Block 1, Rosedale Acres, lying west of the east 150 feet of said Lot 20.
- Tract C. That part of Lot 2, Block 1, Pure's Crystal Addition, embraced within the west 19.62 feet of the east 199.62 feet of the north 165 feet of Government Lot 1 of Section 21, Township 118 North Range 21 West, except that part taken for highway purposes prior to January 1, 1971.
- Tract D. That part of Lot 1, Block 1, Pure's Crystal Addition, which lies east of the east line of Lot 1 and north of the north line of Lot 20, both in Block 1, Rosedale Acres.
- Tract E. Lot 1, Block 1, Pure's Crystal Addition, except that part lying east of the east line of Lot 1 and north of the north line of Lot 20, both in Block 1, Rosedale Acres.

Line 1. Commencing at the Northeast corner of Section 21, Township 118 North, Range 21 West; thence westerly on an azimuth of 271 degrees 12 minutes 17 seconds along the north line thereof for 94.26 feet to the north quarter corner of said Section 21; thence on an azimuth 271 degrees 08 minutes 33 seconds along the north line of said section for 215.24 feet; thence on an azimuth of 197 degrees 13 minutes 03 seconds for 34.34 feet to the northwesterly corner of Lot 1, Block 1, said Pure's Crystal Addition; thence on an azimuth of 180 degrees 13 minutes 28 seconds along the westerly line of said Lot 1, Block 1 for 130.25 feet; thence on an azimuth of 184 degrees 20 minutes 28 seconds along said westerly lot line to 62.86 feet to the southwest corner of said lot and the point of beginning of said Line 1 to be described; thence on an azimuth of 12 degrees 56 minutes 40 seconds for 157.51 feet to a point hereinafter referred to as Point "A"; thence on an azimuth of 107 degrees 08 minutes 04 seconds for 97.04 feet; thence on an azimuth of 116 degrees 23 minutes 09 seconds for 64.94 feet and there terminating.

Line 2. From point "A" as set forth in Line 1 described above, run easterly and southeasterly along said Lot 1 to its point of termination; also together with that part of Tract D hereinbefore described which lies southeasterly of Line 1 described above; also together with that part of Tract E hereinbefore described which lies southeasterly of Line 1 described above.

Has caused the same to be surveyed and platted as CRYSTAL ECONOMIC DEVELOPMENT AUTHORITY SIXTH ADDITION and does hereby dedicate to the public for public use forever the easements for utility and drainage purposes as shown on the plat.

In witness whereof said, Economic Development Authority of the City of Crystal, has caused these presents to be signed by its proper officers this ____ day of _____, 20__.

ECONOMIC DEVELOPMENT AUTHORITY OF THE CITY OF CRYSTAL

By Mark G. Hoffman, President By Anne L. Norris, Executive Director

STATE OF MINNESOTA
COUNTY OF _____
The foregoing instrument was acknowledged before me this ____ day of _____, 20__ by Mark G. Hoffman, President and Anne L. Norris, Executive Director of Economic Development Authority of the City of Crystal, a public body corporate and politic, on behalf of said public body.

(signature)

(printed name)
Notary Public, _____ County, Minnesota
My Commission Expires _____

I Gregory R. Prasch do hereby certify that this plat was prepared by me or under my direct supervision; that I am a duly Licensed Land Surveyor in the State of Minnesota; that this plat is a correct representation of the boundary survey; that all mathematical data and labels are correctly designated on this plat; that all monuments depicted on this plat have been, or will be correctly set within one year; that all water boundaries and wet lands as defined in Minnesota Statutes, Section 505.01, Subd. 3, as of the date of this certificate are shown and labeled on this plat; and all public ways are shown and labeled on this plat.

Dated this ____ day of _____, 20__.

Gregory R. Prasch, Land Surveyor
Minnesota License No. 24992

STATE OF MINNESOTA
COUNTY OF HENNEPIN
This instrument was acknowledged before me on this ____ day of _____, 20__, by Gregory R. Prasch.

(Signature of Notary)

(Notary's Printed Name)
Notary Public, _____ County, in Minnesota
My commission expires _____

CRYSTAL, MINNESOTA
This plat of CRYSTAL ECONOMIC DEVELOPMENT AUTHORITY SIXTH ADDITION was approved and accepted by the City Council of the City of Crystal, Minnesota, at a regular meeting thereof held this ____ day of _____, 20__. If applicable the written comments and recommendations of the Commissioner of Transportation and the County Highway Engineer have been received by the city or the prescribed 30 day period has elapsed without receipt of such comments and recommendations, as provided by Minnesota Statutes, Section 505.03, Subdivision 2.

CRYSTAL, MINNESOTA
By _____, Mayor By _____, City Clerk

TAXPAYER SERVICES DEPARTMENT, Hennepin County, Minnesota
I hereby certify that the taxes payable in _____ and prior years have been paid for land described in this plat. Dated this ____ day of _____, 20__.

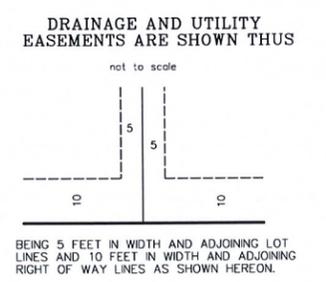
Mark V. Chapin, Hennepin County Auditor By _____, Deputy

SURVEY DIVISION, Hennepin County, Minnesota
Pursuant to Minnesota Statutes, Sec. 383B.565 (1969) this plat has been approved this ____ day of _____, 20__.

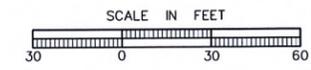
William P. Brown, Hennepin County Surveyor By _____

COUNTY RECORDER, Hennepin County, Minnesota
I hereby certify that the within plat of CRYSTAL ECONOMIC DEVELOPMENT AUTHORITY SIXTH ADDITION was filed in this office this ____ day of _____, 20__, at _____ o'clock _____ M.

Martin McCormick, Hennepin County Recorder By _____, Deputy



- DENOTES 1/2 INCH BY 14 INCH IRON PIPE MONUMENT SET AND MARKED BY LICENSE NUMBER 24992, UNLESS OTHERWISE INDICATED.
- DENOTES FOUND 1/2 INCH IRON PIPE MONUMENT.



FOR THE PURPOSES OF THIS PLAT THE EAST LINE OF SECTION 21, TOWNSHIP 118, RANGE 21 IS ASSUMED TO BEAR NORTH 00 DEGREES 04 MINUTES 10 SECONDS WEST

LOT SURVEYS COMPANY, INC.
LAND SURVEYORS

EXHIBIT E



COUNCIL STAFF REPORT

Section 520 (Site & Building Plan Review)

FROM: John Sutter, City Planner/Assistant Community Development Director *JS*

DEPARTMENT HEAD REVIEW: Patrick Peters, Community Development Director *PP*

DATE: July 31, 2013

TO: Anne Norris, City Manager (for August 5 meeting)

SUBJECT: Consider second reading of an ordinance adopting a revised Section 520 (Site and Building Plan Review), and summary publication

Section 520 of city code (Site and Building Plan Review) was originally adopted in 1995. It applies to larger construction projects, mainly commercial, industrial, institutional or high density residential, but not single family homes or duplexes. It lays out a Planning Commission and City Council review process including notice to property owners within 350 feet, similar to conditional use permit, variance or other zoning applications. It also contains site and building design guidelines, although to a large degree these are consistent with (and often supplanted by) requirements found in the zoning ordinance. Its intent and purpose statement (520.01) is as follows:

It is the intent of this section to serve the public interest by promoting a high standard of development within the city. Through a comprehensive review of both functional and aesthetic aspects of new or intensified development, the city seeks to accomplish the following:

- a) implement the comprehensive plan;*
- b) maintain and improve the city's tax base to a reasonable extent;*
- c) mitigate to the extent feasible adverse impacts of one land use upon another;*
- d) promote the orderly and safe flow of vehicular and pedestrian traffic; and*
- e) preserve and enhance the natural and built environment.*

On March 19 the City Council initiated a review of Section 520 and asked the Planning Commission to recommend changes for Council consideration. In the current ordinance, submittal/review requirements are mixed together with the design standards in various parts of Section 520. The amendment would result in the submittal/review requirements all being found in 520.07 and the design standards being found in 520.09, 11 and 13.

One of the main effects of the changes is to set clear thresholds for different levels of approval needed, depending on the size of the building expansion relative to the existing building. As drafted, the thresholds are as follows:

10% or less	Section 520 does not apply (requires only a building permit)
10% - 50%	Section 520 applies, but staff may complete the review and approval without a Planning Commission public hearing and City Council approval
More than 50%	Section 520 applies and a Planning Commission public hearing and City Council approval are required

For comparison:

- Robbinsdale only requires site plan review as part of zoning-related approvals (CUPs, variances, etc.)
- New Hope has a similar ordinance and uses the following thresholds:

Under 25%	Site plan review applies, but staff may complete the review and approval without a Planning Commission public hearing and City Council approval
25% or more	Site plan review applies and a Planning Commission public hearing and City Council approval are required
- Golden Valley's ordinance is specific to its I-394 mixed use district and uses thresholds:

Under 10%	Site plan does not apply (requires only a building permit)
10% or more	Site plan review applies and a Planning Commission public hearing and City Council approval are required
- Brooklyn Center's ordinance requires site plan review including a Planning Commission public hearing and City Council approval, without any exceptions for small additions or provisions for staff approval.

On July 8 the Planning Commission unanimously recommended approval of the revised Section 520, and on July 16, the Council approved first reading.

Council actions are requested to:

- A. Approve second reading and adoption of the attached ordinance (Exhibit A); and
- B. Approve summary publication of same (Exhibit B).

Publication would occur on August 15 and the new ordinance would be effective on September 14.

ORDINANCE NO. 2013 - _____

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

THE CITY OF CRYSTAL ORDAINS:

Section 1. Crystal City Code, Section 520 is amended by repealing this section in its entirety.

Section 2. Crystal City Code, Appendix I, Zoning Code is amended by adding a new Section 520 to read as follows:

Section 520 – Site and Building Plan Review

520.01. Purpose. It is the intent of this section to serve the public interest by promoting a high standard of development within the city. Through a comprehensive review of both functional and aesthetic aspects of new or intensified development, the city seeks to accomplish the following:

- a) implement the comprehensive plan;
- b) maintain and improve the city's tax base to a reasonable extent;
- c) mitigate to the extent feasible adverse impacts of one land use upon another;
- d) promote the orderly and safe flow of vehicular and pedestrian traffic; and
- e) preserve and enhance the natural and built environment.

520.03. Approval required. Except as provided in subsection 520.05, without first obtaining site and building plan approval it is unlawful to do any of the following:

- a) construct a building;
- b) move a building to any lot within the city;
- c) expand or change the use of a building or parcel of land or modify a building, accessory structure or site or land feature in any manner which results in a different intensity of use, including the requirement for additional parking;
- d) grade or take other actions to prepare a site for development, except in conformance with a permit or an approved plan; or
- e) remove earth, soils, gravel or other natural material from or place the same on a site, except in conformance with a permit or an approved plan.

520.05. Exceptions. The following do not require site or building plan approval:

- a) construction or alteration of a single family or two family residential building or accessory building;
- b) enlargement of a building by no more than 10% of its gross floor area, provided that there is no other special land use action required; or
- c) changes in the leasable space of a multi-tenant building where the change does not intensify the use, require additional parking, or result in an inability to maintain required performance standards.

520.07. Review procedure. Subdivision 1. Application. Application for a site and building plan review is made to the director of community development on forms provided by the city and must be accompanied by the following:

- a) Plat or map of the property showing the proposed improvements
- b) Evidence of ownership or an interest in the property
- c) The fee required by appendix IV
- d) Complete site and building plans, signed by a registered architect, civil engineer, landscape architect or other qualified person acceptable to the director of community development and showing the following, unless determined by the director to be unnecessary:
 - 1) elevations of all sides of the building;
 - 2) type and color of exterior building materials;
 - 3) floor plan;
 - 4) dimensions of all structures, including not only buildings but also curbs, sidewalks, hard surfaced areas and anything else that is built or proposed to be built; and
 - 5) the location of utility connections, trash and recycling containers, heating, ventilation and air conditioning equipment, and any other fixtures or equipment on the property.
- e) Landscape plans prepared by a landscape architect or other qualified person acceptable to the director of community development and showing the following unless determined by the director to be unnecessary:
 - 1) boundary lines of the property with accurate dimensions;

- 2) locations of existing and proposed buildings, parking lots, roads and other improvements;
 - 3) proposed grading plan with two foot contour intervals;
 - 4) location, approximate size and common name of existing trees and shrubs;
 - 5) a planting schedule containing symbols, quantities, common and botanical names, size of plant materials, root condition and special planting instructions;
 - 6) planting details illustrating proposed locations of all new plant material;
 - 7) locations and details of other landscape features including berms, fences and planter boxes;
 - 8) details of restoration of disturbed areas including areas to be sodded or seeded;
 - 9) location and details of irrigation systems; and
 - 10) details and cross sections of all required screening.
- f) Such other information as may be required by the city.

Subd. 2. Planning commission review. Except as provided for in Subd. 4, upon receipt of a completed application a date will be set for planning commission consideration using the same procedure as for consideration of conditional use permits in the zoning ordinance.

Subd. 3. Multiple applications. A site and building plan application that is accompanied by a request for another special land use application must be considered by the planning commission concurrently with the other application.

Subd. 4. Administrative approvals. Site and building plans that involve enlargement of a building by more than 10% and no more than 50% of its gross floor area, and do not require any other special land use action may be approved by the director of community development. If any application is processed administratively, the director of community development must render a decision within 10 business days after receipt of a complete application and notify the applicant. There is no application fee for administrative approvals.

Subd. 5. Appeal. Any person aggrieved by a decision of the director of community development may appeal the decision to the planning commission in the manner specified for administrative appeals in the zoning ordinance.

Subd. 6. Term of approval. Commencement of construction. Construction of the building or initiation of the use must begin no later than December 31 of the year following the year in which site and building plan approval is granted. After the expiration of such period the approval is null and void unless the city council grants an extension of time or a building permit has been issued and substantial work performed on the project.

Subd. 7. Extension. Upon request by the applicant, the city council may grant a one-year extension of time for a site and building plan approval following compliance with the notice and public hearing requirements of this section. The city may decline to grant an extension if there has been a change in circumstances affecting the property or if there are other reasons to justify the denial. A change in circumstance may be an approved modification to the comprehensive guide plan, substantial changes to the surrounding development pattern or other items as determined by the city.

Subd. 8. Three extensions. Three consecutive one-year extensions constitutes conclusive proof that the development has not made adequate progress toward completion, and no further extensions may be granted.

Subd. 9. Conditions. The planning commission, city council or director of community development may impose conditions in granting approval to site and building plans to carry out the intent of this section or to protect adjacent properties.

Subd. 10. Specific project. Site and building plans are valid only for the project for which approval is granted. Construction of all site elements must be in substantial compliance with the plans and specifications approved by the planning commission, city council or director of community development.

520.09. General Standards. In evaluating a site and building plan, city staff, the planning commission and city council must consider the plan's compliance with the following:

- a) consistency with the elements and objectives of the city's development guides, including the comprehensive plan, general building requirements, zoning ordinance and stormwater management plan;
- b) consistency with this section;
- c) preservation of the site in its natural state to the extent practicable by minimizing tree and soil removal and designing grade changes to be in keeping with the general appearance of neighboring developed or developing areas;
- d) creation of a harmonious relationship of buildings and open spaces with natural site features and with existing and future buildings having a visual relationship to the development;

- e) promotion of energy conservation through design, location, orientation and elevation of structures, the use and location of glass in structures and the use of landscape materials and site grading;
- f) provision of facilities conducive to non-motorized transportation where practicable and consistent with the use of the property and existing or proposed off-site facilities;
- g) protection of adjacent and neighboring properties through reasonable provision for surface water drainage, sound and sign buffers, preservation of views, light and air and those aspects of design not adequately covered by other regulations that may have substantial effects on neighboring land uses; and
- h) creation of a functional and harmonious design for structures and site features, with special attention to the following:
 - 1) an internal sense of order for the buildings and uses on the site and provision of a desirable environment for occupants, visitors and the general community;
 - 2) the amount and location of open space and landscaping;
 - 3) materials, textures, colors and details of construction as an expression of the design concept and the compatibility of the same with the adjacent and neighboring structures and uses; and
 - 4) vehicular and pedestrian circulation, including walkways, interior drives and parking in terms of location and number of access points to the public streets, width of interior drives and access points, general interior circulation, separation of pedestrian and vehicular traffic and arrangement and amount of parking.

520.11. Design standards. Subdivision 1. Intent. It is not the intent of the city to restrict design freedom unduly when reviewing project architecture in connection with a site and building plan. However, it is in the best interest of the city to promote high standards of architectural design and compatibility with surrounding structures and neighborhoods.

Subd. 2. Exterior materials. Blank walls, unadorned prestressed concrete panels, concrete block, unfinished metal and corrugated metal are not permitted as exterior materials for residential or non-residential buildings. This restriction does not apply to industrial uses, provided that adequate screening is included in the design. This restriction applies to principal structures and to accessory buildings except those accessory buildings not visible from any exterior property line. The city council may, at its discretion, allow architecturally enhanced block or concrete panels.

Subd. 3. Mechanical equipment. Rooftop or ground mounted mechanical equipment and exterior trash and recycling storage areas must be constructed of or enclosed with materials aesthetically compatible with the principal structure. Low profile, self-contained mechanical units that blend in with the building architecture are exempt from the screening requirement.

Subd. 4. Utilities. Underground utilities must be provided for new and substantially renovated structures.

520.13. Landscaping Standards. Subdivision 1. Plan. Open areas of a lot that are not used or improved for required parking areas, drives or storage must be landscaped with a combination of overstory trees, understory trees, shrubs, flowers and ground cover materials. The plan for landscaping will include ground cover, bushes, shrubbery, trees, sculpture, foundations decorative walks or other similar site design features or materials in a quantity having a minimum value in conformance with the following table:

Project Value (including building construction, site preparation, and site improvements)	Minimum Landscape Value
Below \$1,000,000	= 2%
\$1,000,001 - \$2,000,000	= \$20,000 + 1% of Project Value in excess of \$1,000,000
\$2,000,001 - \$3,000,000	= \$30,000 + 0.75% of Project Value in excess of \$2,000,000
\$3,000,001 - \$4,000,000	= \$37,500 + 0.25% of Project Value in excess of \$3,000,000
Over \$4,000,000	= 1%

Where healthy plant materials of acceptable species exist on a site prior to its development, the application of the standards in this subdivision may be adjusted by the city council to allow credit for such material, provided that such adjustment is consistent with the intent of this section. The city may permit the seeding of areas reserved for future expansion of the development if consistent with the intent of this section.

Subd. 2. Trees. A reasonable attempt must be made to preserve as many existing trees as is practicable and to incorporate them into the site plan.

Subd. 3. Overstory trees. New overstory trees must be balled and burlapped or moved from the growing site by tree spade. Deciduous trees must have a minimum caliper of 2½ inches. Coniferous trees will be a minimum of six feet in height. Ornamental trees must have a minimum caliper of 1½ inches. The city forester may waive these tree size standards in specific cases where smaller sizes may produce a better outcome as determined by the city forester.

Subd. 4. Uncovered areas. Site areas not covered by buildings, sidewalks, parking lots, driveways, patios or similar hard surface materials must be covered with sod or an equivalent ground cover approved by the city. This requirement must not apply to site areas retained in a natural state.

Subd. 5. Sprinkler system. In order to provide for adequate maintenance of landscaped areas, an underground sprinkler system must be installed when a new building is constructed or an existing building is being enlarged by 50% or more of its existing gross floor area. A sprinkler system is not required for areas to be preserved in a natural state or are designed and will be maintained in a manner as to not require irrigation, subject to the review and approval of the city forester.

Subd. 6. Trees: species. Not more than 30% of the required number of trees must be composed of one species, and no tree may be planted if it is listed on the city forester's prohibited tree list.

Subd. 7. Internal parking lot landscaping. Parking stalls. Parking lots containing over 150 stalls must be designed to incorporate unpaved, landscaped islands in number and dimension as required by the city. Landscape islands must contain a minimum of 180 square feet. Striped no parking areas that are necessary to promote the safe and efficient flow of traffic are not to be counted in the calculation of the 150 stalls.

Subd. 8. Landscape areas. Parking lot landscape areas must cover at least 8% of the surface in which they are contained. Such areas, including landscape islands, must be reasonably distributed throughout the parking lot area so as to break up expanses of paved areas. Such areas must be provided with deciduous shade trees, ornamental or evergreen trees, plus ground cover, mulch or shrubbery subject to review and approval by the city forester. Landscape trees must be provided at the rate of one tree for each 15 surface parking spaces provided, or major fraction thereof. Landscaping must be contained in planting beds bordered by a raised concrete curb or equivalent approved by the planning commission.

Subd. 9. Maintenance of landscaping. The owner, tenant and their respective agents are jointly and severally responsible for the maintenance of all landscaping in a condition presenting a healthy, neat and orderly appearance and free from refuse and debris. Plants and ground cover that are required by an approved site or landscape plan and which have died must be replaced within three months of notification by the city. However, the time for compliance may be extended up to nine additional months by the director of community development in order to allow for seasonal or weather conditions.

Subd. 10. Retaining walls. Retaining walls must be constructed in accordance with plans prepared by a registered engineer or landscape architect if required by the building code.

520.15. Escrow deposit required. Subdivision 1. Improvements. When screening, landscaping, paved areas or other similar improvements to property are required, then a cash escrow deposit is required to guarantee completion of the work and survival of the landscaping and trees for at least one year after installation. The guarantee of work, escrow release and related matters shall

be governed by a site improvement agreement between the city and the property owner in accordance with the city's standard form for such agreement prepared by the director of community development.

Subd. 2. Completion of work. Upon completion of the work, the escrow deposit shall be released. In cases where various elements of the work are completed in distinct stages, a request for partial release of the escrow may be approved by the director of community development. In the event construction of the project is not completed within the time prescribed by building permits or other approvals, the city may, at its option, complete the work using the escrow.

Subd. 3. Extension. The city may allow an extended period of time for completion of all landscaping if the delay is due to conditions which are reasonably beyond the control of the developer. Extensions not exceeding nine months may be granted due to seasonal or weather conditions. If an extension is granted, the city may require additional security as appropriate.

520.17. Screening and buffering. Subdivision 1. Certain uses. The following uses must be screened or buffered in accordance with the requirements of this subdivision:

- a) Principal buildings and structures, and any building or structure accessory thereto, located in any commercial, industrial or planned development zoning district and containing non-residential uses, must be buffered from adjacent property located in any residential or planned development district and used for any residential purpose.
- b) Principal buildings and structures and any building or structure accessory thereto having densities exceeding five units per acre must be buffered from adjacent property having a lower residential density than the subject property.
- c) Off-street parking facilities containing five or more spaces must be buffered from adjacent property used for any residential purpose.
- d) Loading docks must be screened from lot lines and public roads unless specifically determined by the city council to be unnecessary.
- e) Trash and recycling storage facilities must be screened from lot lines and public roads unless specifically determined by the city council to be unnecessary.
- f) Outside storage in commercial and industrial districts that is allowed by other provisions of this code must be screened from all public views.

Subd. 2. Materials. Required screening or buffering may be achieved with fences, walls, earth berms, hedges or other landscape materials. Walls and fences must be architecturally harmonious with the principal building. Earth berms may not exceed a slope of 3:1. The screen must be designed to employ materials that provide an effective visual barrier.

Subd. 3. Location. Required screening or buffering must be located on the lot occupied by the use, building, facility or structure to be screened. No screening or buffering may be located on a public right of way or within eight feet of the traveled portion of a street or highway, nor within the sight triangle described in the zoning ordinance.

Subd. 4. Height. Required screening or buffering must be of a height needed to accomplish the goals of this section. Height of plantings required under this section must be measured at the time of installation unless this requirement is specifically waived by the city council.

Section 3. This ordinance is effective on September 14, 2013 in accordance with Subsection 110.11 of the City Code.

First Reading: July 16, 2013

Second Reading and Adoption: August 5, 2013

Publication (Summary): August 15, 2013

Effective Date: September 14, 2013

Jim Adams, Mayor

ATTEST:

Chrissy Serres, City Clerk

ORDINANCE # 2013-

AN ORDINANCE RELATING TO CRYSTAL CITY CODE APPENDIX I
SECTION 520 ZONING
AMENDING SUBSECTION 520
OF THE CRYSTAL CITY CODE

(Summary Publication)

The city council has determined that pursuant to its city charter that Ordinance No. 2013- should be published in summary form.

AMENDMENT TO CRYSTAL CITY CODE APPENDIX I, ZONING CODE,
AMENDING SUBSECTION 520 SITE AND BUILDING PLAN REVIEW OF THE
CRYSTAL CITY CODE

SUMMARY OF ORDINANCE # 2013-

*Ordinance No. 2013- has been approved by the city council on August 5, 2013.
A printed copy of the full text of the ordinance is available for public inspection in the
office of the city clerk.*

The ordinance repeals the existing Subsection 520 and replaces it with a new revision which applies site and building plan review requirement to most commercial, industrial and large residential projects; modernizes former language by combining and locating the submittal/review process language and the applicable design standards in their respective sections; revises the thresholds for triggering site plan review; provides for different levels of required approval based on the size of the proposed expansion versus the size of the existing building; and clarifies notice and hearing requirements for site plan review.

Jim Adams
Mayor

ATTEST:

Chrissy Serres
City Clerk

(Summary ordinance published on August 15, 2013 in the Crystal/Robbinsdale Sun Post.)



Memorandum

DATE: July 31, 2013
TO: Mayor and City Council
FROM: Anne Norris, City Manager *aln*
SUBJECT: Sale of \$395,000 Street Reconstruction Bonds, Series 2013B

BACKGROUND:

In 2009, the city of Crystal agreed to participate in the reconstruction of Hennepin County Highway 81. Crystal's share of the project was approximately \$4,000,000, depending on final actual construction and acquisition costs. Hennepin County agreed to provide interest free financing of \$2,600,000 to Crystal, to be in the form of bonds supported by a property tax levy. The remaining \$1,400,000 of Crystal's share was paid from EDA, city utility funds and special assessments.

Bonds in the amount of \$2,205,00 were sold to Hennepin County in 2010. Property taxes have been levied to repay these bonds. Actual and planned tax levies are \$534,565 for collection in 2010, 2011, and 2012; \$563,153 in 2013 and \$148,404 in 2014, totaling \$2,315,250. State law requires the city to levy 5% more than the debt service payments to cover possible shortfalls in tax collections. In reality, there has been a shortfall due to the non-payment of part of the Market Value Homestead Credit by the State.

The city signed right of way acquisition and construction agreements with Hennepin County committing the city to pay Crystal's share for the CR 81 segment from Bass Lake Road to the north city limits. The last \$395,000 from the 2009 bonding authority is needed to make this payment. If the bonds were not sold, the city is still responsible for making this payment to the County.

It is necessary to sell the final \$395,000 of bonds to Hennepin County this summer so that the property tax may be levied for collection in 2014. The 5% over-levy is again required, so the property tax levy will be \$414,750. Total property tax levies for the two bond issues in 2014 will be \$563,153, the same of the 2013 property tax levy.

RECOMMENDATION:

Recommend approval of the resolution providing for the sale of \$395,000 General Obligation Street Reconstruction Bonds, Series 2013B.

Extract of Minutes of Meeting of the
City Council of the City of Crystal
Hennepin County, Minnesota

Pursuant to due call and notice thereof, a regular meeting of the City Council of the City of Crystal, Minnesota, was duly held in the City Hall in the City on Monday, August 5, 2013, commencing at 7:00 P.M.

The following members were present:

and the following were absent:

* * *

* * *

* * *

The Mayor announced that the next item of business was the consideration of the sale of the City's General Obligation Street Reconstruction Bond, Series 2013B, in the original aggregate principal amount of \$395,000, to Hennepin County, Minnesota.

After due consideration of the proposal, Councilmember _____ introduced the following written resolution, the reading of which was dispensed with by unanimous consent, and moved its adoption:

RESOLUTION NO. _____

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

BE IT RESOLVED By the City Council of the City of Crystal, Hennepin County, Minnesota (the “City”) as follows:

Section 1. Background; Findings. It is hereby determined that:

(a) the City has undertaken a joint project with Hennepin County, Minnesota (the “County”) to reconstruct County State Aid Highway No. 81 (“CSAH 81”) in the City, such reconstruction being referred to as the “Project”;

(b) the City, the County, and the City of Brooklyn Park, Minnesota entered into a Construction Cooperative Agreement, dated November 18, 2012 (the “Project 119 Construction Agreement”), under which the parties allocated the cost of right-of-way and construction of the portion of the Project running north of CSAH 10 to north of 63rd Avenue North (referred to as “County Project No. 119”);

(c) the City is authorized by Minnesota Statutes, Chapter 475, as amended, specifically Section 475.58, subdivision 3b (collectively, the “Act”), to finance all or a portion of the cost of a street reconstruction project by the issuance of general obligation bonds of the City payable from ad valorem taxes;

(d) under the Act, the term “street reconstruction” includes the local share of state and county road projects, and therefore the Project constitutes street reconstruction for purposes of the Act;

(e) the City held a duly noticed public hearing on August 3, 2009, regarding the City of Crystal Street Reconstruction Plan for 2009 through 2014 (the “Plan”) that describes the street reconstruction to be financed, the estimated costs, and any planned reconstruction of other streets in the City over the next five years, and approved the Plan and the issuance of obligations by vote of all of the members of the City Council present at the public hearing, all pursuant to the Act;

(f) within 30 days after the public hearing, no petition for a referendum on issuance of bonds that complies with Minnesota law governing such petitions was received by the City Clerk in accordance with the Act;

(g) the Plan authorizes issuance of bonds for the Project in the aggregate principal amount of \$2,600,000; and prior to this date the City has issued its \$617,322 General Obligation Street Reconstruction Bond, Series 2010A and its \$1,587,678 General Obligation Street Reconstruction Bon, Series 2010B, to finance an earlier phase of the Project.

(h) the City has now determined to issue another general obligation bond under the

Act to finance the City's share of County Project No. 119, and to that end the City finds it necessary and expedient to the sound financial management of the City to issue its General Obligation Street Reconstruction Bond, Series 2013B (the "Bond"), in the original aggregate principal amount of \$395,000; and

(i) the City is authorized by Minnesota Statutes, Section 475.60, subdivision 2(6) to negotiate the sale of the Bond, it being determined on the advice of bond counsel that interest on the Bond (if any) cannot be represented to be excluded from gross income for purposes of federal income taxation.

Section 2. Sale of Bond.

2.01. Terms of the Bond. Pursuant to the Act, the City will forthwith issue and sell the Bond to the County in the total principal amount of \$395,000, in consideration of the County's expenditures made or to be made in that amount for County Project No. 119 costs in accordance with the Project No. 119 Construction Agreement. The Bond will be originally dated August 5, 2013, in the denomination of the par amount of the Bond, and is payable, without interest, on December 15, 2014 (the "Maturity Date"), in the principal amount of \$395,000.

2.02. Optional Redemption. The City may elect on any date to prepay the Bond. Redemption may be in whole or in part and if in part, at the option of the City and in such order of installments as the City will determine. Prepayments will be at a price of par.

Section 3. Registrations.

3.01. Registered Form. The Bond will be issued as a single typewritten bond, numbered R-1, only in fully registered form. Upon surrender of the Bond, the principal amount thereof, will be payable by check or draft issued by the Registrar described herein.

3.02. Registration. The City appoints the City Finance Director as bond registrar (the "Registrar"). The effect of registration and the rights and duties of the City and the Registrar with respect thereto will be as follows:

(a) Register. The Registrar will keep a bond register in which the Registrar will provide for the registration of ownership of the Bond and the registration of transfers and exchanges of the Bond entitled to be registered, transferred or exchanged.

(b) Transfer of Bond. Upon surrender for transfer of the Bond duly endorsed by the registered owner thereof or accompanied by a written instrument of transfer, in form satisfactory to the Registrar, duly executed by the registered owner thereof or by an attorney duly authorized by the registered owner in writing, the Registrar will authenticate and deliver, in the name of the designated transferee or transferees, a new Bond of a like aggregate principal amount and maturity, as requested by the transferor.

(c) Exchange of Bond. If the Bond is surrendered by the registered owner for exchange the Registrar will authenticate and deliver a new Bond of a like aggregate principal amount and maturity as requested by the registered owner or the owner's attorney in writing.

(d) Cancellation. The Bond surrendered upon transfer or exchange will be promptly cancelled by the Registrar and thereafter disposed of as directed by the City.

(e) Improper or Unauthorized Transfer. If the Bond is presented to the Registrar for transfer, the Registrar may refuse to transfer the same until it is satisfied that the endorsement on such Bond or separate instrument of transfer is valid and genuine and that the requested transfer is legally authorized. The Registrar will incur no liability for the refusal, in good faith, to make transfers which it, in its judgment, deems improper or unauthorized.

(f) Persons Deemed Owners. The City and the Registrar may treat the person in whose name the Bond is at any time registered in the bond register as the absolute owner of such Bond, whether such Bond will be overdue or not, for the purpose of receiving payment of, or on account of, the principal of such Bond and for all other purposes, and all such payments so made to any such registered owner or upon the owner's order will be valid and effectual to satisfy and discharge the liability upon the Bond to the extent of the sum or sums so paid.

(g) Taxes, Fees and Charges. The Registrar may impose a charge upon the owner thereof for every transfer or exchange of the Bond sufficient to reimburse the Registrar for any tax, fee or other governmental charge required to be paid with respect to such transfer or exchange.

(h) Mutilated, Lost, Stolen or Destroyed Bond. In case the Bond becomes mutilated or is destroyed, stolen or lost, the Registrar will deliver a new Bond of like amount, number, maturity date and tenor in exchange and substitution for and upon cancellation of such mutilated Bond or in lieu of and in substitution for such Bond destroyed, stolen or lost, upon the payment of the reasonable expenses and charges of the Registrar in connection therewith; and, in the case of the Bond destroyed, stolen or lost, upon filing with the Registrar of evidence satisfactory to it that such Bond was destroyed, stolen or lost, and of the ownership thereof, and upon furnishing to the Registrar an appropriate bond or indemnity in form, substance and amount satisfactory to it, in which both the City and the Registrar will be named as obligees. The Bond so surrendered to the Registrar will be cancelled by it and evidence of such cancellation will be given to the City. If the mutilated, destroyed, stolen or lost Bond has already matured or been called for redemption in accordance with its terms it will not be necessary to issue a new Bond prior to payment.

(i) Redemption. In the event the Bond is called for redemption, notice thereof identifying the Bond to be redeemed will be given by the Registrar by mailing a copy of the redemption notice by first class mail (postage prepaid) not more than 60 and not less than 30 days prior to the date fixed for redemption to the registered owner of the Bond to be redeemed at the address shown on the registration books kept by the Registrar and by publishing the notice if required by law. Failure to give notice by publication or by mail to any registered owner, or any defect therein, will not affect the validity of the proceedings for the redemption of the Bond.

3.04. Execution, Authentication and Delivery. The Bond will be prepared under the direction of the City Finance Director and will be executed on behalf of the City by the signatures of the Mayor and the City Manager. In case any officer whose signature or a facsimile of whose signature appears on the Bond will cease to be such officer before the delivery of the Bond, such signature will nevertheless be valid and sufficient for all purposes, the same as if the officer had remained in office until delivery. When the Bond has been so prepared, executed and authenticated, the City Finance Director will deliver the same to the County, for the consideration described in the ROW Agreement and the Construction Agreement.

Section 4. Form of Bond. The Bond will be printed or typewritten in substantially the form set forth in EXHIBIT A attached hereto.

Section 5. Payment; Security.

5.01. Debt Service Fund. The Bond will be payable from the General Obligation Street Reconstruction Bond, Series 2013B Debt Service Fund (the "Debt Service Fund") hereby created, and the proceeds of general taxes hereinafter levied (the "Taxes") are hereby pledged to the Debt Service Fund. If a payment of principal on the Bond becomes due when there is not sufficient money in the Debt Service Fund to pay the same, the Finance Director will pay such principal from the general fund of the City, and the general fund may be reimbursed for those advances out of the proceeds of taxes levied by this resolution when collected.

5.02. Debt Service Coverage. For the purpose of paying the principal of the Bond on the Maturity Date (December 15, 2014), there is hereby levied a direct annual irrevocable ad valorem tax (the "Tax") upon all of the taxable property in the City, which will be spread upon the tax rolls and collected with and as part of other general taxes of the City. Such Tax will be credited to the Debt Service Fund above provided and will be collected in the year 2014 in the amount of \$414,750 (subject to adjustment to reflect changes in final payment, as described in the Project 119 Construction Agreement).

5.03. Certification to Taxpayer Services Division Manager as to Debt Service Fund Amount. It is determined that the foregoing Taxes will produce at least five percent in excess of the amount needed to meet when due the principal payments on the Bond. The tax levy herein provided is irrevocable until all of the Bond is paid, provided that at the time the City makes its annual tax levies the City Finance Director may certify to the Taxpayer Services Division Manager of Hennepin County, Minnesota (the "Taxpayer Services Division Manager") the amount available in the Debt Service Fund to pay principal due during the ensuing year, and the Taxpayer Services Division Manager will thereupon reduce the levy collectible during such year by the amount so certified.

5.02. Registration of Resolution. The City Clerk is directed to file a certified copy of this resolution with the Taxpayer Services Division Manager and obtain the certificate required by Section 475.63 of the Act.

Section 6. Authentication of Transcript.

6.01. City Proceedings and Records. The officers of the City are hereby authorized and directed to prepare and furnish to the County, as purchaser of the Bond, and to the attorneys approving the Bond, certified copies of proceedings and records of the City relating to the Bond and to the financial condition and affairs of the City, and such other certificates, affidavits and transcripts as may be required to show the facts within their knowledge or as shown by the books and records in their custody and under their control, relating to the validity and marketability of the Bond and such instruments, including any heretofore furnished, will be deemed representations of the City as to the facts stated therein.

6.02. No Official Statement. It is determined that no comprehensive Official Statement or offering material has been prepared or circulated by the City in connection with the sale of the Bond, such Bond being issued under the ROW Agreement and the Construction Agreement, which are cooperative agreements between the City and the County.

Section 7. No Requirement of Continuing Disclosure. In order to qualify the Bond for exemption from Securities and Exchange Commission Rules, Section 15c2-12 (the "SEC Rule"), the City makes the following factual statement and representation: The Bond is sold in an authorized denomination of \$100,000 or more, to a single purchaser that has such knowledge and experience in financial and business matters that it is capable of evaluating the merits and risks of the prospective investment, and is not purchasing for more than one account or with a view to distributing the securities.

Consequently, the City will not enter into any undertaking to provide continuing disclosure of any kind with respect to the Bond.

Section 8. Defeasance. When the Bond has been discharged as provided in this section, all pledges, covenants and other rights granted by this resolution to the holder of the Bond will cease, except that the pledge of the full faith and credit of the City for the prompt and full payment of the principal of the Bond will remain in full force and effect. The City may discharge the Bond due on any date by depositing with the Registrar on or before that date a sum sufficient for the payment thereof in full. If the Bond should not be paid when due, it may nevertheless be discharged by depositing with the Registrar a sum sufficient for the payment thereof in full.

(The remainder of this page is intentionally left blank.)

The motion for adoption was duly seconded by Councilmember _____, and, upon vote being taken thereon, the following members voted in favor:

and the following voted against:

whereupon said resolution was declared duly passed and adopted.

EXHIBIT A
FORM OF BOND

No. R-1

\$395,000

UNITED STATES OF AMERICA
STATE OF MINNESOTA
COUNTY OF HENNEPIN
CITY OF CRYSTAL

GENERAL OBLIGATION STREET RECONSTRUCTION BOND
SERIES 2013B

Date of
Original Issue

August 5, 2013

The City of Crystal, Minnesota, a duly organized and existing municipal corporation in Hennepin County, Minnesota (the "City"), acknowledges itself to be indebted and for value received hereby promises to pay to Hennepin County, Minnesota, or registered assigns, the principal sum of \$395,000 on December 15, 2014, without interest thereon. For the prompt and full payment of such principal as the same becomes due, the full faith and credit and taxing powers of the City have been and are hereby irrevocably pledged.

The City may elect on any date to prepay this Bond. Redemption may be in whole or in part and if in part, at the option of the City and in such order of installments as the City will determine. Prepayments will be at a price of par.

This Bond is issued in the aggregate principal amount of \$395,000 pursuant to a resolution adopted by the City Council on August 5, 2013 (the "Resolution"), for the purpose of providing money to finance certain street reconstruction in the City pursuant to and in full conformity with the Constitution and laws of the State of Minnesota, including Minnesota Statutes, Chapter 475, as amended, specifically Section 475.58, subdivision 3b, and the City's home rule charter, and the principal hereof is payable from ad valorem taxes as set forth in the Resolution to which reference is made for a full statement of rights and powers thereby conferred. The full faith and credit of the City are irrevocably pledged for payment of this Bond and the City Council has obligated itself to levy additional ad valorem taxes on all taxable property in the City in the event of any deficiency in taxes pledged, which taxes may be levied without limitation as to rate or amount. This Bond is issued only as a fully registered Bond in the denomination of the par amount.

As provided in the Resolution and subject to certain limitations set forth therein, this Bond is transferable upon the books of the City at the principal office of the Registrar, by the registered owner hereof in person or by the owner's attorney duly authorized in writing upon surrender hereof together with a written instrument of transfer satisfactory to the Registrar, duly executed by the registered owner or the owner's attorney; and may also be surrendered in exchange for a Bond of other authorized denominations. Upon such transfer or exchange the City will cause a new Bond to be issued in the name of the transferee or registered owner, of the same aggregate principal amount, maturing on the same date, subject to reimbursement for any tax, fee or governmental charge required to be paid with respect to such transfer or exchange.

The City and the Registrar may deem and treat the person in whose name this Bond is registered as the absolute owner hereof, whether this Bond is overdue or not, for the purpose of receiving payment and for all other purposes, and neither the City nor the Registrar will be affected by any notice to the contrary.

IT IS HEREBY CERTIFIED, RECITED, COVENANTED AND AGREED that all acts, conditions and things required by the Constitution and laws of the State of Minnesota and the City's home rule charter to be done, to exist, to happen and to be performed preliminary to and in the issuance of this Bond in order to make it a valid and binding general obligation of the City in accordance with its terms, have been done, do exist, have happened and have been performed as so required, and that the issuance of this Bond does not cause the indebtedness of the City to exceed any constitutional, statutory or charter limitation of indebtedness.

IN WITNESS WHEREOF, the City of Crystal, Hennepin County, Minnesota, by its City Council, has caused this Bond to be executed on its behalf by the facsimile or manual signatures of the Mayor and City Manager and has caused this Bond to be dated as of the date set forth below.

Dated: _____

CITY OF CRYSTAL, MINNESOTA

(Facsimile)
Mayor

(Facsimile)
City Manager

REGISTRATION PROVISIONS

The ownership of the unpaid balance of the within Bond is registered in the bond register of the City Finance Director in the name of the person last listed below.

<u>Date of Registration</u>	<u>Registered Owner</u>	<u>Signature of City Finance Director</u>
_____	Hennepin County, Minnesota Federal ID #41-6005801	_____

STATE OF MINNESOTA)
)
COUNTY OF HENNEPIN)
)
CITY OF CRYSTAL)

I, the undersigned, being the duly qualified and acting City Clerk of the City of Crystal, Hennepin County, Minnesota (the "City"), do hereby certify that I have carefully compared the attached and foregoing extract of minutes of a regular meeting of the City Council held on Monday, August 5, 2013, with the original minutes on file in my office and the extract is a full, true and correct copy of the minutes insofar as they relate to the issuance and sale of the City's General Obligation Street Reconstruction Bond, Series 2013B, in the original aggregate principal amount of \$395,000.

WITNESS My hand officially as such City Clerk and the corporate seal of the City this ____ day of _____, 2013.

(SEAL)

City Clerk
City of Crystal, Minnesota

STATE OF MINNESOTA
COUNTY OF HENNEPIN

CERTIFICATE OF TAXPAYER SERVICES
DIVISION MANAGER AS TO
TAX LEVY AND REGISTRATION

I, the undersigned Taxpayer Services Division Manager of Hennepin County, Minnesota, hereby certify that a certified copy of a resolution adopted by the governing body of the City of Crystal, Minnesota (the "City"), on August 5, 2013, levying taxes for the payment of the City's General Obligation Street Reconstruction Bond, Series 2013B, issued in the original aggregate principal amount of \$395,000, dated August 5, 2013, has been filed in my office and said Bond has been entered on the register of obligations in my office and that such tax has been levied as required by law.

WITNESS My hand and official seal this _____ day of _____, 2013.

(SEAL)

Taxpayer Services Division Manager
Hennepin County, Minnesota

Deputy County Auditor



Memorandum

DATE: July 31, 2013
TO: Mayor and City Council
FROM: Anne Norris, City Manager *alnr*
SUBJECT: Proposed Changes to Section 910 Regarding Animals – Chickens and Private Kennel Licenses

The City Council has had several work session discussions about whether to amend the City Code to allow chickens and if so, what parameters should be established.

Attached is a draft ordinance making the following changes to Section 910 of the City Code:

- Allows for the keeping of up to 4 chickens in single and two-family residential properties;
- Prohibits the butchering or breeding of chickens;
- Requires chickens to be kept in coops and runs;
- Limits the size of coops to no more than 120 square feet;
- Requires chickens to be no closer to a neighboring property than to the owner's property but no closer than 10 feet; and
- Prohibits roosters.

The draft ordinance also amends the private kennel license requirement so that residents may have up to 3 dogs or 3 cats, or 2 dogs and 2 cats without a private kennel license. A private kennel license is needed for a maximum of 5 dogs.

As discussed at the work session regarding these Code changes, Cable Channel 12, the Sun Post and the residents who commented on chickens have been notified of the Council's intention to consider the proposed changes.

Attach:

CITY OF CRYSTAL

ORDINANCE #2013-_____

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

The City of Crystal Does Ordain:

Section 1. Chapter 910 of the Crystal City Code is amended by revising the following sections to read as follows:

910.01, Subd. 8. "Domestic animal" means a domesticated dog, cat, ferret, chicken or rabbit.

910.01, Subd. 11. "Private kennel" means any premises where ~~three to more than three (3) dogs, (3) cats, or more than two (2) dogs and two (2) cats not exceeding a total of five (5) four or five domestic animals~~ dogs and cats over three months of age, are kept or harbored within a dwelling unit. This limitation does not apply to fish, pet fowl, reptiles, or rodents, or chickens regulated by subsection 910.05, which are confined or caged at all times and maintained within the dwelling unit.

910.05. Subd. 2. Number of domestic animals allowed. Up to three (3) dogs, (3) cats, or two (2) dogs and two (2) cats, are permitted without a kennel license in a dwelling unit.

910.05. Subd. ~~2.~~ 3. Additional conditions.

910.05. Subd. ~~3.~~ 4. Pot-bellied pigs.

910.05. Subd. 4.a. Chickens. No person shall keep on any single family or two family residential property more than four (4) total hen chickens. This is an addition to the maximum of five (5) dogs or other domestic animals allowed for a private kennel.

b. Three or More Dwelling Unit Properties. Chickens are not allowed on properties with three or more dwelling units.

c. No Roosters. No person shall keep roosters, or adult male chickens, on any property within the city.

d. No Cockfighting. Cockfighting is specifically prohibited within the city.

e. No Slaughtering. The slaughter of chickens is prohibited in the city.

f. Ownership Occupancy. The owner of the chickens shall live in the dwelling on the property. If the property is not owner-occupied, then the property owner must provide a written statement to the city confirming that the tenant may have chickens at the property.

g. No Breeding. The raising of chickens for breeding purposes is prohibited in the city.

h. No Chickens in Dwellings or Garages. Chickens over the age of four weeks shall not be kept inside of a dwelling or garage.

i. Shelter and Enclosure Requirements. Chickens shall be properly protected from the weather and predators in a shelter or coop, and have access to the outdoors in an enclosure or fenced area. The shelter and/or enclosure shall meet all of the following requirements:

1. Applicable building, property maintenance and zoning requirements of Chapters 4 and 5.
2. Applicable electrical work shall be done according to applicable codes and with appropriate permits.
3. The shelter shall be situated closer to the chicken owner's dwelling than to any of the neighboring dwellings but in no case closer than 10 feet to a neighboring dwelling.
4. Shelter and enclosure must not be located closer to an adjacent street than the owner's dwelling.
5. Screening from abutting residentially used properties and streets in the form of a solid privacy fence of at least four (4) feet in height constructed according to the fence standards of Section 515.13 Subd. 7 shall be provided for the shelter and enclosure.
6. A shelter shall not exceed 120 square feet in size and shall not exceed six (6) feet in height.
7. An enclosure or fenced area for chickens shall not exceed 20 square feet per bird and shall not exceed six (6) feet in height and shall have protected overhead netting to prevent attracting predators and other animals running at large.
8. An enclosure or fenced area may be constructed with wood and/or woven wire materials that allow chickens to contact the ground.
9. Constructed in a workmanship-like manner to deter rodents and predators.

j. Prevention of Nuisance Conditions. Owners shall care for chickens in a humane manner and shall prevent nuisance conditions by ensuring the following conditions are met:

1. The shelter and enclosure are maintained in good repair, and in a clean and sanitary manner free of vermin and objectionable odors.
2. Feces and discarded feed is regularly collected and stored in a leak-proof container with a tight-fitting cover to prevent nuisance odors and the attraction of vermin until it can be disposed properly.
3. Chicken feed shall be stored in leak-proof containers with a tight-fitting cover to prevent attracting vermin.
4. Chickens shall be secured inside of a shelter from sunset to sunrise each day to prevent nuisance noise and attracting predators.
5. Chickens shall remain in either the shelter or enclosure at all times and shall not run at large.
6. The shelter shall be winterized to protect the chickens in cold weather.

k. Sale of Farm Poultry or Eggs. Owners must comply with all requirements and performance standards for home enterprises in Section 515.33 Subd. 3b and all Minnesota Department of Agriculture requirements for the sale of eggs.

Section 2. This ordinance is effective in accordance with Crystal City Code, Subsection 110.11.

First Reading:

Second Reading:

Publication (Summary):
Effective Date:

Jim Adams, Mayor

ATTEST:

Christina Serres, City Clerk

Crystal City Council Meeting Packet
August 5, 2013
Information and Discussion Items
(Sorted alphabetically)

- A. Hennepin County Commissioner Linda Higgins update
- B. KSTP.com article dated July 31, 2013:
 - *Unexplained Paid Leave of Crystal Officers Raises Questions*
- C. MN House of Representatives - Lyndon Carlson update dated July 30, 2013
- D. SunPost articles dated July 30 – August 1, 2013:
 - *Crystal council will hear chicken ordinance*
 - *Crystal Frolics Highlights*
 - *Crystal officers Watt and Erkenbrack support rally*



Hennepin County Commissioner Linda Higgins

Issue Eight

In Touch With District 2

Webber Park Library closed indefinitely because of possible structural issues



Left: Shoring installed to add stability to the wall at Webber Park Library.

Below: Commissioner Higgins met with Council President Barb Johnson (not shown), Library Board members, Friends of the Webber Park Library, and residents to review structural issues, investigative work of the foundation, and steps for a geotechnical assessment.



During the week of July 1, some ceiling tiles buckled and fell at Webber Park Library at 4310 Webber Parkway in Minneapolis (no one was injured). Preliminary findings by a structural engineering consultant showed settling along one of the building's walls is causing the damage. For the safety of the public and staff, Webber Park will remain closed until an assessment can be completed.

Hennepin County Commissioner Linda Higgins held an informational meeting with staff and community members on July 18 to share that a structural engineer has already begun work. Hennepin County Property Services have also identified a firm to

perform a geotechnical evaluation to assess the integrity of the foundation and structure. Using these evaluations, Hennepin County will develop analyses and recommendations to bring to the County Board for their determination in approximately 4 to 6 weeks.

Commissioner Higgins will hold a community meeting to discuss the results of the analyses at a date to be determined. To be notified of the meeting, email [Tina Sanz](#), or call 612-348-7882 to indicate how you prefer to receive information.

To Contact Our Office

Commissioner

Linda Higgins

[Email](#)

Phone 612-348-7882

www.hennepin.us/higgins

Principal Aide Tina Sanz

[Email](#)

Phone 612-348-5335

Administrative Secretary

Roshonda A. Royston

[Email](#)

Phone 612-348-3526

A2400 Government Center
300 S. 6th St.

Minneapolis, MN 55487

[Map It!](#)

Did You Know?

You can subscribe to many online services on the county website: Click [here](#) and see what information is interesting or useful to you.

Enter your email or cell phone number and then select which items interest you, such as tax-forfeited real estate auctions, public health updates, even property tax due date reminders.

North Hub Update

After several May and June community meetings, Ackerberg Group and the County have been meeting with Ishmael Israel of [NRRC](#).

NRRC is coordinating a community group to work on a Community Benefits Agreement (CBA) that is a commitment between parties to bring in benefits that can come from a project such as this. The County Board unanimously approved a resolution on June 25 directing staff to negotiate a lease with the Ackerberg Group for the North Minneapolis Hub at the southeast corner of Emerson and Plymouth Avenues. The current timeline calls for remodeling of the site to start this September with completion in the second quarter of 2014. For further information including feedback from the community meetings, visit www.hennepin.us/northhub.

Call for committee members for Penn Community Works Project



Photo from the [Minnesota Historical Society](#) archives, circa 1947. Looking west across the intersection of West Broadway and Penn Avenue N. at a firefighter's funeral procession. A Robbinsdale streetcar is in the distance. Used with permission.

What is a "Community Works" project? Hennepin County Community Works projects are like a big public works project with economic development and a lot of community involvement thrown in. Projects are developed

We are looking for community members who are interested in joining the PIC to guide the process of improving Penn Avenue. Applications (click [here](#)) are due August 30.

with communities, cities and other stakeholders to focus public and private investment along designated corridors. This approach is grounded in the robust participation of residents, businesses, government agencies and community organizations.

Hennepin County, the city of Minneapolis, and Metro Transit are embarking on a long-term collaboration on Penn Avenue

North to support connectivity/mobility, stimulate economic development, and enhance livability along the corridor. Work will begin this summer with the establishment of the Project Implementation Committee (PIC). The PIC's role is to guide project planning and implementation, provide technical review, and oversee community engagement efforts.

Also this year, a Penn Avenue inventory is under way to

survey the environment, programs, plans and projects in the corridor. These efforts include a physical survey of current street and sidewalk conditions that will inform a series of fall community charrettes (small design groups with community input) about what Penn Avenue should look like in the future. From July through the end of the year, you may notice Hennepin County surveyors taking measurements on Penn Avenue between I-394 and 49th Avenue North. If you have any questions or concerns about the survey, please contact Patricia Fitzgerald of Hennepin County by email at Penn_Avenue_Community_Works@hennepin.us.

We'll be seeking input throughout the planning process. For project updates and information on how you can be part of the planning process, subscribe to updates on the project website at www.hennepin.us/penn.

Did you know? On July 16, the Hennepin County Board approved [Natural Resources Incentives for Critical Habitat grant agreements](#) for implementation of best management practices that preserve critical habitat, and protect and improve water quality. Included in the approvals were grants for the Plymouth 400 project (\$50,000), Victory Rain Gardens (\$6,200) and the Holland Rain Gardens (\$4000).

**You're invited to take the survey:
Bottineau Transitway Health Impact Assessment**

The public is invited to provide feedback on the draft [Bottineau Transitway Health Impact Assessment](#) (HIA) from now until September 15. The purpose of the Bottineau HIA is to analyze the relationships among health, transit and land uses; identify potential ways the transitway could impact health; and integrate this information into the transitway planning process.

Information and recommendations from the Bottineau HIA will be used to inform future planning of the Bottineau Transitway and proposed station areas.

Residents can visit the project website at www.hennepin.us/bottineauhia and review the summary or report and fill out a survey online. A public comment report will summarize and respond to feedback collected during the public review period and be posted on the project website after the public review period is completed.

Health impact assessments are a

Map 1: The Bottineau Transitway



Sources: Hennepin County, MN Department of Transportation

new tool being used to consider the potential effects a proposed policy or project could have on the health of a population, and how those effects are distributed.

Hennepin County to host household hazardous waste events

Update: We're suspending work on the proposed household hazardous waste site at 27th and University NE, and the County is currently exploring options.

Meantime, Hennepin County will host community collection events for residents to safely dispose of unwanted household hazardous wastes at no cost. The county will accept many hazardous wastes including household, lawn and garden

products; items containing mercury; electronics; and fuel wastes. Waste will be accepted from households only; waste from businesses will not be accepted.



August 15-17, 9 am to 4 pm
Minneapolis Public Works - Snelling Avenue, 3607 E. 44 St., Minneapolis

September 12-14, 9 am to 4 pm
University of Minnesota - Parking Lot C66 2904 Fairmount St. S.E., Minneapolis

October 3-5, 9 am to 4 pm
Hennepin County Public Works - Orono Shop, 3880 Shoreline Drive, Orono
Hennepin County also provides residents with drop-off facilities that are open year-round at 1400 W. 96th St., Bloomington and 8100 Jefferson Hwy., Brooklyn Park.

More info: 612-348-3777 or www.hennepin.us/collectionevents.

Work for Hennepin County

Our website shows 26 positions currently available at Hennepin County. Positions include case management assistant, criminal information analyst/investigator, office specialist III, public service assistant-libraries, IT positions and more! If you're looking for a job or know someone who is looking, please check out this resource. Click [here](#) to see the list.

The Library also has help at www.hclib.org/pub/search/SubjectGuides.cfm?Topic=Jobs/Careers

Hennepin County is a great place to work!

Job assistance is as close as your computer

Job seeking assistance is available as close as your computer from the Hennepin County Library.

Many tools are available at hclib.org/pub/search/subjectguides.cfm?topic=jobs/careers.

For online resume and interview coaching and career advice from job help professionals, visit hclib.org/pub/search/RefDetails.cfm?DBAabbrev=JobNow&Topic=databases&Display=&SubTopics Display=.

A tool to create and save resumes and cover letters (including tools to help you prepare for a job search) is available at <http://www.hclib.org/pub/search/RefDetails.cfm?DBAabbrev=OpimalResume&Topic=databases&Display=&SubTopics Display=> (note: Subscription purchased with funding from Hennepin).

Fill Up Your Calendar With These Upcoming Events in District 2

St. Anthony: Friday-Sunday, August 2-4. St. Anthony Villagefest. Go to stanthonyvillagefest.org for list of activities.

Friday, August 2, 6 pm. St. Anthony Parade followed by street dance and celebration. See you there!

Thursdays through August 15, 7 to 8 pm. Salo Park summer concert series, 39th Ave NE between Silver Lake Rd and Stinson. Free. Info [here](#).

Northeast: Friday, August 16, 10 am to 3 pm. Senior Day event at Boom Island Park, presented by MAD DADS. 724 Sibley St. NE. Info [here](#).

Sunday, August 25, 10 am. Behind the scenes historical tour of East Hennepin, starting at the intersection of Main Street and East Hennepin Ave. \$8. Pre-register online at preserveminneapolis.org.

North: Thursday, August 8, 6 to 8 pm. (rain date Aug. 15), Live on the Drive, Lucy Michelle Trio. Victory Memorial Drive at 34th Ave. N. Free. Information at 612-588-1155 or visit liveonthedrive.org.

Tuesday, August 13, 11:30 am to 1 pm. Washburn Center for Children groundbreaking ceremony, Glenwood and Dupont Ave. N.

Bryn Mawr: Various dates. Kids Summer field trips program. [Info](#).

Golden Valley: Wednesday, August 14, 8:30-10:30 am. Pancake breakfast and police bait car fundraiser. Covenant Village, 5800, St. Croix Ave. N. \$3.

Sundays, 9 am to 1 pm, Market in the Valley, under the water tower.

Plymouth: Monday, August 5, 6:45 pm. Zoomobile: Animals of the North, Hilde small stage, 3450 Plymouth Blvd. Geared toward elementary children, must be accompanied by an adult. Free. More info [here](#).

Wednesday, August 7, 7 pm. "Shockwaves," a water ski show including music, colorful costumes and water ski entertainment. Free. Bring a lawn chair or blanket. Parkers Lake Park, County Road 6 and Niagara Lane.

Saturday, August 17, 9 am. Paint the Pavement 5K, Hilde Amphitheater, 3450 Plymouth Blvd. \$17 in advance, \$20 on day. Info [here](#).

Multiple Communities

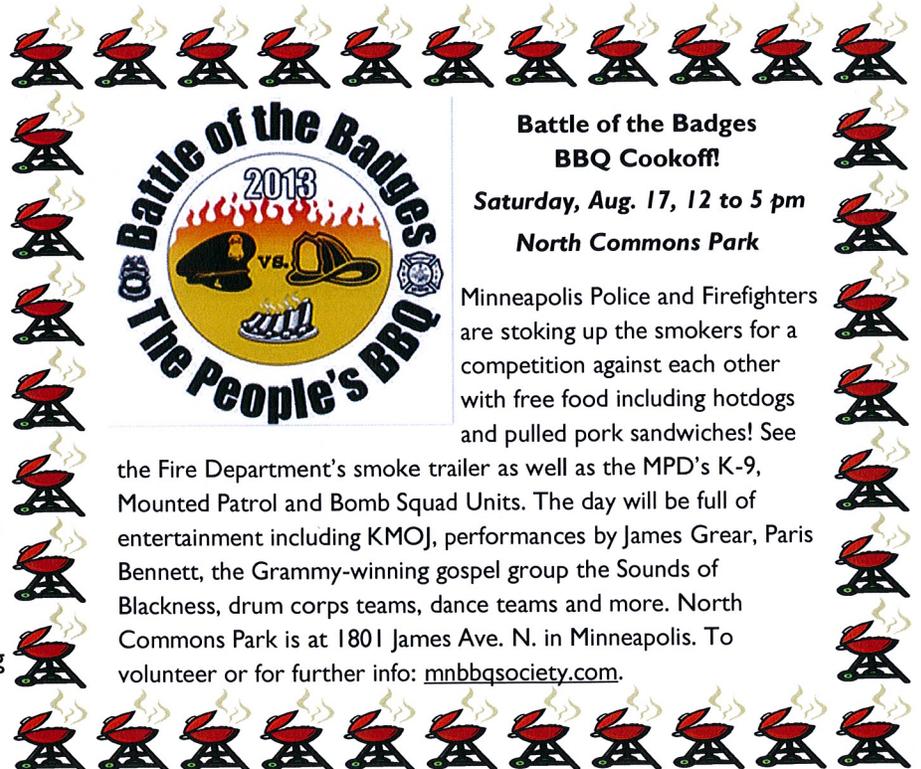
Tuesday, August 6, see links for times and locations.

Minnesota Night to Unite (also known as **National Night Out**): [Plymouth](#), [Golden Valley](#), [Minneapolis](#) (see "Registered Event List"), [St. Anthony Village](#).

Wednesdays, September 25-November 6, 6:30 to 9 pm. Hennepin County Citizens' Academy. See your government in action with behind the scenes tours and topics covering the many services the county offers. Register online by Aug. 2 at Hennepin.us/citizensacademy.

Tuesdays starting September 10, 6:30-9 pm, Family course on mental illness to help families gain a greater understanding of mental illness, discuss resources, build communication skills, reduce stress and find support. Presented by the [National Alliance on Mental Illness \(NAMI\)](#) of Minnesota. At the Bridgewater Lofts. Registration is required; call Gloria at 507-828-8082 or Helen at 763-227-0271.

If you have events you would like to promote in our newsletter, drop an email to tina.sanz@co.hennepin.mn.us.



Battle of the Badges BBQ Cookoff!

Saturday, Aug. 17, 12 to 5 pm

North Commons Park

Minneapolis Police and Firefighters are stoking up the smokers for a competition against each other with free food including hotdogs and pulled pork sandwiches! See the Fire Department's smoke trailer as well as the MPD's K-9, Mounted Patrol and Bomb Squad Units. The day will be full of entertainment including KMOJ, performances by James Gear, Paris Bennett, the Grammy-winning gospel group the Sounds of Blackness, drum corps teams, dance teams and more. North Commons Park is at 1801 James Ave. N. in Minneapolis. To volunteer or for further info: mnbbqsociety.com.

Channel
5 7-31-13**KSTP** .COM — **5 EYEWITNESS NEWS****Unexplained Paid Leave of Crystal Officers Raises Questions**

Updated: 07/31/2013 7:22 AM KSTP.com By: Jay Kolls

Two Crystal Police Officers have been on paid administrative leave, collectively, for more than a year and no reason has been given to the public.

Officer Allan Watt, a 17-year veteran, and Officer Ron Erkenbrack, a 27-year veteran, are on paid leave until further notice. The non-profit advocacy group Communities United Against Police Brutality has posted flyers in Crystal businesses calling for the officers' reinstatement.

CUAB thinks the officers are targets of retaliation from Crystal Police Chief Stephanie Revering.

CUAB Spokesperson Michelle Gross tells 5 EYEWITNESS NEWS she has spoken with both officers. She says the two were outspoken, internally, about questionable practices by the Chief and other officers in the Crystal Police Department and that's why they have been sent home with pay and no explanation as to why they cannot return to their jobs. Gross says her group thinks the two officers tried to do the right thing and are now being retaliated against.

Retired Minneapolis police officer and former head of the MPD Internal Affairs Unit Michael Quinn talked to 5 EYEWITNESS NEWS about this case. He has talked with both officers and also thinks they are being retaliated against.

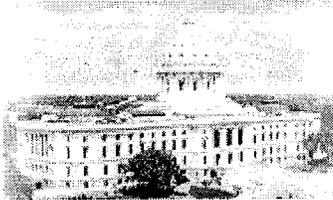
We asked Chief Revering for an interview, but she declined. Watt and Erkenbrack have filed for arbitration and told us they cannot comment on their cases. CUAB is holding a rally of support for the officers at next Monday's Crystal City Council meeting.

Anne Norris

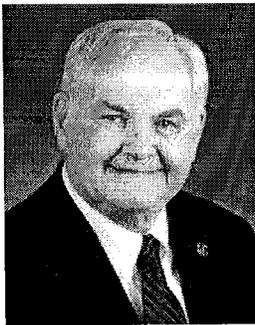
From: rep.lyndon.carlson@house.mn
Sent: Tuesday, July 30, 2013 11:30 AM
To: Announcements from Representative Lyndon Carlson
Subject: Legislative Update: New laws taking effect August 1st

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Minnesota House of Representatives



Rep. Lyndon Carlson Sr. (45A) - Legislative Update

Dear neighbor,

There are a variety of new laws that go into effect on August 1, 2013. I want to share some of these changes, which have been released by nonpartisan House Public Information Services.

CIVIL LAW

- The state's marriage laws will change from being male/female specific to authorize marriage and divorce of two persons, regardless of gender. It will provide exemptions for churches and other religious associations from providing goods or services related to same-sex marriage ceremonies, if doing so would be in violation of the entity's religious beliefs.
- Minnesota will adopt the Uniform Community Property Rights at Death Act, which will clarify, upon death, disposition of the property acquired by a married person. States vary on how they treat property acquired by married couples. For instance, Minnesota is a common law state, which means the property belongs to the person whose name appears on the ownership document. Wisconsin, on the other hand, is a

News Items

[2013 Session Update: E-12 Education Budget Details](#) - (Posted: May 19 2013 9:26PM)
[2013 Session Update: Higher Education bill](#) -(Posted: May 18 2013 5:06PM)
[Legislative Leaders and Governor Dayton Agree to Budget Targets: DFL budget balances deficit without gimmicks and invests in a stronger middle class](#) - (Posted: May 16 2013 3:57PM)

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* 479 State Office Building
100 Rev. Dr. Martin Luther King Jr. Blvd.
Saint Paul, Minnesota 55155
651-296-4255

E-mail:
rep.lyndon.carlson@house.mn

Legislative Assistant:
Lill Pohlkamp 651-296-9552

Committee Assignments:
Chair: [Ways and Means](#)
[Capital Investment](#)
[Property and Local Tax Division](#)
[Rules and Legislative Administration](#)
[Taxes](#)

Biographical Information:
Home: Crystal 8216 - 35th Ave. N., 55427; 763-533-9779
Occupation: Retired teacher
Education: B.S., social studies,

graduate work, Minnesota State University, Mankato and University of St. Thomas
Elected: 1972
Term: 21st
Family: Married, spouse Carole, 3 children

* Prefers interim mail at this address.

community property state where property and possessions brought into the marriage remain with that partner; but whatever is earned or acquired during the marriage is co-owned by both parties, regardless of who earned it or whose name is on the title. If a couple has lived and acquired property in different states, this can create problems for the courts when they attempt to determine rightful ownership upon one partner's death.

CONSUMERS

- Minnesotans will be able to prefund their funeral expenses and pay it out over a period of time. The new law will exempt preneed insurance from the graded death benefit law, which requires the policy premium to be paid in a single upfront payment. The specialty life insurance product is sold through a life insurance contract.

HEALTH AND HUMAN SERVICES

- Minnesota law requires an advanced life-support ambulance to be staffed by at least one emergency medical technician and one paramedic. A new certification, advanced emergency medical technicians, is created and those meeting the qualification will be able to serve as advanced life-support ambulance staff. Advanced EMTs are allowed to treat patients with epinephrine, nitroglycerin, aspirin, and nebulizer treatments. Advanced EMTs will be required to complete education requirements, overseen by the Emergency Medical Services Regulatory Board. The law also allows the board to begin receiving inspection files electronically.
- Service animals help people with disabilities navigate through their day-to-day activities. Under current law, it is an unfair discriminatory practice to prohibit these animals from being in a public place. A new law will amend state statute regarding these animals and bring the state in line with the federal Americans with Disabilities Act. The law also deletes a provision that requires service animals to be properly identified as being trained. This is generally done through papers that should be

carried by the animal's owner.

HOUSING

- When a landlord knows that a property's contract for deed is being cancelled or that the mortgage is entering foreclosure, the landlord is required to notify the tenants. However there is no penalty for not doing so. A new law will add a \$500 civil penalty for landlords who violate the notification requirement. Additionally, a tenant is no longer required to put a month's rent in escrow if a hearing is scheduled for violations in a residential building and no rent is currently due.

PUBLIC SAFETY

- New changes to prosecuting offenders who financially exploit vulnerable adults will be enacted. The county where a victim resides will become an eligible venue for cases when a vulnerable adult is financially exploited. Currently, the criminal case must be tried in the county the offense was committed. The law will also allow such offenses to be aggregated over a six-month period. Supporters said the aggregation is needed to demonstrate the extent of the crime because financial exploitation generally occurs over time, such as misuse of a vulnerable adult's financial transaction card. The Vulnerable Adults Justice Project brought forth the plan as a way for investigators and prosecutors to have the proper tools to address such offenses.

TRANSPORTATION

- New protective measures for bicyclists will be enacted, aimed at providing safeguards for the increasing number of bicyclists on Minnesota roads. The law includes provisions that:
 - tighten restrictions on vehicles turning through bike lanes and vehicles passing through bike lanes;
 - prohibit parking, standing or stopping in bicycle lanes unless noted otherwise by posted

signage; and

- eliminate language requiring riding a bicycle at the right-hand curb or edge of the road if the biker is riding in a designated bicycle lane.
- A prohibition on the use of a cell phone for personal reasons by school bus operators is expanded to all times when the vehicle is in the flow of traffic, including stopped at a traffic light, and state law requiring school bus drivers to wear a seat belt has been clarified to specify the safety belt must be worn across the shoulder and lap.

For further information, summaries of all laws passed by the 2013 Legislature are available online at <http://www.house.mn/hinfo/Newlaws2013-0.asp>.

Please contact me anytime with questions or comments. I can be reached by phone at (651) 296-4255 or by email at rep.lyndon.carlson@house.mn.

Sincerely,

Lyndon R. Carlson
State Representative
District 45A
Crystal, New Hope and Plymouth

[click to unsubscribe](#)

SUN Post
8-1-13

Crystal council will hear chicken ordinance

Chickens will be on the agenda when the Crystal City Council meets Monday, Aug. 5. More specifically, an ordinance amending city code to allow raising chickens in backyards will be considered.

The most recent chicken ordinance in the area, slated to become effective this month.

Proper storage of feed to discourage rodents. Nearby Brooklyn Park studied the matter for a year and approved an ordinance on first reading. However, in January the council pulled the plug on the idea after a second reading.

do a lot of listening to city employees, council members and Crystal residents. "More than anything, that will guide me and be one of my strengths," he said.

Opponents have concerns about cleanliness, noise and property values should they find themselves living next to a scofflaw chicken-raiser.

Similar ordinances have been approved by a number of communities in the area; however, Crystal has been a holdout.

It also bans roosters and prohibits butchering and cockfighting and allows 4 chickens at any licensed property.

The Golden Valley ordinance also deals extensively with the size and placement of chicken coops.

Backyard chicken-raising, or urban chickens as they are sometimes termed, has grown in popularity over the past few years. More consumers desire the freshest meat and also want to know what animals are fed and how they are grown, according to a number of national organizations supporting the cause.

The Crystal council will also consider changes to the private kennel requirements at the meeting.

The discussion began in 2010 when the first request for such an ordinance was received from Tyler Marsh and Lynn Marx. After studying the matter, the council considered it again at a work session in late March 2011.

The Robbinsdale ordinance also lists requirements for coops, mandates proper collection and disposal of chicken poop and

In Crystal, former mayor ReNae Bowman, an ardent foe of a chicken ordinance, has been replaced by Jim Adams.

After his election, Adams said his first act as Crystal Mayor would be to

Council meets 7 p.m. Crystal City Hall, 4141 Douglas Drive. More information on the proposed ordinance is available by calling or emailing City Manager Norris at 763-531-1140 or annenorris@crystalmn.gov.

The ordinance as it is

Golden Valley approved

Compiled by Paul Wahl, Managing Editor

Sun Post
8-1-13

Arts & Entertainment

Crystal Frolics Highlights

By Gina Purcell

July 31, 2013 at 10:00 am

Another successful year of the annual Crystal Frolics concluded this past weekend.

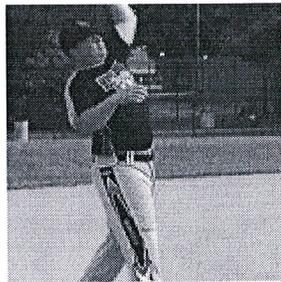
Residents gathered at Becker Park to play carnival games such as balloon pop and duck pond.

Adults and kids alike enjoyed rides that spun, twirled and spun some more.

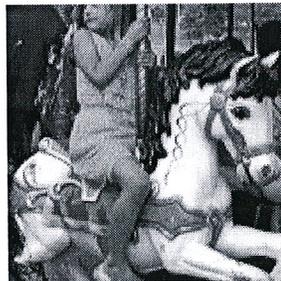
Men's softball provided an action-packed spectacle for those visiting the beer tent.

Live music played throughout the weekend offering enjoyable entertainment to visitors.

This year, two nights of fireworks dazzled onlookers.



Dan Schon catches a fly ball to third base gaining an out for his team, Black Sheep, in its Thursday night game against Well Hung Exteriors, July 25. (Sun Post staff photo by Gina Purcell)



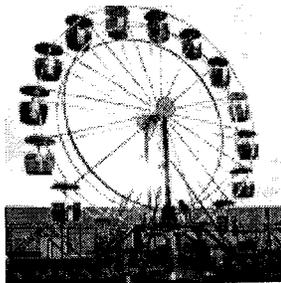
Emily Huber, 5, of New Hope, enjoys a casual twirl around the carousel at Crystal Frolics, July 25. (Sun Post staff photo by Gina Purcell)



Heather Lorenzen and Jeremy Martineau of Crystal laugh as they twist and turn on The Scrambler proving even adults can enjoy carnival rides. (Sun Post staff photo by Gina Purcell)



Nick Lindquist makes an easy out at first base for his team, Granite City, in the men's softball tournament, July 25. (Sun Post staff photo by Gina Purcell)



Crystal Frolics features several enjoyable carnival rides Thursday-Sunday, July 25-28. (Sun Post staff photo by Gina Purcell)



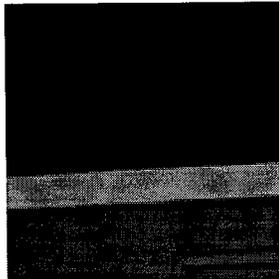
Joe Anders of team Black Sheep pitches strikes at Crystal Frolics men's softball tournament, July 25. (Sun Post staff photo by Gina Purcell)



Samantha, 2, seems uncertain of the carousel as she spins around with father, Samuel Getaweh at Crystal Frolics. (Sun Post staff photo by Gina Purcell)



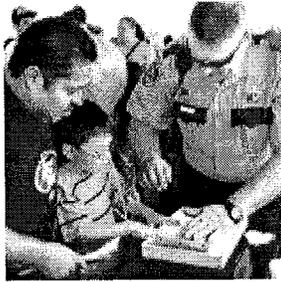
Xander Castro, 3, of Crystal steers his way around the car ride at Crystal Frolics, July 25. (Sun Post staff photo by Gina Purcell)



The Bill Koncar Polka Band serenades visitors with classics at Crystal Frolics, July 25. (Sun Post staff photo by Gina Purcell)



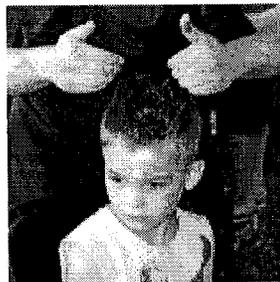
Linda John of White Bear Lake puts the finishing touches on a butterfly on the face of Michelle Elliott, 4, of Crystal during the Kids, Cops and Firefighters Fair July 26, part of the Crystal Frolics activities. (Sun Post staff photo by Paul Wahl)



Deputy Morgan McCann takes a day off from his normal duty in the Hennepin County Jail in Minneapolis to help with the Sheriff's Department's child safety project during the Kids, Cops and Firefighters Fair July 26, part of the Crystal Frolics activities. (Sun Post staff photo by Paul Wahl)



Xander McGovern Welch of Champlin was visiting his grandma July 26 in Crystal and decided to attend the Kids, Cops and Firefighters Fair July 26, part of the Crystal Frolics activities. Fire hats were a hit with children who attended the event. (Sun Post staff photo by Paul Wahl)



Chase Ozmun, 5, had his hair tinted blue and green at the Kids, Cops and Firefighters Fair July 26, part of the Crystal Frolics activities. (Sun Post staff photo by Paul Wahl)



A caricature artist was on hand at the Kids, Cops and Firefighters Fair July 26, part of the Crystal Frolics activities. (Sun Post staff photo by Paul Wahl)



Nicole Rust inflated hundreds of balloons and twisted them into animals of all descriptions during the Kids, Cops and Firefighters Fair July 26, part of the Crystal Frolics activities. (Sun Post staff photo by Paul Wahl)



Sun Post
7-30-13

Community

Crystal officers Watt and Erkenbrack support rally

By Sun Post Editor

July 30, 2013 at 12:30 pm



Family, friends and community members will gather in support of the two police officers at Crystal City Council meeting Monday, Aug. 5.

Meeting begins 6 p.m. at Crystal City Hall, 4141 Douglas Drive N.

A spokesman for the supporters said Crystal Officers Alan Watt and Rob Erkenbrack have spoken out against Crystal police management corruption and now face retaliation.

They say both have been placed on paid and unpaid leave on a number of occasions.

Info: 651-324-1595.



CRYSTAL CITY COUNCIL
CLOSED COUNCIL WORK SESSION AGENDA
Monday, August 5, 2013

To immediately follow the Regular City Council Meeting
Conference Room A

Pursuant to due call and notice given in the manner prescribed by Section 3.01 of the City Charter, the closed work session of the Crystal City Council was held at _____ p.m. on Monday, August 5, 2013 in Conference Room A located at 4141 Douglas Drive, Crystal, Minnesota.

I. Attendance

Council members

Staff

___ Adams

___ Norris

___ Budziszewski

___ Therres

___ Deshler

___ Norton

___ Hoffmann

___ Revering

___ Libby

___ Serres

___ Peak

___ Selton

II. Agenda

The purpose of the closed work session is to discuss pending personnel litigation

_____*

** Denotes no supporting information included in the packet.*

III. Adjournment

The work session adjourned at _____ p.m.