



# City of Saint Paul

City Hall and Court House  
15 West Kellogg Boulevard  
Council Chambers - 3rd  
Floor

## Minutes - Final

Katie Burger, Executive  
Assistant, 651-266-8560

### City Council

*Council President Russ Stark*  
*Councilmember Dan Bostrom*  
*Councilmember Amy Brendmoen*  
*Councilmember Rebecca Noecker*  
*Councilmember Jane L. Prince*  
*Councilmember Dai Thao*  
*Councilmember Chris Tolbert*

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Wednesday, January 20, 2016

3:30 PM

Council Chambers - 3rd Floor

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**Public hearings begin at 5:30 pm.**

#### Council Voting

The reader calls the names of all Councilmembers. A vote in favor is cast by remaining silent, and a vote against is cast by saying no or nay. When the voting is complete, the reader will state whether the motion passed or failed.

#### ROLL CALL

The meeting was called to order at 3:32 p.m.

**Present** 4 - Councilmember Dai Thao, City Council President Russ Stark, Councilmember Rebecca Noecker and Councilmember Jane L. Prince  
**Absent** 3 - Councilmember Dan Bostrom, Councilmember Amy Brendmoen and Councilmember Chris Tolbert

#### COMMUNICATIONS & RECEIVE/FILE

- 1 [AO 16-10](#) Requesting authorization to purchase food, beverage and room rental for the 2016 Police Department ceremonies.  
**Received and Filed**
  
- 2 [AO 16-11](#) Authorizing the Police Department to purchase food, water and soda for the 2015-1 Recruit Academy Graduation.  
**Received and Filed**

**CONSENT AGENDA**

**Note: Items listed under the Consent Agenda will be enacted by one motion with no separate discussion. If discussion on an item is desired, the item will be removed from the Consent Agenda for separate consideration.**

**Approval of the Consent Agenda****Consent Agenda Adopted**

**Yea:** 4 - Councilmember Thao, City Council President Stark, Councilmember Noecker and Councilmember Prince

**Nay:** 0

**Absent:** 3 - Councilmember Bostrom, Councilmember Brendmoen and Councilmember Tolbert

- 3**     [RES 16-50](#)     Approving the City's cost of providing Collection of Fire Certificate of Occupancy fees billed during September 17 to October 16, 2015 and setting date of Legislative Hearing for February 16, 2016 and City Council Public Hearing for April 6, 2016 to consider and levy the assessments against individual properties. (File No. CRT1606, Assessment No. 168205)

**Adopted**

- 4**     [RES 16-53](#)     Approving the City's cost of providing Collection of Vacant Building Registration fees billed during December 16, 2014 to October 21, 2015 and setting date of Legislative Hearing for February 16, 2016 and City Council Public Hearing for April 6, 2016 to consider and levy the assessments against individual properties. (File No. VB1605, Assessment No. 168804)

**Adopted**

- 5**     [RES 16-55](#)     Approving the City's cost of providing Excessive Use of Inspection/Abatement services billed during September 28 to October 21, 2015 and setting date of Legislative Hearing for February 16, 2016 and City Council Public Hearing for April 6, 2016 to consider and levy the assessments against individual properties. (File No. J1606E, Assessment No. 168305)

**Adopted**

- 6     [RES 16-56](#)     Approving the City's cost of providing Property Clean Up services during November 1 to December 1, 2015 and setting date of Legislative Hearing for February 16, 2016 and City Council Public Hearing for April 6, 2016 to consider and levy the assessments against individual properties. (File No. J1606A, Assessment No. 168505)  
**Adopted**
- 7     [RES 16-57](#)     Approving the City's cost of providing Trash Hauling services during November 4 to 25, 2015 and setting date of Legislative Hearing for February 16, 2016 and City Council Public Hearing for April 6, 2016 to consider and levy the assessments against individual properties. (File No. J1606G, Assessment No. 168705)  
**Adopted**
- 8     [RES 16-74](#)     Authorizing the Fire Department to enter into a joint powers agreement with Ridgewater College to allow paramedic students from Ridgewater College to participate in clinical ride alongs with the Saint Paul Fire Department.  
**Adopted**
- 9     [RES 16-104](#)     Authorizing the City of Saint Paul to apply for a \$25,000 planning grant to connect children to nature in Saint Paul and, if successful, enter into an agreement with the National League of Cities and Children & Nature Network.  
**Adopted**
- 10    [RES 16-110](#)     Authorizing the Department of Parks and Recreation to solicit support for the Blooming Saint Paul program.  
**Adopted**
- 11    [RES 16-115](#)     Approving adverse action against the Auto Repair Garage license held by Lowell Torgerson d/b/a Torgerson Truck Repair located at 18 Acker Street East in Saint Paul.  
**Adopted**
- 12    [RES 16-117](#)     Approving a Liquor Outdoor Service Area (Sidewalk) license with conditions to Raja Inc., d/b/a Keys Robert Street Café (License ID #20040001008) for the premises located at 504 Robert Street North in Saint Paul.  
**Adopted**

- 13     [RES 16-121](#)     Authorizing the Police Department to enter into Organized Crime Drug Enforcement agreements throughout 2016 with the United States Department of Justice.  
**Adopted**
- 14     [RES 16-122](#)     Authorizing the Police Department to accept the grant amendment from the State of Minnesota extending the 2014 State Homeland Security Program grant.  
**Adopted**
- 15     [RES 16-123](#)     Authorizing the Police Department to enter into a cost reimbursement agreement with the United States Department of Agriculture.  
**Adopted**
- 16     [RES 16-124](#)     Authorizing the Police Department to accept a grant in the amount of \$63,000 from the State of Minnesota, Department of Public Safety for sex trafficking and training programs.  
**Adopted**
- 17     [RES 16-83](#)     Approving the May 1, 2015 Memorandum of Agreement for the 2015 Wage and Fringe Adjustment between the City of Saint Paul and the Operative Plasterers and Cement Masons International Association, Local 633 (Laid over from January 13 for adoption).  
**Adopted**
- 18     [RES 16-86](#)     Approving the Labor Agreements between the Independent School District 625 and AFSCME, Local 844 - Clerical and Technical (July 1, 2014 - June 30, 2016); Minnesota School Employees Association -Classified Confidential Employees Association (July 1, 2014 - June 30, 2016); Minnesota Teamsters Local No. 320 - Nutritional Services Personnel (July 1, 2013 - June 30, 2015); International Union of Operating Engineers, Local 70 (July 1, 2014 - June 30, 2016); District Lodge 77 - International Association of Machinists and Aerospace Workers AFL-CIO (July 1, 2013 - June 30, 2015); Professional Employees Association (January 1, 2014 - December 31, 2015); Tri-Council, Local 49, Local 120 and Local 363 (July 1, 2014 - June 30, 2016); United Association of Steamfitters, Pipefitters and Service Technicians, Local Union No. 455 (May 1, 2014 - April 30, 2017); United Association of Plumbers, Local 34 (May 1, 2014 - April 30, 2017); United Union of Roofers, Waterproofers and Allied Workers, Local Union No. 96 (May 1, 2013 - April 30, 2016); and the Sheet Metal Workers International Association, Local 10 (May 1, 2014 - April 20, 2017). (Laid over from January 13 for adoption.)  
**Adopted**

**FOR DISCUSSION****BUDGET AMENDMENT PUBLIC HEARINGS (held during the 3:30 portion of the meeting)**

- 19**    [RES PH 16-12](#)    Authorizing the acceptance of funds for the Emergency Solutions Grant for HUD FY 2015, and amending the financing and spending plans in the Planning and Economic Development department in the amount of \$229,908.

*(No one appeared to speak.)*

*Councilmember Thao moved to close the public hearing and approve.*

*4 In favor, none opposed*

*Public Hearing is closed and the resolution is adopted*

**Adopted**

**Yea:** 4 - Councilmember Thao, City Council President Stark, Councilmember Noecker and Councilmember Prince

**Nay:** 0

**Absent:** 3 - Councilmember Bostrom, Councilmember Brendmoen and Councilmember Tolbert

- 20**    [RES PH 16-13](#)    Authorizing an increase in the Parks and Recreation Grant Fund Budget in the amount of \$25,825, to reflect additional multi-year funding received from various private grants, for the expansion of youth work in the City's North End and Payne Maryland neighborhoods.

*(No one appeared to speak.)*

*Councilmember Prince moved to close the public hearing and approve.*

*4 in favor, none opposed*

*Public hearing is closed and the resolution is adopted*

**Adopted**

**Yea:** 4 - Councilmember Thao, City Council President Stark, Councilmember Noecker and Councilmember Prince

**Nay:** 0

**Absent:** 3 - Councilmember Bostrom, Councilmember Brendmoen and Councilmember Tolbert

- 21**    [RES PH 16-14](#)    Amending the financing and spending plans in the the Department of Emergency Management in the amount of \$990,000 for the 2015 Urban Area Security Initiative Grant.

*(No one appeared to speak.)*

*Councilmember Noecker moved to close the public hearing and approve.*

*4 in favor, none opposed*

*Public hearing is closed and the resolution is adopted*

**Adopted**

**Yea:** 4 - Councilmember Thao, City Council President Stark, Councilmember Noecker and Councilmember Prince

**Nay:** 0

**Absent:** 3 - Councilmember Bostrom, Councilmember Brendmoen and Councilmember Tolbert

**22**    [RES PH 16-17](#)    Authorizing the Police Department to accept a donation for the Employee Assistance Program.

*(No one appeared to speak.)*

*Councilmember Thao moved to close the public hearing and approve.*

*4 in favor, none opposed*

*Public hearing is closed and the resolution is adopted*

**Adopted**

**Yea:** 4 - Councilmember Thao, City Council President Stark, Councilmember Noecker and Councilmember Prince

**Nay:** 0

**Absent:** 3 - Councilmember Bostrom, Councilmember Brendmoen and Councilmember Tolbert

**PUBLIC HEARINGS (public hearings will begin at 5:30 p.m.)**

**ROLL CALL**

**Present** 5 - Councilmember Dai Thao, Councilmember Chris Tolbert, City Council President Russ Stark, Councilmember Rebecca Noecker and Councilmember Jane L. Prince

**Absent** 2 - Councilmember Dan Bostrom and Councilmember Amy Brendmoen

**23**    [Ord 15-80](#)    Amending Chapter 87 of the Saint Paul Legislative Code pertaining to charges for street restoration costs.

*(No one appeared to speak.)*

*Councilmember Tolbert moved to close the public hearing and approve.*

*5 in favor, none opposed*

*Public hearing is closed and ordinance is laid over to January 27 for final adoption*

**Laid over to January 27 for final adoption**

**Yea:** 5 - Councilmember Thao, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince

**Nay:** 0

**Absent:** 2 - Councilmember Bostrom and Councilmember Brendmoen

**24**    [Ord 16-1](#)

Amending Chapter 61 of the Legislative Code pertaining to zoning fees.

*Najelnik appeared. The 2016 budget includes an increase. In December of last year, there was an increase in building and licensing fees. Whenever there is a zoning code change, it goes to the Planning Commission first. They recommend the amendments. The last time there was a zoning fee study was in 2010, and there was an increase in 2011. This is a 3% increase.*

*(No one appeared to speak.)*

*Councilmember Thao moved to close the public hearing.*

*5 in favor, none opposed*

*Public hearing is closed and the ordinance is laid over to January 27 for final adoption*

**Laid over to January 27 for final adoption**

**Yea:** 5 - Councilmember Thao, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince

**Nay:** 0

**Absent:** 2 - Councilmember Bostrom and Councilmember Brendmoen

25 [PH 16-1](#)

Public hearing to consider the application of Patrick Nseumen to rezone property at 805 Hudson Road from RT1 Two-Family Residential to T2 Traditional Neighborhood.

*Bill Dermody, Planning and Economic Development, appeared. Subject site is on Hudson Road near I-94. (He showed a map.) It has been vacant for a while. The Planning Commission recommended denial for the request to zone for 3 reasons: 1) represents spot zoning, 2) not listed as transitional use to residential, 3) not consistent with comprehensive plan.*

*Council President Stark asked if anyone would like to be heard on Item 25.*

*Robert G. Wicker, 702 Wilson Avenue, appeared and said he is here to speak in regards to the denial of the right to rezone the property at 805 Hudson Road. On the average, there are 22 cars parked in the lot from Hudson to Bates on Wilson. There are 6 cars parked in the backyards. People do not have room to park their cars. If this man comes in with this type of usage, it will be in denial of all the other aspects. He's going to have food trucks, he is going to have help, there is no way anyone can allow that to happen. There is so much traffic on that street, there is no place to put a car. When they went into 217-219 Bates Avenue, we promised the City Attorney 2 cars in front of that building. We cut all the grass on that block, shovel the snow, plant the grass, trim the hedges, and plant the hedges.*

*(No one else wanted to be heard in opposition.)*

*Those in support are next.*

*Pat Nseumen, owner of 805 Hudson. He appreciates the comments. From a food truck perspective, there will be no food truck and vending in that location. The truck will be vending in Minneapolis and Downtown. In terms of the other comments, the property itself has been run as different businesses. This request is not to make a change. It is in the middle of a residential area. With the support of the neighborhood, it has been operating as different businesses. He got a sign off from the effected neighbors. One side is the freeway and the other side is the neighbors who have signed off. That should warrant something type of consideration. In addition to that, he has gone through the process of working with the City to get it out of the vacancy category. As part of that, he submitted a \$5,000 check to the City as a deposit of guaranteeing that he is to fulfill the promise he has laid out. He is not bringing uses beyond what is already allowed. If anything, he is looking at improving the neighborhood and bringing jobs to the neighborhood. Those involved see this as a net benefit. He will deal with any issues that may arise.*

*Councilmember Prince said he had indicated that the drive-through component would not need to go forward. Nseumen responded that was just one aspect. It was more to scoop up any traffic driving by. The drive-through is not a hard requirement.*

*Thao asked how many parking stalls. Nseumen responded there is enough space for 4 to 6 parking spots.*

*Thao asked was that without the drive-through. Nseumen resp that adds 3 more spots.*

*Thao said it is right across from the highway. Does that have more impact on the decision? Staff responded the freeway does not factor into the Planning Commission decision, at least on the spoken record. It can impact the 3 findings, particularly spot zoning.*



*Prince moved to close the public hearing.  
5 in favor, none opposed  
Public hearing is closed*

*Prince met with Nseumen. She used to take her dog there to be groomed. She knows the area well. He met the petition requirements of his neighbors. TN2 zoning is not the right zoning. His willingness to eliminate the drive-through, would automatically make it T1 zoning, although it does not include the use he wants to have there.*

*She is excited about having a business in that area. He met the petition requirement of his neighborhood. TN2 zoning is not the right zoning for that lot. Eliminating the drive-through would make it T1 zoning. She is going to recommend denying the rezoning, but she would like Nseumen to know that she has conversations with the planning staff. It looks like there may be other variance options that might allow him to put a business in that building. The unanimous vote of the PC and spot zoning does not get close to meeting the requirements of TN2 zoning.*

*Prince moved to deny the rezoning and will work with Nseumen and planning staff.*

*Stark said it is unusual to get a rezoning and get a denial from staff and the Planning Commission.*

*Thao said this is a difficult vote. We need to support small businesses in the City, especially a start up like this. Spot zoning could lead to other things. He will vote in support of Prince to deny. He will pledge to help any way he can. If it does not work here, there is plenty of space in Ward 1.*

*Prince said she is helpful they can make something work at this address.*

*5 in favor, none opposed  
Motion of Intent-Application is denied*

**Motion of Intent - Application Denied**

**Yea:** 5 - Councilmember Thao, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince

**Nay:** 0

**Absent:** 2 - Councilmember Bostrom and Councilmember Brendmoen

## LEGISLATIVE HEARING ITEMS FOR DISCUSSION

34 [RLH SAO 15-78](#) Appeal of Kanongyang Vue to a Summary and Vehicle Abatement Order at 948 BRADLEY STREET.

*Marcia Moermond, Legislative Hearing Officer, said this is an order to remove the disorder in the yard: boxes, buckets, and overflowing garbage containers. There are two concerns: 1) One is the condition of the yard. These things have to be properly stored. 2) Not allowed to have a commercial vehicle in a residential district. Her recommendation is to deny the appeal to keep the yard clean and the van removed.*

*(She showed several photographs.)*

*Kanongyang Vue said some of the boxes were ordered to be removed. Regarding the two containers, they are not allowed to open the cover. Minneapolis is allowed to be open.*

*Moermond said in Saint Paul they need to be flat. These are consistently propped up.*

*Vue said the containers are open. Every container in Saint Paul is open. If she is not allowed to open the containers, they can send someone to inspect everyone in Saint Paul area. Her trash delivery is every Tuesday. It is for the full weekend. Due to the large family, that is why it is kind of full. Every family on East Side with a big family as hers has a full container. I believe the last time they discussed the container, it was moved to the commercial truck.*

*Councilmember Tolbert asked is the appeal about a fine or correction notice. Moermond said this is a Summary Abatement Order meaning if the orders are not complied with, the City will take action to correct.*

*Tolbert asked has she complied with those orders going forward. If appeal is denied, all she has to do is not keep the bins out there and not have the truck in the lot. Moermond responded the remaining items is the tops being open and the panel vans being used there.*

*Tolbert asked do you have a problem with not putting the truck in that spot and keeping the container the way the City has asked. Appellant responded she has already removed the boxes. She is requesting to let the truck load and unload on Friday. She is a single mom and she needs the business to help the family.*

*Tolbert asked about using it to unload and load is not the problem. Moermond responded it is a commercial vehicle used in a residential area.*

*Council President Stark said this concern has been brought to him about the Hmong farmers association in general for allowing truck to be allowed during the growing season. There may be a change in the future.*

*Councilmember Thao asked does the commercial truck include tow trucks. Moermond responded yes.*

*Thao asked is she recycling. That may help with some of the boxes.*

*(Thao spoke in Hmong to the appellant.)*

*Stark asked for clarification on what Thao said. Thao responded that he asked about recycling and that commercial vehicles cannot be there. If he allowed her to have it, they would set precedent.*

*Vue said she is willing to take any recommendation from the Council. She is happy to hear about the farmer program. The driveway is large enough for the truck. She would like the Council to look at that space and see if it is big enough. If Thao could help her work this out, if he could show her business places could park, that would be fine with her.*

*Councilmember Noecker said she got a letter from Open City. She asked if there something that could have been done earlier. Appellant responded she first received a letter that made her worry about that which is why she saw her doctor about this matter.*

*Stark said we will make a decision. Thao will help find a spot for the truck in the future. We can stay in touch about allowing farm vehicles in residential areas in the City. We don't want to allow any commercial vehicles to park in the city, but maybe we can exempt family use farm vehicles.*

*Councilmember Prince moved to close the public hearing.  
5 in favor, none opposed  
Public hearing is closed*

*Tolbert said we will uphold the recommendation of the Legislative Hearing Officer with the understanding that there are a number of things to work out.*

*Thao asked should there be a time line to figure out a solution. He would need time for a temporary space and work with the family.*

*Prince said at the present time the vehicle is not there. Stark said they bring it in during the growing season. It is stored out at the farm in the winter. There is an issue for the growing season, but it is not immediate.*

*Moermond said she will make sure everyone has information.*

*Prince said she will help in any way. It is probably not a big change to the ordinance.*

*5 in favor, none opposed  
Resolution is adopted*

**Adopted**

**Yea:** 5 - Councilmember Thao, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince

**Nay:** 0

**Absent:** 2 - Councilmember Bostrom and Councilmember Brendmoen

56 [RLH SAO 16-1](#) Appeal of Eng Tat Ng to a Summary Abatement Order at 558 GROTTO STREET NORTH.

*Marcia Moermond, Legislative Hearing Officer, said this is also a Summary Abatement Order. There is rudimentary teepees with plastic. There are concerns for a number of reasons. The purpose of the parcel is an art installation. If this were to be accepted, any of these structures would be an accessory structure. This is an empty lot, so there is no primary structure to be associated with. This is a fire hazard. The items constitute a nuisance condition and should be abated. The storage would not be allowed in the outdoors. According to the fire marshall, it is way too large. The initial intention is to use it for fires. Her recommendation is to deny the appeal and require the timbers, plastic to be removed immediately, more time for straw and other things frozen to the ground*

*Eng Ng said she rented the land. She decorated the art on the land itself. The teepee was taken down and vandalized by the neighbors.*

*(Ng showed his cell phone on the overhead.)*

*Ng said it does not look bad at night. The City complained about the structure. Those are removed. The Fire pit is decorative. It is just a rock around the land. If you build a fire pit, you have to get it approved by the fire marshall. It is not that big. You can see the teepee. The City complained about those fire hazards. That teepee wrap is just decorative.*

*Anita Hollman leased the property. At first, she started her art project. She didn't have a concrete idea. removed everything that was not acceptable. This art is for invitation, family, and community for events about sustainable growing.*

*Thao asked does she have a current photo. Hollman said it is not too clear. Those are removable plastic covers for the teepees.*

*(Hollman showed two photographs.)*

*If they remove the hay, asked Councilmember Thao, is that in compliance with the request of the fire department. Moermond responded no. The plastic sheeting is combustible and can take flight and be a hazard. The timbers are not helpful. It is not a structure. It is boards supporting one another. It does not have footings. It is not stable. That is a concern. The photo on the phone looks like all is taken care of except timber and plastic sheeting.*

*Thao asked what kind of materials they should use. Council President Stark responded people should not walk away with half of it. There are people that can talk to you about art that would pass muster. We can't allow anything to go up on a piece of property and call it art. There are materials and types of temporary structures that are acceptable. This structure itself is not a real structure. She can talk to DSI about what is allowable.*

*Hollman said she cannot remove everything from the yard.*

*Thao moved to close the public hearing.  
5 in favor, none opposed  
Public hearing is closed*

*Thao moved to deny the appeal and take recommendation of staff.  
5 in favor, none opposed*

*Resolution is adopted*

**Adopted (per the recommendation of the Legislative Hearing Officer)**

**Yea:** 5 - Councilmember Thao, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince

**Nay:** 0

**Absent:** 2 - Councilmember Bostrom and Councilmember Brendmoen

27 [RLH TA 15-536](#) Ratifying the Appealed Special Tax Assessment for Property at 923 AGATE STREET (File No. J1603A, Assessment No. 168502).

*Marcia Moermond said this is a Summary Abatement Order issued with a 6 day turnover for these items to be cleaned up. The tire needed to be removed. There is a videotape.*

*(Photo shown)*

*(Video shown – no audio)*

*Moermond said her recommendation is to approve the assessment for the cleanup. It is \$518. A lot of that is the tires. They have charged a lot for cubic yard.*

*Joe Schmidt said he did own it and never saw that video where they showed the dumpster. He ordered a dumpster. He cleaned up a lot of it. That was back in June. He picked up stuff. He didn't know if the tires were hers or someone else's. He put it in the pile. It was stacked nice and neat. It got mailed January 31, and he did not receive it until that Wednesday. He called and ordered another dumpster. The video showed the dumpster. The document he has shows the delivery of the dumpster. The dumpster in that video is empty. It showed up the next day to take care of it. It was gone. Then he got the notice. He didn't understand what was going on. If they gave him two more days, how is he supposed to get it done? He already had the tires taken care of. For him to have to pay for this, he bought the dumpster for this purpose. It is beautiful property. He put it all in one location. He was disappointed when he got the bill. He spent \$10,000 on the brick. He got this letter and took care of it right away.*

*Noecker said he ordered the dumpster as soon as you got the notice. Schmidt said he had workers there, but they got there before his crew.*

*Noecker said it was clear from our letter when it needed to be cleared up by. Schmidt responded it was 5 days. Moermond said the date of the order is July 21. The deadline is August 5. The cleanup crew showed up Friday, August 7.*

*Schmidt said he doesn't understand why they didn't see that the dumpster was there. They can't assess on the site what someone intends to do.*

*Tolbert moved to close the public hearing.*

*5 in favor, none opposed*

*Public hearing is closed*

*Tolbert said he understands someone has to pay for those resources. Noecker responded the timing seems strange. On another case, we're giving until April for some materials. Moermond explained: there is an opportunity to appeal the order and look for a different date. Another opportunity is to call the inspector and tell him you will be taking care of it. After that, you can appeal the cost of the cleanup.*

*5 in favor, none opposed*

*Resolution is adopted*

**Adopted**

**Yea:** 5 - Councilmember Thao, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince

**Nay:** 0

**Absent:** 2 - Councilmember Bostrom and Councilmember Brendmoen

**LEGISLATIVE HEARING CONSENT AGENDA**

**Note: Items listed under the Consent Agenda will receive a combined public hearing and be enacted by one motion with no separate discussion. Items may be removed from the Consent Agenda for a separate public hearing and discussion if desired.**

**Approval of the Consent Agenda**

*Councilmember Thao moved to close the public hearing and approve the remaining items.*

*5 in favor none opposed*

*The public hearing is closed and the consent agenda is adopted*

**Legislative Hearing Consent Agenda Adopted As Amended**

**Yea:** 5 - Councilmember Thao, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince

**Nay:** 0

**Absent:** 2 - Councilmember Bostrom and Councilmember Brendmoen

- 26**    [RLH TA 15-510](#)    Ratifying the Appealed Special Tax Assessment for Property at 150 ACKER STREET EAST (File No. J1602E, Assessment No. 168301).  
**Adopted**
- 28**    [RLH TA 15-537](#)    Ratifying the Appealed Special Tax Assessment for Property at 1245 ARKWRIGHT STREET (File No. J1603A, Assessment No. 168502).  
**Adopted**
- 29**    [RLH TA 15-538](#)    Ratifying the Appealed Special Tax Assessment for Property at 164 ARLINGTON AVENUE WEST (File No. J1603A, Assessment No. 168502).  
**Adopted**
- 30**    [RLH TA 15-531](#)    Ratifying the Appealed Special Tax Assessment for Property at 1038 BAYARD AVENUE (File No. CRT1602, Assessment No. 168201 ).  
**Adopted**
- 31**    [RLH TA 15-559](#)    Deleting the Appealed Special Tax Assessment for Property at 989 BEECH STREET (File No. CRT1603, Assessment No. 168202).  
**Adopted**

- 32 [RLH FCO 15-346](#) Appeal of Charles Drake to a Re-Inspection Fire Certificate of Occupancy with Deficiencies at 1004 BEECH STREET.  
**Adopted**
- 33 [RLH TA 15-562](#) Ratifying the Appealed Special Tax Assessment for Property at 1034 BEECH STREET (File No. J1603E, Assessment No. 168302).  
**Adopted**
- 35 **RLH TA 15-555** Ratifying the Appealed Special Tax Assessment for Property at 923 BURR STREET (File No. J1603A, Assessment No. 168502). (Amended to File No. J1603A1, Assessment No. 168513)  
**Referred to Legislative Hearing on May 17**  
**Yea:** 5 - Councilmember Thao, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince  
**Nay:** 0  
**Absent:** 2 - Councilmember Bostrom and Councilmember Brendmoen
- 36 [RLH TA 15-528](#) Ratifying the Appealed Special Tax Assessment for Property at 994 BURR STREET (File No. J1603A, Assessment No. 168502).  
**Adopted**
- 37 [RLH TA 15-320](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. VB1509, Assessment No. 158816 at 1020 CARROLL AVENUE. (Amended to File No. VB1509B, Assessment No. 158830)  
**Adopted**
- 38 [RLH TA 15-515](#) Ratifying the Appealed Special Tax Assessment for Property at 972 CENTRAL AVENUE WEST (under 974 Central Ave W) (File No. J1602E, Assessment No. 168301).  
**Adopted**
- 39 [RLH TA 15-563](#) Ratifying the Appealed Special Tax Assessment for Property at 235 CHARLES AVENUE (File No. J1603E, Assessment No. 168302).  
**Adopted**
- 40 [RLH TA 15-516](#) Deleting the Appealed Special Tax Assessment for Property at 474 CHARLES AVENUE (File No. J1602E, Assessment No. 168301).  
**Adopted**
- 41 [RLH TA 16-19](#) Deleting the Appealed Special Tax Assessment for Property at 722 CHARLES AVENUE (File No. VB1602, Assessment No. 168801).  
**Adopted**



- 42     [RLH OA 15-15](#)     Appeal of Ronald Okenfuss to a Request For Fence Variance at 928 COMO AVENUE.  
**Adopted**
- 43     [RLH TA 15-540](#)     Ratifying the Appealed Special Tax Assessment for Property at 242 CONGRESS STREET (File No. J1603A, Assessment No. 168502). (Note: other address for this property is 469 Anita Street.)  
**Adopted**
- 44     [RLH RR 15-44](#)     Ordering the rehabilitation or razing and removal of the structures at 689 CONWAY STREET within fifteen (15) days after the December 16, 2015, City Council Public Hearing. (To refer back to Legislative Hearing on March 8, 2016)  
**Referred to Legislative Hearing on March 8**  
**Yea:** 5 - Councilmember Thao, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince  
**Nay:** 0  
**Absent:** 2 - Councilmember Bostrom and Councilmember Brendmoen
- 45     [RLH TA 15-539](#)     Ratifying the Appealed Special Tax Assessment for Property at 1529 DALE STREET NORTH (File No. J1603A, Assessment No. 168502).  
**Adopted**
- 46     [RLH FCO 15-342](#)     Appeal of Jane Hanson to a Fire Inspection Correction Notice at 637 EARL STREET.  
**Public Hearing Continued to February 17**  
**Yea:** 5 - Councilmember Thao, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince  
**Nay:** 0  
**Absent:** 2 - Councilmember Bostrom and Councilmember Brendmoen
- 47     [RLH TA 15-541](#)     Ratifying the Appealed Special Tax Assessment for Property at 1102 EDGERTON STREET (File No. J1603A, Assessment No. 168502).  
**Adopted**
- 48     [RLH TA 15-564](#)     Ratifying the Appealed Special Tax Assessment for Property at 430 EDMUND AVENUE (File No. J1603E, Assessment No. 168302).  
**Adopted**

- 49     [RLH TA 15-556](#)     Deleting the Appealed Special Tax Assessment for Property at 2000 ENERGY PARK DRIVE (File No. J1603P, Assessment No. 168402).  
**Adopted**
- 50     [RLH TA 15-526](#)     Ratifying the Appealed Special Tax Assessment for Property at 1183 FIFTH STREET EAST (File No. J1603A, Assessment No. 168502).  
**Adopted**
- 51     [RLH TA 15-532](#)     Ratifying the Appealed Special Tax Assessment for Property at 668 FOURTH STEET EAST (File No. J1603A, Assessment No. 168502).  
**Adopted**
- 52     [RLH TA 15-570](#)     Ratifying the Appealed Special Tax Assessment for Property at 790-794 FRANK STREET. (File No. J1603E, Assessment No. 168302; amended to File No. J1603E1, Assessment No. 168306 and to approve the assessment)  
**Public Hearing Continued to May 18**  
**Yea:** 5 - Councilmember Thao, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince  
**Nay:** 0  
**Absent:** 2 - Councilmember Bostrom and Councilmember Brendmoen
- 53     [RLH VO 15-57](#)     Appeal of Bee Vue to a Revocation of Fire Certificate of Occupancy and Order to Vacate at 107 FRONT AVENUE.  
**Adopted**
- 54     [RLH TA 15-535](#)     Ratifying the Appealed Special Tax Assessment for Property at 419 FRY STREET (File No. VB1603, Assessment No. 168802).  
**Adopted**
- 55     [RLH TA 15-551](#)     Ratifying the Appealed Special Tax Assessment for Property at 1364 GALTIER STREET (File No. J1603A, Assessment No. 168502).  
**Adopted**
- 57     [RLH TA 15-506](#)     Deleting the Appealed Special Tax Assessment for Property at 1191 HAMLIN AVENUE (File No. J1602P , Assessment No. 168401).  
**Adopted**
- 58     [RLH TA 15-523](#)     Ratifying the Appealed Special Tax Assessment for Property at 465 HATCH AVENUE (File No. VB1602, Assessment No. 168801).  
**Adopted as Amended (ratify the assessment; conditions not met)**

**Yea:** 5 - Councilmember Thao, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince

**Nay:** 0

**Absent:** 2 - Councilmember Bostrom and Councilmember Brendmoen

- 59**    [RLH FCO 15-340](#)    Appeal of Evelyn Morales to a Correction Notice - Foster Care Inspection at 945 HAWTHORNE AVENUE EAST.  
**Adopted**
- 60**    [RLH TA 15-547](#)    Deleting the Appealed Special Tax Assessment for Property at 1377 HOYT AVENUE EAST (File No. VB1603, Assessment No. 168802).  
**Adopted**
- 61**    [RLH TA 15-524](#)    Ratifying the Appealed Special Tax Assessment for Property at 607 HYACINTH AVENUE EAST (File No. J1602E, Assessment No. 168301).  
**Adopted**
- 62**    [RLH TA 15-534](#)    Deleting the Appealed Special Tax Assessment for Property at 613 IGLEHART AVENUE (File No. J1603A, Assessment No. 168502).  
**Adopted**
- 63**    [RLH SAO 15-71](#)    Appeal of Steven Cardenas For Marcos Cardenas to a Summary Abatement Order at 585 JEFFERSON AVENUE.  
**Adopted as Amended (extension of May 1, 2016 to bring the property into compliance)**  
**Yea:** 5 - Councilmember Thao, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince  
**Nay:** 0  
**Absent:** 2 - Councilmember Bostrom and Councilmember Brendmoen
- 64**    [RLH FCO 15-341](#)    Appeal of Robert Eggenberger to a Re-Inspection Fire Certificate of Occupancy With Deficiencies at 1050 LAFOND AVENUE. (also 1048 and 1052 Lafond Avenue)  
**Adopted**
- 65**    [RLH TA 15-550](#)    Deleting the Appealed Special Tax Assessment for Property at 122 LYTON PLACE (File No. J1602B, Assessment No. 168101).  
**Adopted**

- 66     [RLH TA 15-511](#)     Ratifying the Appealed Special Tax Assessment for Property at 380 MAGNOLIA AVENUE EAST (File No. VB1602, Assessment No. 168801).  
**Adopted**
- 67     [RLH TA 15-507](#)     Deleting the Appealed Special Tax Assessment for Property at 617 MAGNOLIA AVENUE EAST (File No. J1602P, Assessment No. 168401).  
**Adopted**
- 68     [RLH TA 15-605](#)     Deleting the Appealed Special Tax Assessment for Property at 1163 MAGNOLIA AVENUE EAST (File No. J1603E, Assessment No. 168302).  
**Adopted**
- 69     [RLH TA 15-561](#)     Ratifying the Appealed Special Tax Assessment for Property at 908 MARGARET STREET (File No. J1603E, Assessment No. 168302). (To be deleted)  
**Adopted as Amended (delete assessment)**  
**Yea:** 5 - Councilmember Thao, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince  
**Nay:** 0  
**Absent:** 2 - Councilmember Bostrom and Councilmember Brendmoen
- 70     [RLH TA 15-542](#)     Ratifying the Appealed Special Tax Assessment for Property at 348 MARIA AVENUE (File No. J1603A, Assessment No. 168502).  
**Adopted**
- 71     [RLH TA 15-525](#)     Ratifying the Appealed Special Tax Assessment for Property at 1113 MARION STEET (File No. J1603A, Assessment No. 168502).  
**Adopted**
- 72     [RLH TA 15-529](#)     Ratifying the Appealed Special Tax Assessment for Property at 767 MARYLAND AVENUE EAST (File No. J1603A, Assessment No. 168502).  
**Adopted**
- 73     [RLH VBR 15-105](#)     Appeal of Terrell Bellfield to a Vacant Building Registration Fee Warning Letter Requirement at 950 MCLEAN AVENUE.  
**Adopted**

- 74 [RLH FCO 15-338](#) Appeal of Chris Holbrook to a Fire Inspection Correction Notice at 680 MINNEHAHA AVENUE WEST.  
**Adopted**
- 75 [RLH RR 16-3](#) Staying enforcement for 180 days of City Council File RLH RR 14-7 ordering the rehabilitation or razing and the demolition of the structures at 1022 MINNEHAHA AVENUE WEST within 180 days after the September 17, 2014 City Council Public Hearing.  
**Adopted**
- 76 [RLH TA 15-554](#) Ratifying the Appealed Special Tax Assessment for Property at 1031 MINNEHAHA AVENUE EAST. (File No. VB1603, Assessment No. 168802; amended to File No. VB1603A, Assessment No. 168807)  
**Public hearing Continued to March 2**  
**Yea:** 5 - Councilmember Thao, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince  
**Nay:** 0  
**Absent:** 2 - Councilmember Bostrom and Councilmember Brendmoen
- 77 [RLH TA 15-557](#) Ratifying the Appealed Special Tax Assessment for Property at 1627 MINNEHAHA AVENUE EAST (File No. J1603E, Assessment No. 168302).  
**Adopted**
- 78 [RLH TA 15-517](#) Ratifying the Appealed Special Tax Assessment for Property at 1960 MINNEHAHA AVENUE EAST (File No. J1602E, Assessment No. 168301).  
**Adopted**
- 79 [RLH TA 15-569](#) Ratifying the Appealed Special Tax Assessment for Property at 1960 MINNEHAHA AVENUE EAST (File No. J1603E, Assessment No. 168302).  
**Adopted**
- 80 [RLH SAO 16-2](#) Appeal of Sergio & Mary Ann Quiroz to a Summary Abatement Order at 24 NELSON STREET.  
**Adopted**

- 81     [RLH RR 15-40](#)     Ordering the rehabilitation or razing and removal of the structures at 719 PAYNE AVENUE within fifteen (15) days after the November 4, 2015, City Council Public Hearing. (Amend to remove the structure within five (5) days)
- Referred to Legislative Hearing on March 8**
- Yea:** 5 - Councilmember Thao, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince
- Nay:** 0
- Absent:** 2 - Councilmember Bostrom and Councilmember Brendmoen
- 82     [RLH TA 15-565](#)     Deleting the Appealed Special Tax Assessment for Property at 1522 PORTLAND AVENUE (File No. J1603P, Assessment No. 168402).
- Adopted**
- 83     [RLH TA 15-549](#)     Ratifying the Appealed Special Tax Assessment for Property at 594 REANEY AVENUE (File No. J1603A, Assessment No. 168502).
- Adopted**
- 84     [RLH TA 15-508](#)     Deleting the Appealed Special Tax Assessment for Property at 1086 REANEY AVENUE (File No. J1602E, Assessment No. 168301).
- Adopted**
- 85     [RLH TA 15-558](#)     Ratifying the Appealed Special Tax Assessment for Property at 1634 REANEY AVENUE. (File No. J1603E, Assessment No. 168302; Amended to File No. J1603E2, Assessment No. 168307 and to delete the assessment)
- Public Hearing Continued to May 18**
- Yea:** 5 - Councilmember Thao, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince
- Nay:** 0
- Absent:** 2 - Councilmember Bostrom and Councilmember Brendmoen
- 86     [RLH TA 15-527](#)     Ratifying the Appealed Special Tax Assessment for Property at 1651 ROSS AVENUE (File No. J1603A, Assessment No. 168502).
- Adopted**
- 87     [RLH SAO 15-74](#)     Appeal of Eric Schroeder to a Summary Abatement Order at 386 SARATOGA STREET SOUTH.
- Adopted**

- 88     [RLH TA 15-514](#)     Ratifying the Appealed Special Tax Assessment for Property at 989 SELBY AVENUE (File No. CRT1602, Assessment No. 168201).  
**Adopted**
- 89     [RLH VO 16-3](#)     Appeal of John Prassas to a Revocation of Fire Certificate of Occupancy and Order to Vacate at 1572 SEVENTH STREET EAST.  
**Adopted**
- 90     [RLH TA 15-543](#)     Ratifying the Appealed Special Tax Assessment for Property at 1198 SHERBURNE AVENUE. (File No. J1603A, Assessment No. 168502; amended to File No. J1603A2, Assessment No. 168514, and amended to delete)  
*LH 2/16/16; City Council PH 3/2/16*  
**Referred back to Legislative Hearing on February 16**  
**Yea:** 5 - Councilmember Thao, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince  
**Nay:** 0  
**Absent:** 2 - Councilmember Bostrom and Councilmember Brendmoen
- 91     [RLH TA 15-518](#)     Deleting the Appealed Special Tax Assessment for Property at 657 SHORT STREET (File No. J1602E, Assessment No. 168301).  
**Adopted**
- 92     [RLH TA 15-586](#)     Ratifying the Appealed Special Tax Assessment for Property at 385 SIMS AVENUE (File No. J1603A, Assessment No. 168502).  
**Adopted**
- 93     [RLH TA 15-503](#)     Ratifying the Appealed Special Tax Assessment for Property at 506 SNELLING AVENUE NORTH (File No. CRT1602, Assessment No. 168201).  
**Adopted**
- 94     [RLH TA 15-509](#)     Deleting the Appealed Special Tax Assessment for Property at 556 SNELLING AVENUE NORTH (File No. J1602P, Assessment No. 168401).  
**Adopted**
- 95     [RLH TA 15-544](#)     Ratifying the Appealed Special Tax Assessment for Property at 697 STRYKER AVENUE (File No. J1603A, Assessment No. 168502).  
**Adopted**

- 96     [RLH TA 15-545](#)     Ratifying the Appealed Special Tax Assessment for Property at 324 SUPERIOR STREET (File No. J1603A, Assessment No. 168502).  
**Adopted**
- 97     [RLH TA 15-546](#)     Ratifying the Appealed Special Tax Assessment for Property at 1220 SYLVAN STREET (File No. J1603A, Assessment No. 168502).  
**Adopted**
- 98     [RLH TA 15-512](#)     Ratifying the Appealed Special Tax Assessment for Property at 905 THIRD STREET EAST (File No. VB1602, Assessment No. 168801).  
**Adopted as Amended (reduce assessment to a total of \$1,090)**  
**Yea:** 5 - Councilmember Thao, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince  
**Nay:** 0  
**Absent:** 2 - Councilmember Bostrom and Councilmember Brendmoen
- 99     [RLH VBR 15-104](#)     Appeal of David R. Busch, DRB #24 LLC, to a Vacant Building Registration Requirement at 435 THOMAS AVENUE.  
**Adopted**
- 100    [RLH TA 15-530](#)     Deleting the Appealed Special Tax Assessment for Property at 1178 THOMAS AVENUE (File No. J1603A, Assessment No. 168502).  
**Adopted**
- 101    [RLH TA 15-568](#)     Deleting the Appealed Special Tax Assessment for Property at 1511 THOMAS AVENUE (File No. J1603E, Assessment No. 168302).  
**Adopted**
- 102    [RLH TA 15-567](#)     Ratifying the Appealed Special Tax Assessment for Property at 1745 UNIVERSITY AVENUE WEST (File No. CRT1603, Assessment No. 168202).  
**Adopted**
- 103    [RLH RR 14-12](#)     Ordering the razing and removal of the structures at 391 VIEW STREET within fifteen (15) days after the July 23, 2014, City Council Public Hearing. (Public hearing continued from August 19)  
**Adopted**
- 104    [RLH TA 15-552](#)     Ratifying the Appealed Special Tax Assessment for Property at 310 WEBSTER STREET (File No. J1603A, Assessment No. 168502).  
**Adopted**



- 105**    [RLH TA 15-548](#)    Ratifying the Appealed Special Tax Assessment for Property at 750 WESTERN AVENUE NORTH (File No. VB1603, Assessment No. 168802).  
**Adopted as Amended (ratify assessment and spread payments over one year)**  
**Yea:** 5 - Councilmember Thao, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince  
**Nay:** 0  
**Absent:** 2 - Councilmember Bostrom and Councilmember Brendmoen
- 106**    [RLH TA 15-566](#)    Ratifying the Appealed Special Tax Assessment for Property at 936 WESTMINSTER STREET (File No. J1603E, Assessment No. 168302).  
**Adopted**
- 107**    [RLH TA 15-553](#)    Ratifying the Appealed Special Tax Assessment for Property at 418 WHEELLOCK PARKWAY WEST (File No. VB1603, Assessment No. 168802).  
**Adopted**
- 108**    [RLH VO 16-1](#)    Appeal of Mikelynn Mirtica to a Revocation of Fire Certificate of Occupancy and Order to Vacate at 2215 WILLIAM TELL ROAD.  
**Adopted**
- 109**    [RLH AR 15-79](#)    Ratifying Collection of Fire Certificate of Occupancy fees billed during May 11 to June 16, 2015. (File No. CRT1602, Assessment No. 168201)  
**Adopted**
- 110**    [RLH AR 15-80](#)    Ratifying Collection of Vacant Building Registration fees billed during February 2 to June 19, 2015. (File No. VB1602, Assessment No. 168801)  
**Adopted**
- 111**    [RLH AR 15-81](#)    Ratifying Excessive Use of Inspection or Abatement services billed during May 22 to June 19, 2015. (File No. J1602E, Assessment No. 168301)  
**Adopted**
- 112**    [RLH AR 15-82](#)    Ratifying Graffiti Removal services during July 9 to August 1, 2015. (File No. J1602P, Assessment No. 168401)  
**Adopted**

- 113 [RLH AR 15-83](#) Ratifying Boarding and/or Securing services from during July 2015.  
(File No. J1602B, Assessment No. 168101)  
**Adopted**
- 114 [RLH AR 15-84](#) Ratifying Property Clean Up services during August 4 to 31, 2015.  
(File No. J1603A, Assessment No. 168502)  
**Adopted as Amended (remove 1198 Sherburne Avenue and schedule for  
Legislative Hearing on February 16)**  
**Yea:** 5 - Councilmember Thao, Councilmember Tolbert, City Council President  
Stark, Councilmember Noecker and Councilmember Prince  
**Nay:** 0  
**Absent:** 2 - Councilmember Bostrom and Councilmember Brendmoen
- 115 [RLH AR 15-85](#) Ratifying Trash Hauling services during August 5 to 26, 2015. (File No.  
J1603G, Assessment No. 168702)  
**Adopted**
- 116 [RLH AR 15-86](#) Ratifying Collection of Vacant Building Registration Fees billed during  
February 23 to July 23, 2015. (File No. VB1603, Assessment No.  
168802)  
**Adopted**
- 117 [RLH AR 15-87](#) Ratifying Collection of Fire Certificate of Occupancy fees billed during  
June 17 to July 10, 2015. (File No. CRT1603, Assessment No.  
168202)  
**Adopted**
- 118 [RLH AR 15-88](#) Ratifying Excessive Inspection/Abatement services billed during June  
22 to July 22, 2015. (File No. J1603E, Assessment No. 168302)  
**Adopted**
- 119 [RLH AR 15-89](#) Ratifying Graffiti Removal services during August 3 to 30, 2015. (File  
No. J1603P, Assessment No. 168402)  
**Adopted**

**SUSPENSION ITEMS****ADJOURNMENT**

*Councilmember Noecker moved to adjourn at 6:52 p.m.  
5 in favor, none opposed  
The meeting is adjourned.*

**The meeting was adjourned at 6:52 p.m.**

**Yea:** 5 - Councilmember Thao, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince

**Nay:** 0

**Absent:** 2 - Councilmember Bostrom and Councilmember Brendmoen

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