



City of Saint Paul

City Hall and Court House
15 West Kellogg Boulevard
Phone: 651-266-8560

Minutes - Final City Council

Council President Kathy Lantry
Councilmember Dan Bostrom
Councilmember Melvin Carter III
Councilmember Pat Harris
Councilmember Lee Helgen
Councilmember Russ Stark
Councilmember Dave Thune

Wednesday, December 22, 2010

3:30 PM

Council Chambers - 3rd Floor

ROLL CALL

The meeting was called to order by Council President Lantry at 3:30 p.m.

- Present** 5 - Councilmember Dan Bostrom, Councilmember Pat Harris, Councilmember Lee Helgen, City Council President Kathy Lantry and Councilmember Dave Thune
- Absent** 2 - Councilmember Melvin Carter III and Councilmember Russ Stark

COMMUNICATIONS & RECEIVE/FILE

- 1 [CO 10-17](#) Letters from the Department of Safety and Inspections declaring 686 Bradley St, 472 Concord St, and 579 Lexington Parkway South as Nuisance Condition properties, and setting the date of December 17, 2010, for the nuisance conditions to be corrected or a Substantial Abatement process to demolish and remove the building(s) will be initiated.
Received and Filed
- 2 [AO 10-19](#) Authorizing the Saint Paul Fire Department to pay for all costs incurred to hold a EMS Academy alumni training event on December 10, 2010.
Received and Filed
- 3 [AO 10-20](#) Authorizing the Office of Financial Services to reallocate operational savings in their 2010 budget to to pay for a contractor to assist in preparing the 2010 Comprehensive Annual Financial Report (CAFR).
Received and Filed

CONSENT AGENDA

NOTE: ALL ITEMS LISTED UNDER THE CONSENT AGENDA WILL BE ENACTED BY ONE MOTION, WITH NO SEPARATE DISCUSSION. IF DISCUSSION ON AN ITEM IS DESIRED, THAT ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND CONSIDERED SEPARATELY.

Approval of the Consent Agenda

On behalf of Councilmember Carter, Councilmember Harris asked that Item 15 be laid over to January 5. He moved approval of the Consent Agenda as amended.

Consent Agenda Adopted

Yea: 5 - Councilmember Bostrom, Councilmember Harris, Councilmember Helgen, City Council President Lantry and Councilmember Thune

Nay: 0

Absent: 2 - Councilmember Carter III and Councilmember Stark

- 4 [RES 10-1603](#) Announcing the February 2, 2011 City Council public hearing regarding the I-94 rehabilitation project.

Sponsors: Stark

Adopted
- 5 [RES 10-1238](#) Approving assessment in the matter of the assessment of benefits, cost, and expenses for collection of vacant building fees (re-invoiced) September, 2010. File No. VB1102 and setting date of Legislative Hearing for January 04, 2011 and City Council public hearing for February 02, 2011.

Sponsors: Lantry

Adopted
- 6 [RES 10-1245](#) Approving assessment in the matter of the assessment of benefits, cost, and expenses for Re-assess (Parcel ID Correction) a Graffiti removal on private property at 227 Snelling Ave N on August 08, 2010, and setting date of Legislative Hearing for January 04, 2011 and City Council public hearing for February 02, 2011.

Sponsors: Lantry

Adopted
- 7 [RES 10-1252](#) Ratifying Vacant Building Demolition Assessments for work performed with CDBG funds in September 2010. (File No. J1103C, Assessment Number 118978)

Sponsors: Lantry

Adopted
- 8 [RES 10-1253](#) Approving assessment in the matter of the assessment of benefits, cost, and expenses for Excessive consumption of inspection services for property code violations billed during the time period of August 10 to September 10, 2010. File No. J1103E, and setting date of Legislative Hearing for January 02, 2011 and City Council public hearing for February 02, 2011.

Sponsors: Lantry

Adopted

- 9 [RES 10-1411](#) Approving assessment in the matter of the assessment of benefits, cost, and expenses for Collection of Certificate of Occupancy Fees (Re-Invoiced) October, 2010. File No. CRT1102, and setting date of Legislative Hearing for January 18, 2011 and City Council public hearing for February 02, 2011.

Sponsors: Lantry

Adopted

- 10 [RES 10-1412](#) Approving assessment in the matter of the assessment of benefits, cost, and expenses for Property Clean Up on Private Properties during the time period of September 30, to October 27, 2010. File No. J1107A, and setting date of Legislative Hearing for January 18, 2011 and City Council public hearing for February 02, 2011.

Sponsors: Lantry

Adopted

- 11 [RES 10-1414](#) Approving assessment in the matter of the assessment of benefits, cost, and expenses for Emergency Boarding and Securing, and/or Boarding of Vacant Buildings during the month of August, 2010. File No. J1103B, and setting date of Legislative Hearing for January 18, 2011 and City Council public hearing for February 02, 2011.

Sponsors: Lantry

Adopted

- 12 [RES 10-1416](#) Approving assessment in the matter of the assessment of benefits, cost, and expenses for Removal of Diseased and/or Dangerous Trees on Private Properties October, 2010. File No. 1103T, and setting date of Legislative Hearing for January 18, 2011 and City Council public hearing for February 02, 2011.

Sponsors: Lantry

Adopted

- 13 [RES 10-1553](#) Approving assessment in the matter of the assessment of benefits, cost, and expenses for Public Works program for the Repair of Sanitary Connection on Private Property requested by the Property Owners during the time periods of August to October, 2010 (File No. SWRP1101) and setting date of City Council Public Hearing for February 02, 2011.

Sponsors: Lantry

Adopted

- 14 [RES 10-1552](#) Approving assessment in the matter of the assessment of benefits, cost, and expenses for Replacement of Lead Water Service Lines as requested by the Property Owners during the time period of August to October, 2010 (File No. 1101LDSRP) and setting date of City Council Public Hearing for February 02, 2011.

Sponsors: Lantry

Adopted

- 15 [RES 10-1526](#) Approving adverse action against all licenses held by Saigon, Inc. d/b/a Saigon located at 704 University Avenue West in Saint Paul.
- Sponsors: Carter III
- Laid over to January 5, 2011**
- Yea:** 5 - Councilmember Bostrom, Councilmember Harris, Councilmember Helgen, City Council President Lantry and Councilmember Thune
- Nay:** 0
- Absent:** 2 - Councilmember Carter III and Councilmember Stark
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- 16 [RES 10-1555](#) Approving the application with conditions, per the Deputy Legislative Hearing Officer, for Recycling (glass) Processing Center license, for Strategic Materials Inc. (I.D. #20122223436), d/b/a Strategic Materials, at 195 Minnehaha Avenue East.
- Sponsors: Carter III
- Adopted**
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- 17 [RES 10-1556](#) Approving the existing license for a modified condition, per the Deputy Legislative Hearing Officer, for an establishment having a Gas Station, Retail Food (C), - Grocery 1001-3000 sq. ft., Malt Off Sale and Cigarette/Tobacco licenses, for New James Inc. (ID #20080004386), d/b/a Marshall Stop at 2057 Marshall Avenue.
- Sponsors: Stark
- Adopted**
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- 18 [RES 10-1586](#) Authorizing the Department of Public Works to enter into an agreement with Ramsey County for the Maryland and Rice intersection to allow for construction of this project by both entities as one project.
- Sponsors: Helgen
- Adopted**
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- 19 [RES 10-1276](#) Authorizing the Department of Parks and Recreation to enter into a grant agreement with and provide indemnification for the State of Minnesota to accept a \$218,000 LCCRM grant for the Como Woodland Outdoor Classroom on behalf of the City.
- Sponsors: Helgen and Stark
- Adopted**
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- 20 [RES 10-1589](#) Authorizing the Department of Parks and Recreation to expend an amount not to exceed \$15,000 for the purpose of providing refreshments, marketing materials and other incentives for various activities, programs and events throughout 2011.
- Sponsors: Lantry
- Adopted**

- 21 [RES 10-1601](#) Authorizing the Police Department to enter into an amendment to the city contract with Independent School District #625 to extend the School Resource Officer overtime shift by one hour each day during the perior of September 7, 2010 through June 30, 2011.
- Sponsors:** Lantry
- Adopted**
- 22 [RES 10-1598](#) Authorizing the Police Department to provide a stipend in the amount of \$1700.00, paid over a period of four quarters for the services of the Saint Paul Police Band Secretary that fall outside of the police department's duties and responsibilities.
- Sponsors:** Lantry
- Adopted**
- 23 [RES 10-1592](#) Approving the appointment of the firm of Greene Espel P.L.L.P. as special counsel representing the City of Saint Paul in the matter of Clear Channel Outdoor, Inc. v. City of Saint Paul.
- Sponsors:** Lantry
- Adopted**
- 24 [RES 10-1593](#) Approving the appointment, made by Mayor Coleman, of Karylyn Eckman and reappointment of Matt Hass to the Mississippi Watershed Management Organization.
- Sponsors:** Lantry
- Adopted**
- 25 [RES 10-1594](#) Approving the appointments, made by Mayor Coleman, of Tom McCarthy and Tess Ketelsen, and the reappointments of Butch Howard, Paul Nelson, David McKenzie and Amy Filice to serve on the Workforce Investment Board.
- Sponsors:** Helgen
- Adopted**
- 26 [RES 10-1620](#) Approving the appointments, made by Mayor Coleman, of Catherine Tuione, Shari Gray, Artrinyse Jackson, Deborah Padgett, Amy Long, and Leah Lindstrom, and the reappointments of Nancy Homans, Patrick Wood, Becky Hicks and Rosemarie Reger-Rumsey to the Homeless Advisory Council.
- Sponsors:** Lantry
- Adopted**
- 27 [RES 10-1621](#) Approving the appointments, made by Mayor Coleman, of Avinash Viswanathan and Darren Tobolt, and the reappointments of Jacob Dorer, Diane Gerth, Michael Steward, Becca Hine, Debra Jessen , Mark Miazga, David Pinto, Gene Olson and Gary Unger to the Long Range Capital Improvement Budge Committee.
- Sponsors:** Lantry
- Adopted**

- 28 [RES 10-1632](#) Approving the appointments, made by Mayor Coleman of Kathleen Lindblad, John Reich, Nick Miller, Deborah Heath, Jon Schumacher, Peter Moore, and Tara Garman Erickson to the Neighborhood STAR Board as well as reappointing Randy Asumna, Triesta Brown, Mary Donnelly, Marjorie Ebensteiner, Rachel Gillespie, and Anne Tiller to the Neighborhood STAR Board.

Sponsors: Lantry

Adopted

- 29 [RES 10-1622](#) Approving the appointments, made by Mayor Coleman, of Julie Perrus, Christopher Ochs, Elizabeth (Betsy) Reveal and Trevor Oliver and the reappointments of Tony Schertler, Bob Spaulding, Daniel Ward, Barb Wencl, David Wickiser, and Marilyn Porter to the Planning Commission.

Sponsors: Lantry

Adopted

FOR DISCUSSION

- 30 [RES 10-1485](#) Authorizing the City Attorney to retain the law firm of Miller and Van Eaton to represent the City in matters of cable television franchising, telecommunications and other specialized areas as necessary.

Sponsors: Lantry

Council President Lantry said she was going to withdraw the item and ask that the Office of Technology put out a request for bids. Councilmember Harris said he supported that. Councilmember Helgen said factors other than cost were important, and the City should work toward getting the best talent possible. Council President Lantry said it was a complicated issue and a list of criteria would be developed by the Office of Technology. She said she had spoken with the City Attorney's Office to confirm that the contract would not just be awarded to the lowest bidder.

Withdrawn

- 31 [ALH 10-355](#) Appeal of Rick T. Wilson to a Summary Abatement Order at 2234 STILLWATER AVENUE.

Sponsors: Lantry

Laid over to January 5, 2011

Yea: 5 - Councilmember Bostrom, Councilmember Harris, Councilmember Helgen, City Council President Lantry and Councilmember Thune

Nay: 0

Absent: 2 - Councilmember Carter III and Councilmember Stark

ORDINANCES

An ordinance is a city law enacted by the City Council. It is read at four separate council meetings and becomes effective after passage by the Council and 30 days after publication in the Saint Paul Legal Ledger. Public hearings on ordinances are held at the third reading.

Second Reading

- 32 [Ord 10-59](#) An ordinance amending Appendix G. Energy Park Utility Company Franchise - Port Authority of the Saint Paul Legislative Code pertaining to the Energy Park Utility Company (EPUC) franchise agreement.

Sponsors: Stark

Laid over to January 5, 2011 for third reading/public hearing

- 33 [Ord 10-60](#) An Ordinance creating election rules for municipal elections under ranked voting.

Sponsors: Stark

Councilmember Thune said it wasn't clear in the ordinance that every ranking of every voter was to be counted, and it appeared that the elections office could choose not to count any more than three. He said he wanted it to be very clear that that would be determined by the Council and not the elections office. Council President Lantry noted that a policy session was already scheduled with the City Attorney's Office and county elections officials.

Laid over to January 5, 2011 for third reading/public hearing

Council President Lantry wished everyone happy holidays. Councilmember Harris wished happy holidays to the Council members and others in the community, and asked that everyone be mindful of those less fortunate.

ADJOURNMENT

The meeting was adjourned at 3:40 p.m.

Adjourned

Yea: 5 - Councilmember Bostrom, Councilmember Harris, Councilmember Helgen, City Council President Lantry and Councilmember Thune

Nay: 0

Absent: 2 - Councilmember Carter III and Councilmember Stark

Council Meeting Information**Web**

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Cable

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