



City of Saint Paul

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

Meeting Agenda 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, May 4, 2011

3:30 PM

Council Chambers - 3rd Floor

Public Hearings at 5:30 p.m.

ROLL CALL

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.

- 1 [RES 11-823](#) Appointing Edward Dion to the Police Civilian Review Commission and Reappointing the current members Angela Burkhalter, Katherine Mary Cole, Robert McClain, Scott Swanson, and Lynn Wild to the Police Civilian Review Commission.
Sponsors: Lantry

- 2 [RES 11-827](#) Accepting a \$1,000 grant from the Readers Digest "We Hear You America" Contest.
Sponsors: Lantry

- 3 [RES 11-168](#) Authorizing the Department of Parks and Recreation to receive funding from a STAR Grant to financially support the Dunning Garage and Concession project at the Toni Stone Baseball Field in the Dunning Athletic Campus.
Sponsors: Carter III
Attachments: [Dunning Consession Stand.xls](#)

- 4 [RES 11-777](#) Authorizing the Department of Parks and Recreation to apply for and, if awarded, accept a grant from the Viking's Children Fund in the amount of \$25,000 to support and expand the 2011 summer meals programs for recreation centers and roaming recreation sites.
Sponsors: Lantry

- 5 [RES 11-819](#) Authorizing the Department of Parks and Recreation to apply for and, if awarded, accept a grant in the amount of up to \$1400 offered by the Capital Region Watershed District for a Rain Barrel Building Workshop.
- Sponsors:** Lantry
- 6 [RES 11-849](#) Authorizing the Fire Department to pay for all costs to host teacher training workshops for the Risk Watch injury prevention curriculum.
- Sponsors:** Lantry
- Attachments:** [Risk Watch workshop expenses.pdf](#)
- 7 [RES 11-850](#) Authorizing the Fire Department to pay stipend costs for teachers attending a training workshop on the Risk Watch injury prevention curriculum.
- Sponsors:** Lantry
- Attachments:** [Risk Watch teacher stipends.pdf](#)
- 8 [RES 11-810](#) Approving adverse action against the Massage Practitioner and Massage Practitioner-Additional Location licenses held by Stephen R. Parker d/b/a Stephen R. Parker located at 150 Cesar Chavez Street.
- Sponsors:** Thune
- Attachments:** [Notice of Intent to Suspend Licenses.pdf](#)
[SPLC Section 310.05 \(m\).pdf](#)
- 9 [RES 11-806](#) Approving adverse action against the Massage Practitioner license held by Christine J. Pitz d/b/a Christine J. Pitz for the premises located at 1600 University Avenue, Ste. 306.
- Sponsors:** Stark
- Attachments:** [Notice of Intent to Suspend License.pdf](#)
[SPLC Section 310.05 \(m\).pdf](#)
- 10 [RES 11-809](#) Approving adverse action against the Cigarette/Tobacco license held by AM PM Gas d/b/a Marathon Market located at 719 Payne Avenue.
- Sponsors:** Bostrom
- Attachments:** [Notice of Violation.pdf](#)
[Minn.Stat.Section 609.685.pdf](#)
[SPLC Section 324.07.pdf](#)
[SPLC Section 324.11.pdf](#)
- 11 [RES 11-805](#) Approving adverse action against the Tree Trimmer & 1 Vehicle, and Tree Trimmer - Each Add'l Vehicle licenses held by A Tree Service and Landscape, Inc. d/b/a A Tree Service and Landscape, Inc. for the City of Saint Paul.
- Sponsors:** Lantry
- Attachments:** [Notice of Intent to Suspend Licenses.pdf](#)
[SPLC Section 310.05 \(m\).pdf](#)

- 12 [RES 11-807](#) Approving adverse action against the Food Vending Machine and Food Vending Machine Operator license applications submitted by The Vending Doctor, Inc. d/b/a Hospitality Vending for the City of Saint Paul.
Sponsors: Lantry
Attachments: [Notice of Intent to Deny Licenses.pdf](#)
- 13 [RES 11-808](#) Approving adverse action against the Food Vehicle license held by Lunchtime d/b/a Lunchtime for the City of Saint Paul.
Sponsors: Lantry
Attachments: [Notice of Intent to Suspend License.pdf](#)
 [SPLC Section 310.05 \(m\).pdf](#)
- 14 [RES 11-824](#) Memorializing City Council action taken April 20, 2011 imposing adverse licensing action against Icon Recovery Corp. d/b/a Icon Auto Corp., and Icon Recovery Corp. d/b/a Icon Recovery Corp.
Sponsors: Stark

FOR DISCUSSION

No discussion items

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.

First Reading

- 15 [Ord 11-32](#) Amending Chapter 64 of the Zoning Code pertaining to signs.
Sponsors: Thune
Attachments: [Attachment ASigns.pdf](#)
 [Planning Commission resolution 3-4-11.pdf](#)
 [Neighborhood Committee Recommendation 2252011.pdf](#)
- 16 [Ord 11-46](#) Amending Legislative Code Chapter 74 by enacting a new section designating the Jacob Schmidt Brewing Company Historic District as a Saint Paul Heritage Preservation Site.
Sponsors: Thune
- 17 [Ord 11-48](#) Amending Chapter 38 of the Administrative Code by deleting Sec. 38.07(b) in its entirety for the purpose of allowing the City the option to negotiate when severance payments are made to employees who are represented by bargaining units and are due severance upon separation from the City.
Sponsors: Lantry

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

- 18 **Ord 11-40** Amending Charter Section § 7.10 regarding the Canvass of Election Returns.
- Sponsors:** Lantry
- Attachments:** [Letter from Charter Commission to City Clerk](#)
 [Public Hearing Notice](#)
 [ord 11-40 word version.doc](#)
- 19 **RES 11-790** Approving the application of Metropolitan Council for a sound level variance in order to allow Central Corridor Light Rail construction between 7:00 a.m. and 10:00 p.m. from May 5, 2011 to December 31, 2011 along University Avenue and abutting side street intersections from Emerald Street to Syndicate Street.
- Sponsors:** Carter III and Stark
- Attachments:** [Sound Level Variance MetCouncil LtRail Application.pdf](#)
 [MetCouncil LtRail ENS Notice.pdf](#)
 [Applicant MetCouncil LtRail SLV Notification Letter.pdf](#)
 [District Councils 11, 12, 13 MetCouncil LtRail Notification Letter.pdf](#)
 [Property Notification Maps MetCouncil LtRail.pdf](#)
 [Property Owners List MetCouncil LtRail All Addresses.pdf](#)
 [Property Owners MetCouncil LtRail Notification Letter Example.pdf](#)
- 20 **RES 11-838** Approving the application of the Minnesota Children's Museum for a sound level variance in order to present amplified speakers, videos, and band music from 6:00 p.m. until 10:30 p.m. on June 25, 2011 in a tent at 10 Seventh Street West.
- Sponsors:** Thune
- Attachments:** [SLV Minnesota Childrens Museum Application.pdf](#)
 [Minnesota Children's Museum SLV ENS Notice.pdf](#)
 [Applicant Minnesota Children's Museum SLV Notification Letter.pdf](#)
 [District Council 17 Minnesota Children's Museum Notification Letter.pdf](#)
 [Property Notification Minnesota Children's Museum Map.pdf](#)
 [Property Owners Minnesota Children's Museum List.pdf](#)
 [Property Owners Minnesota Children's Museum Notification Letter Example.pdf](#)
- 21 **RES 11-742** Approving the use of assessment financing in accordance with City policy for installation of a fire protection system requested by August Ventures - Lowertown, LLC for 178 East 9th Street (File No. FP2010-05 Assmt. No. 115139).
- Sponsors:** Thune
- Attachments:** [Financial Analysis RES 11-742](#)

- 22 [RES 11-516](#) Ratifying assessment for installation of a fire protection system at 178 East 9th Street as requested by the property owners, August Ventures - Lowertown, LLC (File No. FP2010-05 Assessment No. 115139).
Sponsors: Thune
Attachments: [Assessment Roll FP2010-05](#)
- 23 [RES 11-514](#) Ratifying assessments for Replacement of Lead Water Service Line on private property in August 2010 at 1756 WELLESLEY AVENUE (File No. 1101LDSRP1, Asmt. No. 114932).
Sponsors: Lantry
Attachments: [Assessment Roll](#)
- 24 [RES 11-603](#) Final Order approving construction of a sidewalk improvement along the north side of St. Anthony Avenue from Syndicate to Griggs.
Sponsors: Carter III
Attachments: [Assess Roll 03152011.pdf](#)
- 25 [RES 11-604](#) Final Order approving construction of a sidewalk improvement along the south side of Energy Park Drive from Raymond Avenue to Highway 280.
Sponsors: Stark
Attachments: [Assess Roll 03142011.pdf](#)

LEGISLATIVE PUBLIC HEARING 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.

- 26 [RLH VO 11-8](#) Appeal of James Swartwood to a Condemnation and Order to Vacate 697 WESTERN AVENUE NORTH.
Sponsors: Carter III
Attachments: [697 Western.appeal.4-21-11.pdf](#)
 [697 Western Ave N.Swartwood Ltr 4-26-11.doc](#)
- 27 [RLH SAO 11-6](#) Appeal of Emily Scholl to a Summary Abatement Order at 719 CHARLES AVENUE.
Sponsors: Carter III
Attachments: [719 Charles.appeal.4-8-11.pdf](#)
 [719 Charles Ave.Photo.4-13-11.pdf](#)
 [Minutes 719 Charles 4-19-11.pdf](#)

- 28 [RLH FCO](#)
[11-15](#) Appeal of Jorge A. Leon to a Fire Inspection Correction Notice at 1399 EDGCUMBE ROAD.

 Sponsors: Harris
 Attachments: [1399 Edgcumbe.appeal.3-30-11.pdf](#)
 [1399 Edgecumbe Rd.Leon Ltr 4-12-11.doc](#)
- 29 [RLH SAO](#)
[11-7](#) Appeal of John Price to a Summary Abatement Order at 1265 JULIET AVENUE.

 Sponsors: Harris
 Attachments: [1265 Juliet.appeal.4-7-11.pdf](#)
 [1265 Juliet Ave.Photos.4-11-11.pdf](#)
- 30 [RLH FCO](#)
[11-24](#) Appeal of Jason Oberhamer, Cities Home Rentals, to a Fire Inspection Correction Notice at 793 COOK AVENUE EAST.

 Sponsors: Bostrom
 Attachments: [793 Cook.appeal.2-24-11.pdf](#)
 [793 Cook Ave E.Oberhauer Ltr 3-15-11.doc](#)
 [793 Cook Ave-Documents 3-30-11.pdf](#)
- 31 [RLH FCO](#)
[11-29](#) Appeal of Joseph Ward to a Re-Inspection Fire Certificate of Occupancy With Deficiencies at 1627 DARLENE STREET.

 Sponsors: Bostrom
 Attachments: [1627 Darlene.appeal.3-28-11.pdf](#)
 [1627 Darlene St.Ward Ltr 4-5-11.doc](#)
- 32 [ALH 11-467](#) Appeal of David Boyd to a Fire Inspection Correction Notice at 1655 CRAIG PLACE.

 Sponsors: Bostrom
 Attachments: [1655 Craig Place.appeal.4-4-11.pdf](#)
 [1655 Craig Pl.Boyd Ltr 4-19-11.doc](#)
 [1655 Craig Pl.Correct Order 3-24-11.pdf](#)
 [1655 Craig Pl.Boyd Ltr 4-26-11.doc](#)
- 33 [RLH FCO](#)
[11-26](#) Appeal of James Swartwood to a Re-Inspection Fire Certificate of Occupancy With Deficiencies at 726 FOURTH STREET EAST.

 Sponsors: Lantry
 Attachments: [726 4th.appeal.3-21-11.pdf](#)
 [726 Fourth St E.Swartwood Ltr 4-5-11.doc](#)

- 34 [RLH SAO 11-10](#) Appeal of Christian Huseby to a Vehicle Abatement Order at 136 BATES AVENUE.
- Sponsors:** Lantry
- Attachments:** [136 Bates.appeal.3-30-11.pdf](#)
 [136 Bates Ave.Huseby Ltr 4-5-11.doc](#)
- 35 [RLH CO 11-1](#) Appeal of Thai Lee to a Correction Notice-Complaint Inspection at 930 MINNEHAHA AVENUE EAST.
- Sponsors:** Lantry
- Attachments:** [930 Minnehaha.appeal.3-29-11.pdf](#)
 [930 Minnehaha-Correction Notice.pdf](#)
- 36 [RLH FOW 11-19](#) Appeal of Travis and Lisa Jensen to a Fire Inspection Correction Notice at 851 ALGONQUIN AVENUE.
- Sponsors:** Lantry
- Attachments:** [851 Algonquin.appeal.3-17-11.pdf](#)
 [851 Algonquin Ave.Jensen Ltr 4-5-11.doc](#)
- 37 [RLH FCO 11-25](#) Appeal of Kaye Prokosch to a Fire Inspection Correction Notice at 2061 MANITOU AVENUE.
- Sponsors:** Lantry
- Attachments:** [2061 Manitou.appeal.3-17-11.pdf](#)
 [2061 Manitou Ave.Prokosch Ltr 4-5-11.doc](#)
- 38 [RLH AR 11-8](#) Ratifying assessments for Collection of Vacant Building Fees in October 2010 at 336 FULLER AVENUE (File No. VB1103A, Asmt. No. 118047). (Laid over from 02/16/2011)
- Sponsors:** Carter III
- Attachments:** [Assessment Roll](#)
 [336 Fuller Ave.VB1103.pdf](#)
 [336 Fuller Ave.Appeal of VB Status.10-5-10.pdf](#)
- 39 [RLH AR 11-13](#) Deleting the assessment for Graffiti Removal on Private Properties from November 03 to November 24, 2010 at 1065 OTTO AVENUE (RE Project # J1108P and Assessment #118014).
- Sponsors:** Harris
- Attachments:** [1065 Otto Ave.Roll.pdf](#)

- 40 [RLH AR
11-20](#) Ratifying assessments for Towing of Abandoned Vehicles from August to December 2010 (File No. J1102V, Asmt No. 118044).

 Sponsors: Lantry

 Attachments: [Assessment Roll](#)
 [1461 Westminster St.J1102V.pdf](#)
- 41 [RLH AR
11-10](#) Ratifying Assessments for Excessive Consumption of Inspection Services from December 16, 2010 to January 14, 2011 (File No. J1106E, Asmt No. 118051).

 Sponsors: Lantry

 Attachments: [Assessment Roll](#)
 [521 Michigan St.J1106E.pdf](#)
 [668 4th St E.J1106E.pdf](#)
 [973 Bradley St.J1106E.pdf](#)
 [1204 7th St E.J1106E.pdf](#)
 [852 Jenks Ave.Staff Report.J1106E.pdf](#)
- 42 [RLH AR 11-9](#) Ratifying assessments for Boarding and Securing services in November 2010 (File No. J1105B, Asmt No. 118045).

 Sponsors: Lantry

 Attachments: [Assessment Roll](#)
 [185 Maryland Ave W.J1105B.pdf](#)
 [521 Michigan St.J1105B.pdf](#)
 [1176 Dale St N.J1105B.pdf](#)
 [1862 Roblyn Ave.J1105B.pdf](#)
- 43 [RLH AR
11-12](#) Ratifying assessments for Removal of Diseased and/or Dangerous Trees on Private Properties in January 2011 (File No. 1106T, Asmt No. 119096).

 Sponsors: Lantry

 Attachments: [Assessment Roll](#)
 [50 Fillmore St.1106T.pdf](#)
 [382 Curtice St E.1106T.pdf](#)
 [883 Fuller Ave.1106T.pdf](#)
 [1362 Marion St.1106T.pdf](#)
 [579 Bidwell St.Staff Report.1106T.pdf](#)
 [127 Front Ave.Staff Report.1106T.pdf](#)

LEGISLATIVE HEARING ITEMS REQUIRING DISCUSSION

SUSPENSION ITEMS

ADJOURNMENT

Council Meeting Information**Web**

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Cable

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