



City of Saint Paul

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

Meeting Minutes - Action Only

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

Wednesday, March 15, 2017

3:30 PM

Council Chambers - 3rd Floor

Budget Amendment Public Hearings at 3:30 p.m. Public Hearings at 5:30 p.m.

ROLL CALL

Present 7 - Councilmember Dan Bostrom, Councilmember Amy Brendmoen, Councilmember Dai Thao, Councilmember Chris Tolbert, City Council President Russ Stark, Councilmember Rebecca Noecker and Councilmember Jane L. Prince

COMMUNICATIONS & RECEIVE/FILE

- 1 [CO 17-16](#) Letter from the Department of Safety and Inspections declaring 855 Lexington Parkway South a nuisance property. (For notification purposes only; public hearings will be scheduled at a later date if necessary.)

Sponsors: Tolbert

Received and Filed

- 2 [CO 17-17](#) Letters from the Department of Safety and Inspections declaring 895 Desoto Street, 544 Minnehaha Avenue West, and 666 Minnehaha Avenue West as nuisance properties. (For notification purposes only; public hearings will be scheduled at a later date if necessary.)

Sponsors: Brendmoen and Thao

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: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince

Nay: 0

- 3** [RES 17-342](#) Approving the City's cost of providing Collection of Fire Certificate of Occupancy Fees billed during November 7 to December 20, 2016, and setting date of Legislative Hearing for April 18, 2017 and City Council public hearing for June 7, 2017 to consider and levy the assessments against individual properties. (File No. CRT1708, Assessment No. 178207)

Sponsors: Stark

Adopted

- 4** [RES 17-343](#) Approving the City's cost of providing Demolition service from December 2016 at 575 McKnight Road South, and setting date of Legislative Hearing for April 18, 2017 and City Council public hearing for June 7, 2017 to consider and levy the assessments. (File No. J1703C, Assessment No. 172002)

Sponsors: Stark

Adopted

- 5** [RES 17-344](#) Approving the City's cost of providing Demolition services from October to November 2016, and setting date of Legislative Hearing for April 18, 2017 and City Council public hearing for June 7, 2017 to consider and levy the assessments against individual properties. (File No. J1704C, Assessment No. 172003)

Sponsors: Stark

Adopted

- 6 [RES 17-345](#) Approving the City's cost of providing Graffiti Removal services during January 17 to February 3, 2017, and setting date of Legislative Hearing for April 18, 2017 and City Council public hearing for June 7, 2017 to consider and levy the assessments against individual properties. (File No. J1707P, Assessment No. 178406)
- Sponsors: Stark
- Adopted**
- 7 [RES 17-348](#) Approving assessment costs and setting date of City Council public hearing to ratify the assessment for an upgrade in size to a water service connection serving 526 Selby Avenue. (File No. 19191WC, Assessment No. 166100)
- Sponsors: Thao
- Adopted**
- 8 [RES 17-385](#) Preliminary Order setting the date of City Council public hearing for April 19, 2017 to consider approval of improvements on Como Avenue from Raymond Avenue to Commonwealth Avenue. (File No. 19202, Assessment No. 175206)
- Sponsors: Stark
- Adopted**
- 9 [RES 17-376](#) Preliminary Order setting the date of City Council public hearing for April 19, 2017 to consider approval to install lantern style LED lighting on 6th Street from Arcade to Johnson Parkway. (Project No. 19228, Assessment No. 175105)
- Sponsors: Prince
- Adopted**
- 10 [RES 17-387](#) Preliminary Order setting the date of City Council public hearing for April 19, 2017 to consider approval of improvements on Battle Creek Road from Upper Afton Road to Park Ridge Court. (File No. 19201, Assessment No. 175207)
- Sponsors: Prince
- Adopted**

- 11 [RES 17-399](#) Authorizing the Department of Parks and Recreation to apply for a Department of Natural Resources Outdoor Recreation grant in the amount of \$105,000 for the Willow Reserve project, and if approved, accept the grant, and enter into agreements with the MN DNR as are necessary to accept the funding, which may include an indemnification clause.

Sponsors: Brendmoen

Adopted

- 12 [RES 17-419](#) Authorizing the Department of Parks and Recreation, Como Park Zoo and Conservatory, to accept an invitation from Bartlett Tree Research Laboratories and Arboretum to receive paid flights, hotel , transportation, and food costs for two participants to attend Commercial Client Days in Charlotte, North Carolina.

Sponsors: Stark

Adopted

- 13 [RES 17-423](#) Approving adverse action against the Auto Repair Garage and Second Hand Dealer - Motor Vehicle licenses held by AAA Enterprises, Inc., d/b/a Affordable Tire at 1118 Seventh Street East.

Sponsors: Bostrom

Adopted

- 14 [RLH OA 17-3](#) Making recommendation to Ramsey County on the application of Amos Graves for repurchase of tax forfeited property at 1221 BRADLEY STREET.

Sponsors: Brendmoen

Adopted

- 15 [RLH OA 17-5](#) Making recommendation to Ramsey County on the application of Mary Kay Stokvis for repurchase of tax forfeited property at 1352 CASE AVENUE.

Sponsors: Bostrom

Adopted

- 16 [RLH OA 17-6](#) Making recommendation to Ramsey County on the application of Gregory and Megan Gordon Sutton for repurchase of tax forfeited property at 785 COOK AVENUE EAST.

Sponsors: Bostrom

Adopted

FOR DISCUSSION

No 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

- 17 [Ord 17-8](#) Amending Chapter 62 of the Administrative Code to allow charging of fees for street maintenance service charges.

Sponsors: Stark

Laid Over to March 22, 2017 for Second Reading

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

- 18 [RES PH 17-83](#) Approving and authorizing acceptance of the Metropolitan Council Local Housing Incentives Account Grants, and amending the 2017 Budget.

Sponsors: Thao and Brendmoen

Adopted

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince

Nay: 0

- 19 [RES PH 17-80](#) Amending the financing and spending plans in the Department of Parks and Recreation in the amount of \$485,406 to reflect additional 2017 funding expected from Como Friends.

Sponsors: Stark

Adopted

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince

Nay: 0

- 20 [RES PH 17-74](#) Amending the financing and spending plans in the Police Department in the amount of \$124,920 for the Ramsey County Violent Crime Enforcement Team 2017.

Sponsors: Stark

Adopted

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince

Nay: 0

- 21 [RES PH 17-75](#) Authorizing Police Department to accept a grant in the amount of \$225,000 from the Otto Bremer Trust, sponsored by the Saint Paul Police Foundation, and amend the 2017 budget for these funds.

Sponsors: Stark

Adopted

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince

Nay: 0

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

Thao excused; Prince arrived during Item 23

Present 5 - Councilmember Dan Bostrom, Councilmember Amy Brendmoen, Councilmember Chris Tolbert, City Council President Russ Stark and Councilmember Rebecca Noecker

Absent 2 - Councilmember Dai Thao and Councilmember Jane L. Prince

- 22 [Ord 17-4](#) Repealing Chapter 50 of the Saint Paul Legislative Code pertaining to Individual Sewage Treatment Systems in its entirety and replacing it with new Chapter 50 language pertaining to Subsurface Sewage Treatment Systems. (To be withdrawn.)

Sponsors: Bostrom and Prince

Withdrawn

- 23** [Ord 17-5](#) Amending Chapter 376 of the Legislative Code pertaining to taxicab service company license applicant qualifications.
- Sponsors: Noecker
- Laid Over to March 22, 2017 for final adoption**
- Yea:** 6 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince
- Nay:** 0
- Absent:** 1 - Councilmember Thao
-
- 24** [Ord 17-6](#) Amending Chapter 412 of the Legislative Code pertaining to Massage and Bodywork Centers.
- Sponsors: Tolbert
- Laid Over to March 22, 2017 for final adoption**
- Yea:** 6 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince
- Nay:** 0
- Absent:** 1 - Councilmember Thao
-
- 25** [Ord 17-7](#) Amending Chapter 414 of the Legislative Code pertaining to Massage and Bodywork Practitioners.
- Sponsors: Tolbert
- Laid Over to March 22, 2017 for final adoption**
- Yea:** 6 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince
- Nay:** 0
- Absent:** 1 - Councilmember Thao
-
- 26** [RES PH 17-84](#) Amending the Financing and Spending Plans for the 2017 Right-of-Way Maintenance Program to reflect changes to spending from budgets that were placed into contingency as part of the 2017 Budget. (Public hearing held March 15)
- Sponsors: Stark
- Public hearing held and closed; laid over to March 22, 2017**
- Yea:** 6 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince

Nay: 0

Absent: 1 - Councilmember Thao

- 27** [RES PH 17-71](#) Approving the application of Bennett's Restaurant Co. LLC for a sound level variance in order to present amplified music in an enclosed tent on Friday, March 17, 2017 and Saturday, March 18, 2017 at 1305 7th Street West.

Sponsors: Noecker

Adopted

Yea: 6 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince

Nay: 0

Absent: 1 - Councilmember Thao

- 28** [RES PH 17-79](#) Approving the application of Bad Weather Brewing Company for a sound level variance in order to present amplified music on April 21, 22, and 23, 2017 during the Bad Weather Anniversary Party in the parking lot at 414 7th Street West.

Sponsors: Noecker

Adopted

Yea: 6 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince

Nay: 0

Absent: 1 - Councilmember Thao

- 29** [RES PH 17-76](#) Approving the application of Macalester College Program Board for a sound level variance in order to present amplified music on Saturday, April 15, 2017 during Springfest at 1600 Grand Avenue.

Sponsors: Tolbert

Adopted

Yea: 6 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince

Nay: 0

Absent: 1 - Councilmember Thao

- 30** [RES PH 17-62](#) Approving the application of Pro-Life Action Ministries for a sound level variance for a Friday, April 14, 2017 Good Friday Event on Charles Avenue between Vandalia and Pillsbury Streets.
- Sponsors:** Stark
- Adopted**
- Yea:** 6 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince
- Nay:** 0
- Absent:** 1 - Councilmember Thao
-
- 31** [ABZA 17-3](#) Public hearing to consider the appeal of McKenna Skrypek to a decision of the Board of Zoning Appeals (BZA) denying a variance of the minimum floor area ratio (FAR) in order to construct a new commercial building with three business spaces in the T2 Traditional Neighborhood zoning district at 373 Ruth Street North. (Public hearing continued from February 1, February 15, March 1, and March 15)
- Sponsors:** Prince
- Public hearing continued to March 22, 2017 at 3:30 p.m.**
- Yea:** 6 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince
- Nay:** 0
- Absent:** 1 - Councilmember Thao
-
- 32** [RES PH 17-47](#) Final Order to consider approving the reconstruction of the I35E Trail between St. Clair Avenue and Grand Avenue. (File No. 19226, Assessment No. 175209)
- Sponsors:** Noecker
- Adopted**
- Yea:** 6 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince
- Nay:** 0
- Absent:** 1 - Councilmember Thao

- 33** [RES PH 17-34](#) Ratifying the assessments for Replacement of Lead Water Service Line on Private Property during October to December 2016. (File No. 1702LDSRP, Assessment No. 174001)
- Sponsors:** Stark
- Adopted**
- Yea:** 5 - Councilmember Brendmoen, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince
- Nay:** 0
- Absent:** 2 - Councilmember Bostrom and Councilmember Thao
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- 34** [RES PH 17-35](#) Ratifying the assessments for Repair of Sanitary Sewer Line on Private Property during October to December 2016. (File No. SWRP1702, Assessment No. 173001)
- Sponsors:** Stark
- Adopted**
- Yea:** 5 - Councilmember Brendmoen, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince
- Nay:** 0
- Absent:** 2 - Councilmember Bostrom and Councilmember Thao
-
- 35** [RES PH 17-21](#) Ratifying the assessments for Repair of Sanitary Sewer Line on Private Property during July to September 2016. (File No. SWRP1701, Assessment No. 173000)
- Sponsors:** Stark
- Adopted**
- Yea:** 6 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince
- Nay:** 0
- Absent:** 1 - Councilmember Thao

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

Legislative Hearing Consent Agenda adopted as amended

Yea: 6 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince

Nay: 0

Absent: 1 - Councilmember Thao

- 36** [RLH TA 17-30](#) Ratifying the Appealed Special Tax Assessment for Property at 979 AGATE STREET. (File No. J1706A, Assessment No. 178505)
Sponsors: Brendmoen
Adopted
- 37** [RLH TA 17-29](#) Ratifying the Appealed Special Tax Assessment for Property at 984 BEECH STREET. (File No. J1706A, Assessment No. 178505)
Sponsors: Prince
Adopted
- 38** [RLH TA 17-43](#) Ratifying the Appealed Special Tax Assessment for Property at 1034 BEECH STREET. (File No. J1705G, Assessment No. 178704)
Sponsors: Prince
Adopted
- 39** [RLH TA 17-44](#) Ratifying the Appealed Special Tax Assessment for Property at 1053 BEECH STREET. (File No. J1704E, Assessment No. 178303)
Sponsors: Prince
Adopted
- 40** [RLH TA 17-38](#) Ratifying the Appealed Special Tax Assessment for Property at 1618 BEECH STREET. (File No. J1705G, Assessment No. 178704)
Sponsors: Prince
Adopted

- 41 [RLH VBR 16-81](#) Appeal of Denise Skorka to a Vacant Building Registration Fee warning Letter at 1104 COOK AVENUE EAST. (Public hearing continued from January 4)
- Sponsors:** Bostrom
- Adopted as amended (Appeal granted; property is code compliant)**
- Yea:** 6 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince
- Nay:** 0
- Absent:** 1 - Councilmember Thao
- 42 [RLH TA 17-32](#) Ratifying the Appealed Special Tax Assessment for Property at 916 IGLEHART AVENUE. (File No. J1704E, Assessment No. 178303) (Public hearing to be continued to July 19, 2017)
- Sponsors:** Thao
- Continue public hearing to July 19, 2017**
- Yea:** 6 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince
- Nay:** 0
- Absent:** 1 - Councilmember Thao
- 43 [RLH VBR 17-17](#) Appeal of Rebecca Devine to a Vacant Building Registration Requirement at 1909 JEFFERSON AVENUE.
- Sponsors:** Tolbert
- Adopted**
- 44 [RLH VBR 17-18](#) Appeal of Sara Carter to a Vacant Building Registration Renewal Notice at 1036 LOEB STREET.
- Sponsors:** Brendmoen
- Adopted**
- 45 [RLH TA 17-48](#) Ratifying the Appealed Special Tax Assessment for Property at 1669 MANTON AVENUE. (File No. J1706A, Assessment No. 178505)
- Sponsors:** Bostrom
- Adopted**

- 46 [RLH TA 17-84](#) Amending Council File RLH AR 16-81 to delete the assessment for Collection of Vacant Building Registration Fees billed during March 7 to June 21, 2016 at 1564 MCAFEE STREET. (File No. VB1702, Assessment No. 178801)
- Sponsors: Bostrom
- Adopted**
- 47 [RLH TA 17-33](#) Deleting the Appealed Special Tax Assessment for Property at 240 MORTON STREET EAST. (File No. J1706A, Assessment No. 178505)
- Sponsors: Noecker
- Adopted**
- 48 [RLH CO 17-8](#) Appeal of Lisa Lemke to a Correction Notice-Complaint Inspection (includes condemnation) at 930 MOUND STREET.
- Sponsors: Prince
- Adopted**
- 49 [RLH FCO 17-19](#) Appeal of Stephen Buck, for Project for Pride, to a Fire Certificate of Occupancy Approval with Corrections at 1068 RAYMOND AVENUE.
- Sponsors: Stark
- Adopted**
- 50 [RLH TA 17-51](#) Ratifying the Appealed Special Tax Assessment for Property at 756-758 REANEY AVENUE. (File No. J1705A2, Assessment No. 178513)
- Sponsors: Bostrom
- Adopted**
- 51 [RLH TA 17-52](#) Deleting the Appealed Special Tax Assessment for Property at 756-758 REANEY AVENUE. (File No. J1704G1, Assessment No. 178708)
- Sponsors: Bostrom
- Adopted**

- 52 [RLH RR 17-5](#) Ordering the razing and removal of the structures at 418 SHERBURNE AVENUE within five (5) days after the March 15, 2017, City Council Public Hearing.

Sponsors: Thao

Adopted

- 53 [RLH TA 17-31](#) Ratifying the Appealed Special Tax Assessment for Property at 898 SIXTH STREET EAST. (File No. J1704E, Assessment No. 178303)

Sponsors: Prince

Adopted

- 54 [RLH TA 17-34](#) Ratifying the Appealed Special Tax Assessment for Property at 35 STEVENS STREET EAST. (File No. J1704E, Assessment No. 178803)

Sponsors: Noecker

Continue public hearing to September 6, 2017

Yea: 6 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince

Nay: 0

Absent: 1 - Councilmember Thao

- 55 [RLH TA 17-36](#) Deleting the Appealed Special Tax Assessment for Property at 2300 TERRITORIAL ROAD. (File No. J1705P, Assessment No. 178404)

Sponsors: Stark

Adopted

- 56 [RLH VBR 17-15](#) Appeal of Eng Tat Ng to a Vacant Building Registration Requirement at 303 TOPPING STREET.

Sponsors: Thao

Adopted

- 57 [RLH TA 17-39](#) Ratifying the Appealed Special Tax Assessment for Property at 612 WELLS STREET. (File No. J1705B, Assessment No. 178104)

Sponsors: Bostrom

Adopted

- 58 [RLH TA 17-46](#) Ratifying the Appealed Special Tax Assessment for Property at 880 WHEELER STREET NORTH. (File No. J1705B, Assessment No. 178104)

 Sponsors: Stark

 Adopted
- 59 [RLH TA 17-45](#) Deleting the Appealed Special Tax Assessment for Property at 2030 & 2060 WILSON AVENUE. (File No. J1705P, Assessment No. 178404)

 Sponsors: Prince

 Adopted
- 60 [RLH TA 17-37](#) Deleting the Appealed Special Tax Assessment for Property at 903 YORK AVENUE. (File No. J1706A, Assessment No. 178505)

 Sponsors: Bostrom

 Adopted
- 61 [RLH AR 17-9](#) Ratifying the assessments for Graffiti Removal services during October 3 to 20, 2016. (File No. J1705P, Assessment No. 178404)

 Sponsors: Stark

 Adopted
- 62 [RLH AR 17-10](#) Ratifying the assessments for Excessive Use of Inspection or Abatement services billed during August 15 to September 23, 2016. (File No. J1704E, Assessment No. 178303)

 Sponsors: Stark

 Adopted
- 63 [RLH AR 17-11](#) Ratifying the assessments for Boarding and/or Securing services during October 2016. (File No. J1705B, Assessment No. 178104)

 Sponsors: Stark

 Adopted
- 64 [RLH AR 17-12](#) Ratifying the assessments for Property Clean Up services during November 3 to 29, 2016. (File No. J1706A, Assessment No. 178505)

 Sponsors: Stark

 Adopted as amended (1364 Sherburne Avenue referred to the Legislative Hearing on March 21, 2017 and City Council Public Hearing on April 5, 2017)

 Yea: 6 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince

Nay: 0

Absent: 1 - Councilmember Thao

- 65** [RLH AR 17-13](#) Ratifying the assessments for Trash Hauling services during November 1 to 23, 2016. (File No. J1705G, Assessment No. 178704)

Sponsors: Stark

Adopted

ADJOURNMENT

The meeting was adjourned at 6:48 p.m.

Yea: 6 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince

Nay: 0

Absent: 1 - Councilmember Thao

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