



**SUMMARY MINUTES OF THE
SAINT PAUL CITY COUNCIL
Wednesday, September 22, 2010 - 3:30 p.m.**

**CITY COUNCIL CHAMBERS, 3RD FLOOR
City Hall and Court House
15 West Kellogg Boulevard**

Note: All City Council meetings are on the City of Saint Paul's website. Meetings can be viewed in their entirety or a specific item can be viewed. Visit our website at www.stpaul.gov/council and click on Watch the Live Webcast.

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

Present – 7 – Bostrom, Carter, Harris, Helgen, Lantry, Stark, Thune

Absent – 0

COMMUNICATIONS AND ADMINISTRATIVE ORDERS

1. Letters from the Department of Safety and Inspections/Property Code Enforcement declaring 186 Front Avenue, 105 Manitoba Avenue, and 646-648 Sherburne Avenue as nuisance properties. (For notification purposes only; public hearings will be scheduled at a later date if necessary.)

CONSENT AGENDA (Items 2 – 27)

NOTE: ALL ITEMS LISTED UNDER CONSENT AGENDA WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS. IF DISCUSSION IS DESIRED BY A COUNCILMEMBER, THAT ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND CONSIDERED SEPARATELY.

Item 5 was removed from the Consent Agenda for separate consideration.

Item 22 was withdrawn.

Councilmember Bostrom moved approval of the balance of the Consent Agenda.

Adopted as amended Yeas – 7 Nays – 0

2. Resolution – 10-1070 – Approving the new classification of Street Maintenance Crew Leader in Grade 021 of Tri-Council Laborers Local 132, Employee Group 71 Salary Schedule.

Adopted Yeas – 7 Nays – 0

3. Resolution – 10-1071 – Memorializing City Council action taken September 1, 2010 for properties at 786 Geranium Avenue East, 300 Ruth Street, and 712 Thomas Avenue.
Adopted Yeas – 7 Nays – 0

4. Resolution – 10-1072 – Memorializing City Council action taken August 18, 2010 reversing the decision of the Board of Zoning Appeals and granting the appeal of the District 13 Planning Council to deny a variance in order to erect a 60-foot high free standing business sign on the property commonly known as 1460 University Avenue.
Adopted Yeas – 7 Nays – 0

5. Resolution – 10-1073 – Approving the Thinc.Green Joint Powers Agreement between the City of Saint Paul and the City of Minneapolis to provide a structure for Saint Paul and Minneapolis to jointly manage and implement the Thinc.Green Plan and establish a Steering Committee.

Councilmember Stark moved an amendment to add organized labor to the groups represented in the Thinc.Green Steering Committee.

Adopted as amended Yeas – 7 Nays – 0

6. Resolution – 10-1074 – Approving a change in signature authority in the Mayor’s Office: in the absence of the Mayor, Deputy Mayor Ann Mulholland will serve as Acting Mayor; in the absence of the Mayor and Ann Mulholland, Erin Dady will serve as Acting Mayor; in the absence of the Mayor, Ann Mulholland, and Erin Dady, Nancy Homans will serve as Acting Mayor.
Adopted Yeas – 7 Nays – 0

7. Resolution – 10-1075 – Authorizing the Police Department to enter into an agreement with Camp Ripley for use of the United States Army’s advance training facility at Camp Ripley, Fort Ripley, Minnesota from September 12 to 15, 2010.
Adopted Yeas – 7 Nays – 0

8. Resolution – 10-1076 – Authorizing the Police Department to enter into a lease agreement with the Minnesota State Agricultural Society from October 15, 2011 through April 15, 2012 and October 15, 2012 through April 15, 2013 to store vehicles that are towed during snow emergencies in the City of Saint Paul.
Adopted Yeas – 7 Nays – 0

9. Resolution – 10-1077 – Memorializing City Council action taken August 18, 2010 adopting the Findings of Fact, Conclusion of Law, and Recommendation of the Administrative Law Judge and imposing adverse action against all licenses held by Vone X. Moua and Mee Lee Moua, d/b/a Malina’s Sports Bar and Grill, 691 Dale Street.
Adopted Yeas – 7 Nays – 0

10. Resolution – 10-1078 – Memorializing City Council action taken August 4, 2010 adopting the Findings of Fact, Conclusion of Law and Recommendation (with the exception of Conclusion of Law #13) of the Administrative Law Judge and imposing adverse action against all licenses held by Moonlight Magic, Inc., d/b/a Moonlight, 601 Western Avenue North.
Adopted Yeas – 7 Nays – 0
11. Resolution – 10-1079 – Memorializing City Council action taken August 18, 2010 determining that it was appropriate to issue the Taxicab Driver (Provisional) license, with conditions, to Andre James Tellis for the City of Saint Paul.
Adopted Yeas – 7 Nays – 0
12. Resolution – 10-1080 – Approving adverse action against all licenses held by Hoa Bien, Inc., 1105 University Avenue West.
Adopted Yeas – 7 Nays – 0
13. Resolution – 10-1081 – Approving adverse action against the Cigarette/Tobacco license held by Aman Corporation, d/b/a Minni Market, 2019 Minnehaha Avenue East.
Adopted Yeas – 7 Nays – 0
14. Resolution – 10-1082 – Approving adverse action against the Taxicab Driver (Provisional) license application submitted by Raymond E. Hill for the City of Saint Paul.
Adopted Yeas – 7 Nays – 0
15. Resolution – 10-1083 – Approving adverse action against the Cigarette/Tobacco license held by Richard A. Stai, d/b/a 5th Street Convenience, 55 5th Street East.
Adopted Yeas – 7 Nays – 0
16. Resolution – 10-1084 – Approving adverse action against the Dance or Rental Halls license held by Eritrean Community of MN, 1935 University Avenue West.
Adopted Yeas – 7 Nays – 0
17. Resolution – 10-1085 – Approving adverse action against the Retail Food (B) – Grocery 101-1000 sq. ft. license held by Minnesota Convenience Corporation, d/b/a Galtier Convenience, 380 Jackson Street.
Adopted Yeas – 7 Nays – 0
18. Resolution – 10-1086 – Approving adverse action against the Tree Trimmer & 1 Vehicle license held by Loan Oak Tree Service, Inc. for the City of Saint Paul.
Adopted Yeas – 7 Nays – 0

19. Resolution – 10-1087 – Approving adverse action against the MAD-Music Machine and MAD-Game Machine licenses held by Fred Sande d/b/a Minnesota Music, 1561 Scheffer Avenue.
Adopted Yeas – 7 Nays – 0
20. Resolution – 10-1088 – Approving adverse action against the MAD-Music Machine and MAD-Game Machine licenses held by St. Croix Amusement, Inc. for the City of Saint Paul.
Adopted Yeas – 7 Nays – 0
21. Resolution Approving Assessment – 10-1089 – In the matter of improving the area referred to as the Front/Victoria Residential Street Vitality project by constructing bituminous surface streets with concrete curb and gutter, concrete driveway aprons and outwalks, boulevards landscaped with sod and trees, a new lantern style lighting system, and all other work necessary to complete the project surrounded by Jessamine Avenue on the north, Dale Street on the east, Atwater street on the south, and Lexington Parkway on the west, and setting date of public hearing for October 20, 2010. [19080]
Adopted Yeas – 7 Nays – 0
22. Resolution Approving Assessment – 10-1090 – In the matter of improving the area referred to as Payne Avenue, from Whittall Street to Cook Avenue, by constructing a new concrete curb and walk, mill and overlay the existing pavement, a new twin-arm lantern style lighting system, and all other work necessary to complete the project, and setting date of public hearing for October 20, 2010. [19085]
Withdrawn
23. Resolution Approving Assessment – 10-1091 – In the matter of improving the area referred to as Phase I of the Davern/Jefferson Residential Street Vitality Project by constructing new bituminous surface streets with concrete curb and gutter, concrete driveway aprons and outwalks, boulevards landscaped with sod and trees, a new lantern style lighting system, and all other work necessary to complete the project, and setting date of public hearing for October 20, 2010. [19079]
Adopted Yeas – 7 Nays – 0
24. Resolution Approving Assessment – 10-1092 – In the matter of the assessment of benefits, cost, and expenses for graffiti removal on private properties from August 2 to 20, 2010, and setting date of Legislative Hearings for October 19, 2010 and City Council public hearings for January 5, 2011. [J1103P]
Adopted Yeas – 7 Nays – 0

- 25. Resolution Approving Assessment – 10-1093 – In the matter of the assessment of benefits, cost, and expenses for emergency boarding and securing and/or boarding of vacant buildings in July 2010, and setting date of Legislative Hearings for October 19, 2010 and City Council public hearings for January 5, 2011. [J1101B]
Adopted Yeas – 7 Nays – 0

- 26. Resolution Approving Assessment – 10-1094 – In the matter of the assessment of benefits, cost, and expenses for property cleanup on private properties from August 13 to 30, 2010, and setting date of Legislative Hearings for October 19, 2010 and City Council public hearings for January 5, 2011. [J1103A]
Adopted Yeas – 7 Nays – 0

- 27. Resolution Approving Assessment – 10-1095 – In the matter of the assessment of benefits, cost, and expenses for providing weekly garbage hauling on private properties from August 4 to 25, 2010, and setting date of Legislative Hearings for October 19, 2010 and City Council public hearings for January 5, 2011. [J1102G]
Adopted Yeas – 7 Nays – 0

FOR DISCUSSION

- 28. Resolution – 10-975 – Approving adverse action against all licenses held by Paul Kamp, d/b/a Kamp’s, 1059 Western Avenue. [Public hearing held September 1; laid over September 15]

Councilmember Helgen said he had had several conversations with Mr. Kamp, and it appeared Mr. Kamp had made a sincere effort to understand and respond to the violation. Councilmember Helgen moved to amend the resolution to impose a \$250 fine and suspend the remaining \$250 for eighteen months as long as there were no additional violations.

Adopted as amended (\$250 fine imposed; \$250 suspended for 18 months)

Yeas – 7 Nays – 0

ORDINANCES

NOTE: 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.

- 29. Third Reading – 10-1013 – An ordinance memorializing City Council action approving the rezoning from B2 Community Business to TN2 Traditional Neighborhood for property at 2186 Marshall Avenue. [ZF 10-511-437] [Public hearing held August 18, 2010]
Laid over to October 6 for final adoption
- 30. Second Reading – 10-1031 – An ordinance amending Chapters 87, 90, and 94 of the Saint Paul Legislative Code pertaining to the rules and regulations of the Board of Water Commissioners.
Laid over to October 6 for third reading/public hearing
- 31. First Reading – 10-1096 – An ordinance adopting the Geographic Information Systems (GIS) based zoning map as the official zoning map.
Laid over to October 6 for second reading

Councilmember Thune introduced Darlene Newcomb, a Metropolitan State University student completing an assignment for her Political Science course, "Introduction to American Government."

Councilmember Thune said that at 4:00 p.m. there would be a demonstration of a new form of seasonal sidewalk on Sixth Street in Lowertown.

Councilmember Harris acknowledged visiting students from Cretin-Derham Hall High School.

Councilmember Carter announced that St. Paul was one of 21 communities to receive a \$500,000 Promise Neighborhoods grant. He thanked the Mayor, County Commissioners, St. Paul Schools Superintendent, Board, and staff, City staff, and community partners.

Councilmember Helgen moved adjournment. Yeas – 7 Nays – 0

ADJOURNED at 3:40 P.M.

ATTEST:

Mary Erickson
Assistant Council Secretary

Kathy Lantry, Council President

Submitted by:
Katie Burger

Minutes approved by Council