



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 Amy Brendmoen
Councilmember Russ Stark
Councilmember Dai Thao
Councilmember Dave Thune
Councilmember Chris Tolbert

Wednesday, August 27, 2014

3:30 PM

Council Chambers - 3rd Floor

ROLL CALL

COMMUNICATIONS & RECEIVE/FILE

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](#) Approving the Settlement Agreement and Release between the City of St. Paul
 [14-1388](#) and Warajor Ojulu and his attorneys.

Sponsors: Lantry

Attachments: [Ojulu Stmt Agree & Release.pdf](#)

[Resolution.doc](#)

[Financial Analysis - Ojulu.xls](#)

- 2 [RES](#) Approving the Settlement Agreement and Release between the City of St. Paul
 [14-1475](#) and Black Bear Crossings on the Lake, Inc., David Glass and Pamela Glass
 and their attorney Ryan W. Marth..

Sponsors: Lantry

Attachments: [Administrative Code 3.02.pdf](#)

[Financial Analysis.xls](#)

[Black Bear v City of St Paul Fully Executed Settlement Agreement](#)

- 3 [RES](#)
 [14-1338](#) Preliminary Order setting the date of Public Hearing for September 17, 2014 to consider approval of the safety improvement of the sidewalk at 9 Seventh Place West (Wild Tymes Café) by filling in the areaway. (Project No. S1501, Assessment No. 155301)

Sponsors: Thune

Attachments: [Summary of Engineering Recommendations](#)
[Areaway Condition Survey Report Final](#)
[Assessment Roll](#)

- 4 [RES](#)
 [14-1401](#) Preliminary Order setting the date of City Council Public Hearing for September 17, 2014 to consider approval for a sidewalk reconstruction improvement along the south side of East Sixth Street from Wall Street to Broadway Street, and along Broadway Street from Sixth Street to 100 feet south of Sixth Street. (File No. S1404, Assessment No. 145304)

Sponsors: Thune

Attachments: [Engineering Summary](#)
[Engineering Map](#)
[Assessment Roll](#)

- 5 [RES](#)
 [14-1326](#) Authorizing the Fire Department to accept the donation of physical fitness equipment and rubber flooring from the Saint Paul Fire Foundation for three fire stations.

Sponsors: Lantry

Attachments: [Saint Paul Fire Foundation letter](#)

- 6 [RES](#)
 [14-1441](#) Approving adverse action against the Cigarette/Tobacco license held by Super KM 99 Cents Plus, Inc., d/b/a Dragon Dollar Plus at 315 University Avenue West, Unit C. (To be withdrawn.)

Sponsors: Thao

Attachments: [Notice of Violation with Affidavit of Service.pdf](#)
[Letter to licensee regarding fine payment dated July 30th 2014.pdf](#)
[Minn.Stat.Section 609.685](#)
[SPLC Section 324.07](#)
[SPLC Section 324.11](#)

- 7 [RES](#)
 [14-1446](#) Approving adverse action against the Auto Repair Garage license held by Superior Auto Repair at 1324 Arcade Street.

Sponsors: Bostrom

Attachments: [Notice of Intent to Suspend License and Notice of Violation dated July 24th 2014](#)

- 8 [RES
14-1442](#) Approving adverse action against the Auto Body Repair/Painting Shop license held by Duqueiro Cano, d/b/a Duke's Cars & Towing at 323 Maria Avenue.
- Sponsors: Lantry
 Attachments: [Notice of Intent to Suspend License and Notice of Violation with Affidavit of Serv
SPLC 310.05\(m\)](#)
- 9 [RES
14-1443](#) Approving adverse action against the Cigarette/Tobacco license held by Walgreens #06995 at 1788 Old Hudson Road.
- Sponsors: Lantry
 Attachments: [Notice of Intent to Suspend License with Affidavit of Service.pdf
Minn.Stat.Section 609.685
SPLC Section 324.07
SPLC Section 324.11](#)

FOR DISCUSSION

- 10 [RES
14-1254](#) Adopting and approving the Saint Paul Residential Construction Management Acknowledgement Form. (Laid over from August 6)
- Sponsors: Tolbert
 Attachments: [Residential Construction Management Agreement ao 8-6-14](#)

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.

Final Adoption

- 11 [Ord 14-31](#) Amending Chapter 357 of the Saint Paul Legislative Code pertaining to construction debris haulers and related hazardous materials.
- Sponsors: Tolbert
 Attachments: [ORD 14-31 comment](#)
- 12 [Ord 14-32](#) Amending Chapter 33 of the Saint Paul Legislative Code creating a Residential Construction Management Acknowledgment Form and outlining the responsibilities associated with it.
- Sponsors: Tolbert
 Attachments: [ORD 14-32 comment](#)

- 13 [Ord 14-33](#) Amending Chapter 310 of the Saint Paul Legislative Code to add a Microdistillery Cocktail Room license fee.

Sponsors: Lantry

Attachments: [SPLC 310.18\(e\) Enforcement Level 5- Microdistillery Cocktail Rooms](#)

- 14 [Ord 14-34](#) Amending Chapter 324 of the Saint Paul Legislative Code pertaining to single cigar packaging regulation.

Sponsors: Thao

Attachments: [Single Cigar Packaging Regulation Purpose and Findings of Fact](#)

[Kintopf support of tobacco ordinance](#)

[Kottke letter supporting tobacco ordinance](#)

[SPACC Letter on Single Item Cigar Sales](#)

[Mills email supporting tobacco ordinance](#)

[ASANDC Youth letter re tobacco ordinance](#)

[Clearway Minnesota Letter re tobacco ordinance](#)

[Magnesa email re tobacco ordinance](#)

[TC Medical Society Letter supporting Ord #14-34](#)

[American Cancer Society letter re tobacco ord](#)

[Ramsey Tobacco Coalition postcards re single cigar sales](#)

[MN Service Station and Convenience Store Assn letter re single cigar sales](#)

[SuperAmerica letter opposing cigar ordinance](#)

[MN Grocers Assn Letter of Opposition to Proposed Tobacco Ordinance No. 14-](#)

[McCormick letter opposing Ord 14-34](#)

[MnRA letter re Ordinance 14-34](#)

[MN Dept of Health letter](#)

[National Association of Tobacco Outlets Letter](#)

[2012-Annual-Synar-Report](#)

[FDA Tobacco Retail Inspections Contracts](#)

[FDA St. Paul Retail Inspections \(2012-2014\)](#)

[Emails and Calls Against the Ordinance](#)

[Abdelbasit email opposing cigar ordinance](#)

[More Emails and Calls Against the Ordinance](#)

[Ord 14-34 additional opposition](#)

[Emails and Calls Against the Ordinance 3](#)

SUSPENSION ITEMS

ADJOURNMENT**Council Meeting Information**

The City Council is paperless which saves the environment and reduces expenses. The agendas and Council files are all available on the Web (see below). Councilmembers use iPads to review the files during the meeting. Using the iPad greatly reduces costs since most agendas, including the documents attached to files, are over 1000 pages when printed.

Web

Meetings are available on the Council's website. Email notification and web feeds (RSS) of newly released Minutes, Agendas and Meetings are available by subscription. Please visit www.stpaul.gov/council for meeting videos and updated copies of the Agendas, Minutes and supporting documents.

Cable

Meetings are live on St Paul Channel 18 and replayed on: Thursdays at 5:30 p.m., Saturdays at 12:30 p.m., and Sundays at 1:00 p.m. (Subject to change)