



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 Melvin Carter III
Councilmember Russ Stark
Councilmember Dave Thune
Councilmember Chris Tolbert

Wednesday, May 8, 2013

3:30 PM

Council Chambers - 3rd Floor

ROLL CALL

COMMUNICATIONS & RECEIVE/FILE

- 1 [CO 13-13](#) Letters from the Department of Safety and Inspections declaring 417 Clarence Street and 1299 Scheffer Avenue as nuisance properties. (For notification purposes only; public hearings will be scheduled at a later date if necessary.)
- Sponsors:** Lantry and Tolbert
- Attachments:** [417 Clarence St.OTA.pdf](#)
 [1299 Scheffer Ave.OTA.pdf](#)

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.

- 2 [RES 13-671](#) Approving the settlement agreement and release between the City of Saint Paul and Douglas Bahl and his attorney, Roderick J. Macpherson III.
- Sponsors:** Lantry
- Attachments:** [Settlement Agreement.pdf](#)
 [Financial Analysis.xlsx](#)
 [Administrative Code 3.02.pdf](#)
- 3 [RES 13-693](#) Authorizing the City to enter into an agreement with the Minnesota Department of Revenue for collection of a Local Sales and Use Tax and a Lodging Tax.
- Sponsors:** Lantry
- Attachments:** [St Paul Agreement 020813.docx](#)

- 4 [RES 13-683](#) Authorizing the Saint Paul Fire Department to accept a grant of \$10,000 from the Bush Foundation.
- Sponsors:** Lantry
- Attachments:** [Bush Foundation Grant Financial Analysis.pdf](#)
 [Bush Foundation Grant Agreement.pdf](#)
- 5 [RES 13-658](#) Authorizing the Department of Parks and Recreation to enter into an agreement with Minnesota Toro Inc. for the use of a formal cut rotary mower valued at \$6,000, for field and grounds maintenance at Midway Stadium, as a trade for the City providing advertising space at Midway Stadium.
- Sponsors:** Lantry
- Attachments:** [MTI Distributing Advertising Sponsorship Agreement](#)
- 6 [RES 13-659](#) Authorizing the Department of Parks and Recreation to enter into an agreement with Tri-State Bobcat for the use of a tractor/loader valued at \$6,000, for field and grounds maintenance at Midway Stadium, as a trade for the City providing advertising space at Midway Stadium.
- Sponsors:** Lantry
- Attachments:** [Tri-State Bobcat Advertising Agreement](#)
- 7 [RES 13-679](#) Authorizing the Department of Parks and Recreation to apply for, and if awarded, enter into a grant agreement with the Minnesota State Arts Board to accept \$80,000 in grant funds.
- Sponsors:** Lantry
- 8 [RES 13-681](#) Authorizing the Department of Parks and Recreation to apply for, and if awarded, enter into a grant agreement with the Saint Paul Foundation to accept \$75,000 in grant funds.
- Sponsors:** Lantry
- 9 [RES 13-629](#) Approving adverse action against the Restaurant (2) 1-12 Seats license application submitted by Pizza Three LLC, d/b/a Pizza 3, 1556 Selby Avenue.
- Sponsors:** Carter III
- Attachments:** [Notice of Intent to Deny License.pdf](#)
- 10 [RES 13-628](#) Approving adverse action against the Sidewalk Contractor license held by Guy Nelson Construction, LLC.
- Sponsors:** Lantry
- Attachments:** [Notice of Intent to Suspend License.pdf](#)
 [SPLC Section 310.05 \(m\).pdf](#)

- 11 [RES 13-630](#) Approving adverse action against the Tree Trimmer & 1 Vehicle and Tree Trimmer - Each Add'l Vehicle licenses held by Jeff M. Fuchs, d/b/a J F Tree Care.
Sponsors: Lantry
Attachments: [Notice of Intent to Suspend Licenses.pdf](#)
 [SPLC Section 310.05 \(m\).pdf](#)
- 12 [RES 13-631](#) Approving adverse action against the Taxicab Vehicle license for Cab #5231 held by Abdinur Omar Rage, d/b/a MSP Airport Taxi, LLC.
Sponsors: Lantry
Attachments: [Notice of Intent to Revoke License.pdf](#)
 [SPLC 376.10.pdf](#)
 [SPLC 376.12.pdf](#)
- 13 [RES 13-675](#) Waiving the 45 day notice requirement and approving a 545 square foot expansion of the licensed wine and beer service area into the compact and contiguous space east of the current service area for La Cabana Restaurant Inc (License ID #20040004015), 863 East Seventh Street.
Sponsors: Lantry
- 14 [RES 13-673](#) Authorizing the St. Paul Midway Lions Club Foundation to conduct charitable gambling at V & J Liquors, Inc., d/b/a Christensen's Bar, 1567 University Avenue West.
Sponsors: Stark

FOR DISCUSSION

- 15 [ABZA 13-4](#) Public hearing to consider the appeal of Luis Mota 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 building for Qdoba Mexican Grill Restaurant in the T2 Traditional Neighborhood zoning district at 2081 Ford Parkway. (Public hearing held May 1)
Sponsors: Tolbert
Attachments: [2081 Ford Parkway.1 of 8.pdf](#)
 [2081 Ford Parkway.2 of 8.pdf](#)
 [2081 Ford Parkway.3 of 8.pdf](#)
 [2081 Ford Parkway.4 of 8.pdf](#)
 [2081 Ford Parkway.5 of 8.pdf](#)
 [2081 Ford Parkway.6 of 8.pdf](#)
 [2081 Ford Parkway 7 of 8.opposition docs.pdf](#)
 [2081 FORD PKWY, LUIS MOTA, FOR QDOBA MEXICAN GRILL](#)
 [Highland District Council re Qdoba appeal](#)

- 16 [RES PH
13-76](#) Final Order to consider approval for new sidewalk improvements along the west side of Kent Street - Orange to Wheelock. (File No. S1307, Assmt. No. 135307) (Public hearing held May 1)

Sponsors: Brendmoen

Attachments: [Assessment Roll](#)

[Conway letter](#)

[Wallisch letter re Kent St sidewalk](#)

[Stuart Nelson email re Kent St sidewalk](#)

[Ann Nelson email](#)

[Stuart Nelson email2 re Kent St sidewalk](#)

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.

Third Reading, No Public Hearing

- 17 [Ord 13-24](#) Memorializing City Council action granting the application of the Housing and Redevelopment Authority (HRA) for the rezoning of 719 Burr Street from B1 Local Business to T1 Traditional Neighborhood and RT1 Two-Family Residential, and amending Chapter 60 of the Saint Paul Legislative Code pertaining to the Saint Paul zoning map. (Public hearing held April 3, 2013)

Sponsors: Brendmoen

Second Reading

- 18 [Ord 13-22](#) Amending Legislative Code Chapters 60, 62, 63, 64, 65, and 66 pertaining to industrial zoning districts and regulation of industrial uses.

Sponsors: Lantry

Attachments: [Ordinance Insert Use Table 66521 draft 4-4-13](#)

[Ord Insert Dimensional Standards Table 66531 draft 4-4-13](#)

[Ordinance Insert Park Setbacks Table 4-4-13](#)

[Full Ordinance for I Zoning text amendments draft 3-26-2013](#)

[Exec Summary - Testimony & PC Recommendation 1-25-13](#)

[Planning Commission Resolution and Recommendation 1-25-13](#)

[Public Hearing Comments Review CPC memo to PC 1-8-13](#)

[PC Public Hearing Minutes 6-1-12](#)

[PC Public Hearing Written Testimony 6-1-12](#)

- 19 [Ord 13-28](#) Amending Chapter 2 of the Saint Paul Administrative Code to transfer the payroll function from the Office of Financial Services to the Office of Human Resources, and amending Chapter 3 of the Saint Paul Administrative Code to transfer the worker's compensation functions from the Office of the City Attorney to the Office of Human Resources.
Sponsors: Lantry
- 20 [Ord 13-30](#) Creating Chapter 346 of the Saint Paul Legislative Code pertaining to the establishment of a license for Mobile Retail.
Sponsors: Thune
- 21 [Ord 13-31](#) Amending Chapter 310 of the Saint Paul Legislative Code pertaining to the establishment of a license fee for a Mobile Retail Vehicle.
Sponsors: Thune
Attachments: [Section 310.18\(a\) - Mobile Retail Vehicle Fee.pdf](#)

SUSPENSION ITEMS

Reconsideration

- [RLH TA
13-181](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1307A, Assessment No. 138511 at 987 EDGERTON STREET.
Sponsors: Brendmoen
Attachments: [987 Edgerton St.Summary Abatement Order.1.11.13.DOC](#)
 [987 Edgerton St.Photos.1.15.13.DOC](#)
- RLH TA
13-195** Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1307G, Assessment No. 138707 at 1269 EARL STREET. (To be laid over to May 15 for public hearing) (Amended to Project No. J1307G1, Assessment No. 138711)
Sponsors: Bostrom
Attachments: 1269 EARL STREET. HAULER. 1-9-13.DOC
 1269 EARL STREET. PHOTO. 1-9-13.DOC

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)