



City of Saint Paul

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

Minutes - Final

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, December 12, 2012

3:30 PM

Council Chambers - 3rd Floor

ROLL CALL

The meeting was called to order by Council President Lantry at 3:32 p.m.

- Present** 6 - Councilmember Dan Bostrom, Councilmember Melvin Carter III, City Council President Kathy Lantry, Councilmember Russ Stark, Councilmember Dave Thune and Councilmember Chris Tolbert
- Absent** 1 - Councilmember Amy Brendmoen

Councilmember Brendmoen arrived after roll call.

- Present** 7 - Councilmember Dan Bostrom, Councilmember Amy Brendmoen, Councilmember Melvin Carter III, City Council President Kathy Lantry, Councilmember Russ Stark, Councilmember Dave Thune and Councilmember Chris Tolbert

COMMUNICATIONS & RECEIVE/FILE

- 1** [CO 12-26](#) Letter from the Department of Safety and Inspections declaring 1054 Central Avenue West as a nuisance property. (For notification purposes only; public hearings will be scheduled at a later date if necessary.)
Received and Filed
- 2** [AO 12-36](#) Amending the 2012 budget of the Planning and Economic Development Operations Fund.
Received and Filed
- 3** [AO 12-37](#) Amending the spending plans in the Department of Safety and Inspections in the amount of \$245,250 to reallocate salary savings to cover vacant building demolitions and environmental health costs.
Received and Filed

- 4 [AO 12-38](#) Amending the 2012 Public Library Agency general fund to transfer funds for an agreement with the Saint Paul Public Schools for the 2012-2013 Parent Academy program.

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 (Items 5 - 16)

Councilmember Bostrom moved approval of the Consent Agenda.

Consent Agenda adopted

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Carter III, City Council President Lantry, Councilmember Stark, Councilmember Thune and Councilmember Tolbert

Nay: 0

- 5 [RES 12-2178](#) Accepting a Dedication of Easement from the Scheffer Lane Townhome Association, Inc., dedicating a public alley on the west 18 feet of the Association's property near 781 Scheffer Avenue.
- Adopted**
- 6 [RES 12-2177](#) Accepting a Dedication of Easement from CH Midway, LLC to facilitate creation of two parking bays for vehicles along the Wirtz Beverage property at 429 and 475 Prior Avenue North.
- Adopted**
- 7 [RES 12-2144](#) Authorizing the proper city officials to enter into a lease amendment between the Department of Parks and Recreation and Thomas Annunziata, d/b/a Putt'er There for an additional five year extension ending October 31, 2017.
- Adopted**
- 8 [RES 12-2100](#) Authorizing the Department of Parks and Recreation to enter into an agreement with Resource Recovery Technologies, which includes an indemnification clause, to allow the City of Saint Paul to deliver all municipal solid waste to the Resource Recovery Technologies location in Newport, Minnesota.
- Adopted**

- 9 [RES 12-2078](#) Extending and continuing agreements for the transfer of St. Paul Police employees (Brenna Atz, Juliet Rudie, John Serier) to the Ramsey County Sheriff's Office.
Adopted
- 10 [RES 12-2227](#) Authorizing the Police Department to accept the fourth (4th) amendment to the Child Sexual Predator Program grant with the State of Minnesota, Bureau of Criminal Apprehension to extend the term of the grant.
Adopted
- 11 [RES 12-2228](#) Authorizing the Police Department to enter into an agreement with the State of Minnesota to provide police service to their Department of Human Services at their building parking ramp.
Adopted
- 12 [RES 12-2212](#) Preliminary Order setting the date of Public Hearing for January 2, 2013 for a sidewalk improvement on the north side of Montreal Avenue - West Seventh Street to I-35E. (File No. S1301 Assmt No. 135301)
Adopted
- 13 [RES 12-2248](#) Approving the Performance Agreement between the City of Saint Paul and the Saint Paul Neighborhood Network for 2013.
Adopted
- 14 [RES 12-2196](#) Approving adverse action against the Dance or Rental Halls license held by Jonah Ogamien at 508 Snelling Avenue North.
Adopted
- 15 [RES 12-2258](#) Directing the appropriate city department to refund appeal fees paid by Raymond and Susan Cantu for zoning appeals filed under Zoning File Nos. 12-101937 and 12-116607.
Adopted
- 16 [RES 12-2210](#) Memorializing City Council action taken October 3, 2012 granting an appeal by Alan C. Young of a decision of the Board of Zoning Appeals which denied a driveway width variance at 654 California Avenue East.
Adopted

FOR DISCUSSION

- 17 [RES PH](#) Final Order approving the 2013 Right-of-Way Maintenance Program
[12-296](#) and 2013 Above-Standard Lighting Operation and Maintenance
Program. (File No. 13ROW FINAL)
Councilmember Tolbert moved approval.
- Adopted**
- Yea:** 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember
Carter III, City Council President Lantry, Councilmember Stark,
Councilmember Thune and Councilmember Tolbert
- Nay:** 0
- 18 [RES PH](#) Setting the recycling service fee for 2013, and authorizing Public
[12-332](#) Works to request \$589,209 in SCORE grant funds from Ramsey
County to support the curbside recycling program under contract with
Eureka Recycling.
Councilmember Stark moved approval.
- Adopted**
- Yea:** 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember
Carter III, City Council President Lantry, Councilmember Stark,
Councilmember Thune and Councilmember Tolbert
- Nay:** 0
- 19 [RES PH](#) Setting the 2013 Sanitary Sewer and Storm Sewer rates.
[12-326](#)
- Councilmember Brendmoen moved approval.*
- Adopted**
- Yea:** 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember
Carter III, City Council President Lantry, Councilmember Stark,
Councilmember Thune and Councilmember Tolbert
- Nay:** 0
- 20 [RES PH](#) Establishing the Water Rates for 2013.
[12-302](#)
- Councilmember Brendmoen moved approval.*
- Adopted**
- Yea:** 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember
Carter III, City Council President Lantry, Councilmember Stark,
Councilmember Thune and Councilmember Tolbert
- Nay:** 0

- 21 [RES 12-2256](#) Approving the Saint Paul Regional Water Services 2013 Budget.

Councilmember Brendmoen moved approval.

Adopted

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Carter III, City Council President Lantry, Councilmember Stark, Councilmember Thune and Councilmember Tolbert

Nay: 0

- 22 [RES 12-2255](#) Approving the Saint Paul RiverCentre Convention and Visitors Authority 2013 Budget.

Councilmember Bostrom moved approval.

Adopted

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Carter III, City Council President Lantry, Councilmember Stark, Councilmember Thune and Councilmember Tolbert

Nay: 0

- 23 [RES 12-2233](#) Approving the HRA Budget for the fiscal year 2013 and the levying of the Housing and Redevelopment 2013 property tax.

Councilmember Thune moved approval.

Adopted

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Carter III, City Council President Lantry, Councilmember Stark, Councilmember Thune and Councilmember Tolbert

Nay: 0

The Council recessed at 3:35 p.m. and reconvened as the Library Board (see Library Board minutes).

The Council reconvened at 3:36 p.m.

- 24 [RES 12-2223](#) Approving and adopting the Saint Paul Public Library Agency Budget.

Councilmember Stark moved approval.

Adopted

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Carter III, City Council President Lantry, Councilmember Stark, Councilmember Thune and Councilmember Tolbert

Nay: 0

- 25 [RES 12-2203](#) Approving the 2013 City Tax Levy.

Councilmember Carter moved approval.

Adopted

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Carter III, City Council President Lantry, Councilmember Stark, Councilmember Thune and Councilmember Tolbert

Nay: 0

- 26 [RES 12-2247](#) Adopting the 2013 Budgets.

Councilmember Carter made an amendment to the attachment, removing line 185 which was an accidental double-count having to do with CIB for Frogtown Farms. He moved approval as amended.

Councilmember Stark thanked Office of Financial Services staff, Council Budget Analyst Zandy Iverson, and department directors for their hard work and good communication during the budget process.

Adopted as amended

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Carter III, City Council President Lantry, Councilmember Stark, Councilmember Thune and Councilmember Tolbert

Nay: 0

- 27 [RES 12-2222](#) Adopting the 2013 Budget Policy Plan.

Councilmember Carter moved approval.

Adopted

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Carter III, City Council President Lantry, Councilmember Stark, Councilmember Thune and Councilmember Tolbert

Nay: 0

- 28 [RES 11-471](#) Ordering the razing and removal of the structures at 260 MARIA AVE within fifteen (15) days after the April 20, 2011 City Council Public Hearing. (Public hearing held and closed; laid over from August 8, 2012)

Council President Lantry moved a nine month layover. She said it was a tax forfeit property and the process took time.

Laid over to September 11, 2013

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Carter III, City Council President Lantry, Councilmember Stark, Councilmember Thune and Councilmember Tolbert

Nay: 0

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

- 29** [Ord 12-71](#) Amending Chapters 60 and 62 of the Legislative Code pertaining to nonconforming lots, uses, and structures.
Councilmember Stark moved approval.
- Adopted**
- Yea:** 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Carter III, City Council President Lantry, Councilmember Stark, Councilmember Thune and Councilmember Tolbert
- Nay:** 0
- 30** [Ord 12-78](#) Amending Section 32.01(d) of the Saint Paul Administrative Code pertaining to compensation of the City Council in accordance with the applicable provisions of State Law and the City Charter.
Councilmember Thune moved approval.
- Adopted**
- Yea:** 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Carter III, City Council President Lantry, Councilmember Stark, Councilmember Thune and Councilmember Tolbert
- Nay:** 0
- Second Reading**
- 31** [Ord 12-79](#) Memorializing City Council action granting the application of Amherst H. Wilder Foundation for the rezoning of 941 Lafond Avenue between Victoria and Chatsworth from RT1 & RM2 Residential to T1 Traditional Neighborhood, and amending Chapter 60 of the Saint Paul Legislative Code pertaining to the Saint Paul zoning map. (Public hearing held October 17, 2012)
Laid over to December 19 for third reading
- 32** [Ord 12-80](#) Enacting Section 99.01 of the Saint Paul Administrative Code pertaining to the availability of the Lowertown Regional Ballpark facility for Saint Paul high school varsity baseball, varsity softball, and adaptive softball games.
Laid over to December 19 for third reading/public hearing

- 33 [Ord 12-81](#) Granting authority to the Port Authority to issue and sell bonds in the aggregate principal amount of approximately \$17,500,000 and to use the proceeds derived from the sale of such bonds for the costs and expenses incurred by the Port Authority for the acquisition, remediation and improvement of blighted and marginal lands located in the City; and to refund the Series 2003-8 Bonds previously issued by the Port Authority for similar purposes, pursuant to the provisions and by authority of Minnesota Statutes 1992, Chapter 469, as amended; and prescribing the amount and form of such bonds and the manner for establishing the rate of interest.

Laid over to December 19 for third reading/public hearing

- 34 [Ord 12-82](#) Amending Chapter 14 of the Saint Paul Legislative Code pertaining to the disposal of abandoned and unclaimed property.

Laid over to December 19 for third reading/public hearing

First Reading

- 35 [Ord 12-83](#) Amending Chapter 310 of the Saint Paul Legislative Code pertaining to the addition of license fees for Animal Day Care and Animal Boarding.

Laid over to December 19 for second reading

SUSPENSION ITEMS

Councilmember Bostrom moved suspension of the rules.

Rules suspended

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Carter III, City Council President Lantry, Councilmember Stark, Councilmember Thune and Councilmember Tolbert

Nay: 0

[RES PH 12-334](#)

Approving the petition of 180 Degrees Inc. to vacate a portion of English Street and the adjacent alley abutting its property at 1291 and 1301 Seventh Street East. (Public hearing held December 5)

Councilmember Bostrom noted the amount of public testimony the previous week and said he'd communicated with a number of people. He said he'd been assured by the petitioner that they were going to do the best they could to make it a usable space and were working to try to find another way out onto Johnson Parkway. He said he was confident this would be resolved, but this gave the petitioner the ability to move forward. He moved approval.

Adopted

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Carter III, City Council President Lantry, Councilmember Stark, Councilmember Thune and Councilmember Tolbert

Nay: 0

Councilmember Bostrom moved suspension of the rules.

Rules suspended

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Carter III, City Council President Lantry, Councilmember Stark, Councilmember Thune and Councilmember Tolbert

Nay: 0

[RES 12-2288](#)

Approving the use of grant funds through the neighborhood STAR year-round program for security cameras at Forest and Case Streets.

Councilmember Bostrom moved approval.

Adopted

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Carter III, City Council President Lantry, Councilmember Stark, Councilmember Thune and Councilmember Tolbert

Nay: 0

ADJOURNMENT

Councilmember Brendmoen moved adjournment.

The meeting was adjourned at 3:45 p.m.

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Carter III, City Council President Lantry, Councilmember Stark, Councilmember Thune and Councilmember Tolbert

Nay: 0

Council Meeting Information

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