



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 Melvin Carter III
Councilmember Pat Harris
Councilmember Lee Helgen
Councilmember Russ Stark
Councilmember Dave Thune*

Wednesday, February 16, 2011

3:30 PM

Council Chambers - 3rd Floor

Public Hearings will begin at 5:30 p.m.

ROLL CALL

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 and considered separately.

- 1 [RES 10-1189](#) Authorizing the City to enter into an agreement with the Minnesota Department of Transportation.

 Sponsors: Thune

 Attachments: [Agreement 97356M](#)

- 2 [RES 11-247](#) Approving the application with conditions, per the Deputy Legislative Hearing Officer, for a Parking Ramp (Note: This license is for a parking garage, which is located under an existing residential building. No new construction is proposed. This license is necessary because the owner of the parking spaces is leasing them for contract parking), for Imperial Parking US Inc., d/b/a Impark (ID #20100004691) at 240 Spring Street.

 Sponsors: Thune

 Attachments: [Minutes](#)
 [Signed Conditions Affidavit](#)
 [Contested Letters](#)
 [Staff Report](#)
 [Parking Agreement](#)
 [License Application](#)
 [Photos](#)
 [STAMP Activities Report](#)
 [Police Activities Report](#)

- 3 [RES 11-203](#) Waiving the 45 day notice requirement of issuance of on-sale licenses for Frankensteen Taco LLC d/b/a the Rusty Taco.
Sponsors: Harris
- 4 [RES 11-191](#) Approving adverse action against the Massage Practitioner license held by Victoria A. Lindblade d/b/a Victoria A. Lindblade located at 1801 St. Clair Avenue in Saint Paul.
Sponsors: Harris
Attachments: [Notice of Intent to Suspend License.pdf](#)
 [SPLC Section 310.05 \(m\).pdf](#)
- 5 [RES 11-283](#) Approving adverse action against the Sidewalk Contractor license held by Gresser Companies, Inc. d/b/a Gresser for the City of Saint Paul.
Sponsors: Lantry
Attachments: [Notice of Intent to Suspend License.pdf](#)
 [SPLC Section 310.05 \(m\).pdf](#)
- 6 [RES 11-284](#) Approving adverse action against the Mobile Food Vehicle license held by Joe Perales d/b/a Perales Roast Corn for the City of Saint Paul.
Sponsors: Lantry
Attachments: [Notice of Intent to Suspend License.pdf](#)
 [SPLC Section 310.05 \(m\).pdf](#)
- 7 [RES 11-285](#) Approving adverse action against the Mobile Food Cart license held by Chris Pagan d/b/a The Sausage King of Chicago for the City of Saint Paul.
Sponsors: Lantry
Attachments: [Notice of Intent to Suspend License.pdf](#)
 [Email dated Jan. 10th 2011.pdf](#)
 [SPLC Section 310.05 \(m\).pdf](#)
- 8 [RES 11-286](#) Approving adverse action against the Cigarette/Tobacco license held by Walgreen Co., d/b/a Walgreen Co. located at 734 Grand Avenue in Saint Paul.
Sponsors: Thune
Attachments: [Notice of Violation.pdf](#)
 [Minn.Stat.Section 609.685.pdf](#)
 [SPLC Section 324.07.pdf](#)
 [SPLC Section 324.11.pdf](#)
- 9 [RES 11-297](#) Memorializing City Council action taken on February 2, 2010 sustaining adverse licensing action against all licenses held by Mazatlan d/b/a Mazatlan located at 567 Stryker Avenue in the City of Saint Paul.
Sponsors: Thune

- 10 **RES 11-315** Memorializing City Council action taken February 2, 2011 for properties at 1019-1021 CARROLL AVENUE 480 LAWSON AVENUE WEST, and 123 WAYZATA STREET.
Sponsors: Carter III
- 11 **RES 11-304** Amending assessment for graffiti removal on private property from August 26, 2010 to September 3, 2010 for property at 2107 Stewart Avenue.
Sponsors: Harris
- 12 **RES 11-306** Amending assessment for Certificate of Occupancy fees assessments, for fees reinvoiced in August 2010 for property at 1673 Iglehart Avenue.
Sponsors: Stark
- 13 **Min 11-2** Approval of the minutes of the September 1, 8, 15, 22 and 29; and October 6, 13 and 20, 2010 City Council meetings.
Sponsors: Lantry
Attachments: [Sum 09-01-10.pdf](#)
 [Sum 09-08-10.pdf](#)
 [Sum 09-15-10.pdf](#)
 [Sum 09-22-10.pdf](#)
 [Sum 09-29-10.pdf](#)
 [Sum 10-06-10.pdf](#)
 [Sum 10-13-10.pdf](#)
 [Sum 10-20-10.pdf](#)

FOR DISCUSSION

- 14 **RES 11-328** Providing for the Issuance of and Accepting a Proposal on the Sale of General Obligation Street Improvement Special Assessment Bonds, Series 2011B; Fixing the Form and Specifications of the Series 2011B Bonds; Providing for the Issuance of the Series 2011B Bonds; and Levying a Tax for the Payment of the Series 2011B Bonds
Sponsors: Lantry
Attachments: [11-328 2011B Street Resolution.pdf](#)
 [11-328 Exhibit A 2011B Street Resolution.pdf](#)
 [11-328 Exhibit B 2011B Street Resolution.pdf](#)
 [11-328 Exhibit C 2011B Street Resolution.pdf](#)
 [11-328 Exhibit D 2011B Street Resolution.pdf](#)
 [11-328 Completion Form 2011B Street Resolution.pdf](#)

- 15 [RES 11-329](#) Awarding the Sale of General Obligation Capital Improvement Bonds, Series 2011A in Order to Finance Certain Capital Improvements and Refund Certain Prior Capital Improvement Bonds; Fixing the Form and Specifications of the Series 2011A Bonds; Directing the Execution and Delivery of the Series 2011A Bonds; and Providing for the Payment of and Levying a Tax for the Series 2011A Bonds and the Refunding of the Prior Bonds
- Sponsors:** Lantry
- Attachments:** [11-329 2011A CIB Resolution.pdf](#)
 [11-329 Exhibit A 2011A CIB Resolution.pdf](#)
 [11-329 Exhibit B 2011A CIB Resolution.pdf](#)
 [11-329 Exhibit C 2011A CIB Resolution.pdf](#)
 [11-329 Exhibit D 2011A CIB Resolution.pdf](#)
 [11-329 Completion Form 2011A CIB Resolution.pdf](#)
- 16 [RES 11-332](#) Supplemental Resolution #9 Supplementing the General Resolution (CF 88-835) Relating to Sewer Revenue Bonds and Providing for the Issuance of Sewer Revenue Bonds, Series 2011C; Awarding the Sale of the Series 2011C Bonds; and Fixing the Form and Specifications of the Series 2011C Bonds
- Sponsors:** Lantry
- Attachments:** [11-332 2011C Sewer Resolution.pdf](#)
 [11-332 Exhibit A 2011C Sewer Resolution.pdf](#)
 [11-332 Exhibit B 2011C Sewer Resolution.pdf](#)
 [11-332 Exhibit C 2011C Sewer Resolution.pdf](#)
 [11-332 Completion Form 2011C Sewer Resolution.pdf](#)
- 17 [RES 11-336](#) Authorizing the Issuance and Sale of Water Revenue Refunding Bonds, Series 2011D and Series 2011E; Awarding the Sale thereof to the Purchasers Named Herein and; Fixing the Form and Specifications of the Water Revenue Refunding Bonds, Series 2011
- Sponsors:** Lantry
- Attachments:** [11-336 2011D&E Water Bond Sale Resolution.pdf](#)
 [11-336 Exhibit A 2011DE Water Resolution.pdf](#)
 [11-336 Exhibit B 2011DE Water Resolution.pdf](#)
 [11-336 Exhibit C 2011DE Water Resolution.pdf](#)
 [11-336 Exhibit D 2011DE Water Resolution.pdf](#)
 [11-336 Exhibit E 2011DE Water Resolution.pdf](#)
 [11-336 Exhibit F 2011DE Water Resolution.pdf](#)
 [11-336 Water Concurring Res 2011DE Water Resolution.pdf](#)
 [11-336 Completion Form 2011DE Water Resolution.pdf](#)

SUSPENSION ITEMS

RES 11-294 Memorializing City Council action taken on February 2, 2010 sustaining adverse licensing action against all licenses held by MW # 1 Inc., d/b/a Corner Meats and Grocery located at 516 Rice Street in the City of Saint Paul.

Sponsors: Carter III

RES 11-295 Memorializing City Council action taken on February 2, 2010 sustaining adverse licensing action against all licenses held by V & HM Plus LLC d/b/a El Pantano Plus located at 586 Rice Street in the City of Saint Paul.

Sponsors: Carter III

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

18 **Ord 11-2** Creating a new Chapter 33B in the Administrative Code entitled Reimbursement for technology expense.

Sponsors: Thune

19 **Ord 11-3** Amending Chapter 33 of the Administrative Code regarding transportation reimbursement.

Sponsors: Thune

20 **Ord 11-12** Amending Charter Section 7.04 regarding elections.

Sponsors: Lantry

Attachments: [Charter Commission Letter of Transmittal.pdf](#)
[Public Hearing Notice](#)

21 **Ord 11-13** Amending Charter Section 2.05 regarding elected officials.

Sponsors: Lantry

Attachments: [Charter Commission Letter of Transmittal.pdf](#)
[Public Hearing Notice](#)

22 **Ord 11-14** Amending Charter Section 4.01.3 regarding decennial redistricting.

Sponsors: Lantry

Attachments: [Charter Commission Letter of Transmittal.pdf](#)
[Public Hearing Notice](#)

23 **Ord 11-10** Amending Chapter 376.06 Of The Saint Paul Legislative Code To Clarify Notice Requirements In The Case Of Insurance Cancellation For Nonpayment Of Premium For Taxi Licenses.

Sponsors: Lantry

- 24 **RES 11-185** Amending the financing and spending plans in the Fire Department in the amount of \$9,400.00 for the contribution received from the Minnesota Board of Firefighter Training and Education.
- Sponsors:** Lantry
- Attachments:** [MN Board of Firefighter Training](#)
 [MN Board of Firefighter Training letter](#)
- 25 **RES 11-255** Accepting Contamination Cleanup Grants from the Department of Employment and Economic Development and the Metropolitan Council for the Hazelden/615 Drake, Schmidt Brewery Bottle and Brew House, West Side Flats, and Pioneer/Endicott Sites, and amending the 2011 Budget.
- Sponsors:** Thune
- Attachments:** [RES 11-255 - Accepting Contamination Cleanup Grants from DEED - Financial](#)
- 26 **RES 11-215** Approving adverse action against the Cigarette/Tobacco license held by Tom Super USA, LLC d/b/a Super USA located at 976 Seventh Street East in Saint Paul.
- Sponsors:** Bostrom
- Attachments:** [Notice of Council Hearing.pdf](#)
 [Uncontested License Matter form.pdf](#)
 [ECLIPS information.pdf](#)
 [Tobacco Compliance Check Purchase Form.pdf](#)
 [Notice of Violation.pdf](#)
 [Letter from licensee requesting hearing.pdf](#)
 [Minn. Stat. 609.685.pdf](#)
 [SPLC Section 324.07.pdf](#)
 [SPLC Section 324.11.pdf](#)
- 27 **PH 11-4** Public hearing to consider the application of Phillip Gustafson for preliminary plat approval for Melissa Hill Addition to create seven residential parcels at 589 Burlington Rd.
- Sponsors:** Lantry
- Attachments:** [Staff report](#)
 [Preliminary plat application](#)
 [Preliminary plat drawings.pdf](#)
 [Staff comments on plat.pdf](#)
 [Site plan review results.pdf](#)
 [Deadline extension letter](#)
 [District 1 letter.pdf](#)
 [Aerial photo with zoning](#)
 [Comments PH 11-4 hearing 589 Burlington Road MelissaHill Addition.pdf](#)

- 28 **RES 11-222** Ratifying Vacant Building Demolition Assessments for work performed with CDBG funds in September 2010. (File No. J1103C, Assessment Number 118978)
- Sponsors:** Lantry
- Attachments:** [Report of Completion](#)
 [Assessment Roll](#)
- 29 **RES 11-326** Ratifying graffiti removal assessments for work done on private properties during the time period of September 28, to October 28, 2010 [RE Project #J1107P, Assessment #118001 J1107P].
- Sponsors:** Lantry
- Attachments:** [Graffiti Removal.Assessment Roll.J1107P](#)
 [J1107P Completion Report.pdf](#)
 [202 Snelling Ave N.J1107P.pdf](#)
 [314 Bates Ave.J1107P.pdf](#)
 [887 Randolph Ave.J1107P.pdf](#)
 [1271 University Ave W.J1107P.pdf](#)
- 30 **RES 11-330** Ratifying Emergency Boarding and Securing services during the month of September, 2010. (File No. J1102B, Asmt No. 118007)
- Sponsors:** Lantry
- Attachments:** [Report of Completion](#)
 [Assessment Roll](#)
 [945 Sixth St.J1102B.pdf](#)
 [1319 Westminster.J1102B.pdf](#)
 [1627 Minnehaha Ave E.J1102B.pdf](#)
 [1039 Hudson Rd.J1102B.pdf](#)
- 31 **RES 11-331** Ratifying Collection of Vacant Building services from the month of October, 2010. (File No. VB1103, Asmt No. 118004)
- Sponsors:** Lantry
- Attachments:** [Report of Completion](#)
 [Assessment Roll](#)
 [104 Larpenteur Ave W.VB1103.pdf](#)
 [577 Front Ave.VB1103.pdf](#)
 [602 Ohio St.VB1103.pdf](#)
 [835 Oakdale Ave.VB1103.pdf](#)
- 32 **RES 11-333** Ratifying Tree Removal services during the month of November, 2010. (File No. 1104T, Asmt No. 119091)
- Sponsors:** Lantry
- Attachments:** [Report of Completion](#)
 [Assessment Roll](#)

- 33 [RES 11-334](#) Ratifying Collection of Vacant Building services from the month of August, 2010 at 230 7th St W. (File No. VB1105, Asmt No. 118010)
- Sponsors:** Lantry
- Attachments:** [Report of Completion](#)
 [Assessment Roll](#)
 [230 7th St W.VB1105.pdf](#)
- 34 [RES 11-337](#) Ratifying Property Clean Up services during the time period of November 01 to December 02, 2010. (File No. J1108A, Asmt No. 118015)
- Sponsors:** Lantry
- Attachments:** [Report of Completion](#)
 [Assessment Roll](#)
 [138 King St.J1108A.pdf](#)
 [453 Sherburne Ave.J1108A.pdf](#)
 [525-527 Charles Ave.J1108A.pdf](#)
 [591 Van Buren Ave.J1108A.pdf](#)
 [674 Magnolia Ave E.J1108A.pdf](#)
 [701 Geranium Ave E.J1108A.pdf](#)
 [936 Galtier St.J1108A.pdf](#)
 [938 Carroll Ave.J1108A.pdf](#)
 [950 Central Ave W.J1108A.pdf](#)
 [969 Front Ave.J1108A.pdf](#)
 [1184 Ross Ave.J1108A.pdf](#)
 [1189 Norton St.J1108A.pdf](#)
 [1262 Cook Ave E.J1108A.pdf](#)
 [1321 Reaney Ave.J1108A.pdf](#)
 [1532 & 1546 White Bear Ave.J1108A.pdf](#)
 [1804 Engelwood Ave.J1108A.pdf](#)
 [1130 Central Ave W.J1108A.pdf](#)
- 35 [RES 11-340](#) Ratifying the assessment of Property Clean Up services against individual property. (File No. J1106A1), Laid Over from January 19, 2010.
- Sponsors:** Lantry
- Attachments:** [Assessment Roll](#)

SUSPENSION ITEM

RES 11-125 Ratifying property clean-up assessments for work done on private property from August 31 to September 16, 2010. [J1104A] Laid over from January 19th

Sponsors: Thune

Attachments: [Property Clean-Ups Assessment Roll.8-31 to 9-16-10.pdf](#)

[382 Curtice Street East.Appeal.12-7-10](#)

[534 Larpenteur Ave E.Appeal.11-16-10](#)

[993 Edgerton St.Appeal.11-16-10](#)

[1626 St Albans St N.Appeal.11-16-10](#)

[1045 Bush Ave.Appeal.11-16-10](#)

[417 Arlington Ave E.Appeal.11-16-10](#)

[481 St Anthony Ave.Appeal.11-16-10](#)

[996 3rd St E.Appeal.12-7-10](#)

LEGISLATIVE PUBLIC HEARINGS

36 **RES 11-69** Ordering the razing and removal of the structures at 49 WYOMING ST W within fifteen (15) days after the February 16, 2011, City Council Public Hearing.

Sponsors: Thune

Attachments: [49 Wyoming W.Order to Abate Nuisance Building.11-12-10.pdf](#)

[49 Wyoming W.Hearing Notice.12-30-10.pdf](#)

[49 Wyoming St W.LH Ltr.1-25-11.doc](#)

[49 Wyoming St W.WSCO Ltr.1-27-11.pdf](#)

[49 Wyoming At W.Photos.8-24-10.pdf](#)

37 **RES 11-75** Ordering the razing and removal of the structures at 472 CONCORD ST within one hundred twenty (120) days after the February 16, 2011, City Council Public Hearing.

Sponsors: Thune

Attachments: [472 Concord St.Order to Abate Nuisance Building.11-16-10.pdf](#)

[472 Concord St.Hearing Notice.12-30-10.pdf](#)

[472 Concord St.Code Compliance Inspection Report.2-4-09.pdf](#)

[472 Concord.Code Compliance Inspection Report.2.3-30-10.pdf](#)

[472 Concord St.Photos10-20-10.pdf](#)

[472 Concord St.WSCO Ltr.1-27-11](#)

[472 Concord St. Ludzack Email.2-7-11.pdf](#)

[472 Concord St.LH Ltr to Ludzack.1-27-11.doc](#)

[472 Concord St.LH Ltr to Ludzack.2-8-11.doc](#)

[472 Concord St.Photos.1-27-09.pdf](#)

[472 Concord St-Diagram.pdf](#)

- 38 [RES 11-77](#) Ordering the rehabilitation or razing and removal of the structures at 686 BRADLEY ST within fifteen (15) days after the February 16, 2011, City Council Public Hearing, and laying over for 180 days.
- Sponsors:** Thune
- Attachments:** [686 Bradley.Hearing Notice.12.30.10.pdf](#)
 [686 Bradley.Order to Abate.11-17-10.pdf](#)
 [686 Bradley.Photos.9-22-10.pdf](#)
 [686 Bradley.Code Compliance Report.10-17-05.pdf](#)
 [686 Bradley.Code Compliance Report.11-1-07.pdf](#)
 [686 Bradley St.LH Referral to HPC.1-25-11.doc](#)
- 39 [RES 11-316](#) Ordering the razing and removal of the structures at 697 BRADLEY ST within fifteen (15) days after the February 16, 2011, City Council Public Hearing, and laying over for 180 days.
- Sponsors:** Thune
- Attachments:** [697 Bradley.Hearing Notice.12-30-10.pdf](#)
 [697 Bradley.Order to Abate Nuisance Building.11-16-10.pdf](#)
 [697 Bradley St.Photos.9-22-10.pdf](#)
 [697 Bradley St.LH Ltr.1-25-11.doc](#)
- 40 [RES 11-79](#) Ordering the razing and removal of the structures at 1070 MCLEAN AVE within fifteen (15) days after the February 16, 2011, City Council Public Hearing.
- Sponsors:** Lantry
- Attachments:** [1070 McLean Ave.Code Compliance Inspection Report.3-1-10.pdf](#)
 [1070 McLean Ave.Order to Abate Nuisance Building.11-16-10.pdf](#)
 [1070 McLean Ave. Hearing Notice.12-30-10.pdf](#)
 [1070 McLean Ave-Photos.9-23-10.pdf](#)
- 41 [ALH 11-125](#) Appeal of Lafonda Shamsid-Deen to a Revocation of Fire Certificate of Occupancy and Order to Vacate at 836 CARROLL AVENUE.
- Sponsors:** Carter III
- Attachments:** [836 Carroll.appeal.1-13-11.pdf](#)
 [836 Carroll Ave Ltr 1-25-11.doc](#)
- 42 [ALH 10-114](#) Appeal of William Wengler to a Fire Certificate of Occupancy Correction Notice at 857 GRAND AVENUE.
- Sponsors:** Thune
- Attachments:** [857 Grand Ave.Appeal.9-10-10.pdf](#)
 [857 Grand Ave.Fire C of O Ltr.9-2-10](#)
 [857 Grand Ave.PC ltr.9-24-10.doc](#)
 [857 Grand Ave.PC Ltr 1-20-11.doc](#)

- 43 [ALH 11-188](#) Appeal of David O'Loughlin, Crown Bluff Enterprises, on behalf of Mike Brodtmann, to an Egress Window Non-Compliance Determination at 1665 Juliet Avenue.
Sponsors: Harris
Attachments: [1665 Juliet.appeal.1-27-11.pdf](#)
- 44 [ALH 10-455](#) Appeal of John Krenik to a Summary Abatement Order, Vehicle Abatement Order, and Correction Notice-Complaint Inspection at 817 Aldine Street.
Sponsors: Stark
Attachments: [817 Aldine St.appeal.12-14-10.pdf](#)
 [817 Aldine Street.Bob Johnson Email.12-21-10.pdf](#)
 [817 Aldine St.photos 1.pdf](#)
 [817 Aldine St.photos 2.1-23-09.pdf](#)
 [817 Aldine St.vehicle photos.pdf](#)
 [817 Aldine St.LH revised ltr.12-21-10.doc](#)
 [817 Aldine St-Minutes 12-21-10.pdf](#)
- 45 [ALH 11-49](#) Appeal of Ben Hill to a Vacant Building Registration Notice at 853 CONWAY STREET.
Sponsors: Lantry
Attachments: [853 Conway.appeal.1-6-2011.pdf](#)
 [853 Conway Street.PC ltr 1-11-11.doc](#)
 [853 Conway Street.PC ltr 1-27-11.doc](#)

ADJOURNMENT

Council Meeting Information

Web

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Cable

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