



City of Saint Paul

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

City Council Minutes – Final

*Council President Kathy Lantry
Councilmember Dan Bostrom
Councilmember Amy Brendmoen
Councilmember Melvin Carter III
Councilmember Russ Stark
Councilmember Dave Thune
Councilmember Chris Tolbert*

Wednesday, February 8, 2012

3:30 PM

Council Chambers - 3rd Floor

ROLL CALL

The meeting was called to order by Council President Lantry at 3:31 p.m.

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

COMMUNICATIONS & RECEIVE/FILE

- 1 **CO 12-4** Letters from the Department of Safety and Inspections declaring 317 Baker Street West and 838 Robert Street South as nuisance properties. (For notification purposes only; public hearings will be scheduled at a later date if necessary.)

Sponsors: Thune

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

Councilmember Bostrom moved approval of the Consent Agenda.

Consent Agenda adopted

Yea: 6 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Carter III, City Council President Lantry, Councilmember Stark and Councilmember Tolbert

Nay: 0

Absent: 1 - Councilmember Thune

- 2 **RES 12-275** Approving the Memorandum of Agreement (January 1, 2012) between the City of Saint Paul and the International Union of Elevator Constructors, Local 9 - 2012 Wage and Fringe Adjustment. (To be laid over one week for adoption.)

Sponsors: Lantry

Laid over to February 15 for adoption

- 3 **RES 12-271** Approving the Mayor's appointment of Amy Brendmoen to serve on the Metro Cities Board of Directors.

Sponsors: Lantry

Adopted

- 4 **RES 12-214** Reappointing Luz María Frias as Director of the Department of Human Rights and Equal Economic Opportunity.

Sponsors: Lantry and Carter III

Adopted

- 5 **RES 12-272** Accepting a donation of e-mail marketing services from iXfactor to City Council ward offices.

Sponsors: Brendmoen

Adopted

- 6 **RES 12-210** Authorizing the Fire Department to accept a donation of \$100.00 from the Residential Mortgage Group (RMG) Inc. to continue to provide public safety and community education to the City of Saint Paul and its residents.

Sponsors: Lantry

Adopted

- 7 **RES 12-196** Approving the City's cost of providing Collection of Certificate of Occupancy Fees Services from December 2011, and setting date of Legislative Hearing for March 6, 2012 and City Council Public Hearing for April 18, 2012 to consider and levy the assessments against individual properties. (File No. CRT1205, Asmt No. 128204)

Sponsors: Lantry

Adopted

- 8 **RES 12-197** Approving the City's cost of providing Demolition Services during December 2011 (NON-C.D.B.G. Funds), and setting date of Legislative Hearing for March 6, 2012 and City Council Public Hearing for April 18, 2012 to consider and levy the assessments against individual properties. (File No. J1208C, Asmt No. 122002)
Sponsors: Lantry
Adopted
- 9 **RES 12-198** Approving the City's cost of providing Boarding and Securing Services during December 2011, and setting date of Legislative Hearing for March 6, 2012 and City Council Public Hearing for April 18, 2012 to consider and levy the assessments against individual properties. (File No. J1205B, Asmt No. 128104)
Sponsors: Lantry
Adopted
- 10 **RES 12-199** Approving the City's cost of providing Excessive Use of Inspection Services from October 28 to December 9, 2011, and setting date of Legislative Hearing for March 6, 2012 and City Council Public Hearing for April 18, 2012 to consider and levy the assessments against individual properties. (File No. J1204E, Asmt No. 128303)
Sponsors: Lantry
Adopted
- 11 **RES 12-200** Approving the City's costs for providing Tree Removal Services from January 2012, and setting date of Legislative Hearing for March 6, 2012 and City Council Public Hearing for April 18, 2012 to consider and levy the assessments against individual properties. (File No. 1206T, Asmt No. 129005)
Sponsors: Lantry
Adopted
- 12 **RES 12-206** Approving assessment costs and setting date of City Council public hearing to ratify the assessment for construction of a sanitary sewer connection at 1817 Wellesley Avenue, as requested by the property owner in connection with the Fairview Avenue reconstruction project. (File No. 19094C, Assessment No. 126005)
Sponsors: Tolbert
Adopted
- 13 **RES 12-208** Approving assessment costs and setting date of City Council public hearing to ratify the assessment for construction of sanitary sewer connections, as requested by the property owners, in connection with the Page/Woodbury RSVP. (File No. 19077C, Assessment No. 126001)
Sponsors: Thune
Adopted
- 14 **RLH TA 12-78** Amending Council File RLH AR 11-117 to delete the assessment for Emergency Boarding and Securing and/or Boarding of Vacant Building during August 2011 at 680 MINNEHAHA AVENUE EAST. (File No. J1201B, Assessment No. 128100)
Sponsors: Lantry
Adopted

RECONSIDERATION

Councilmember Stark moved to reconsider RES 12-236. Yeas - 6 Nays - 0 (Thune not present for vote)

- 15 **RES 12-236** Accepting the gift of travel, lodging, and conference registration, not to exceed \$1700, from the Strategy Institute, for Department of Planning and Economic Development staff member Christina Morrison to travel to the Urban Transportation Summit (UTS), March 6 and 7, in Toronto, Canada. (To be laid over to February 15 for public hearing)

Sponsors: Lantry

Councilmember Stark moved to lay the matter over to February 15 for public hearing.

Laid over to February 15 for public hearing

Yea: 6 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Carter III, City Council President Lantry, Councilmember Stark and Councilmember Tolbert

Nay: 0

Absent: 1 - Councilmember Thune

Councilmember Stark moved to reconsider RLH TA 11-505. Yeas - 6 Nays - 0 (Thune not present for vote)

- 16 **RLH TA 11-505** Deleting the Appealed Special Tax Assessment for Real Estate Project No. J1203G, Assessment No. 128706 at 381 CLEVELAND AVENUE NORTH.

Sponsors: Stark

Legislative Hearing Officer Marcia Moermond said it had been determined in the previous day's hearing that the property owner did have garbage service at the time the City was providing service. She said her recommendation was to delete the assessment.

Councilmember Stark moved to approve the resolution as amended.

Adopted as amended (delete the assessment)

Yea: 6 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Carter III, City Council President Lantry, Councilmember Stark and Councilmember Tolbert

Nay: 0

Absent: 1 - Councilmember Thune

FOR DISCUSSION

Councilmember Thune joined the meeting.

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

- 17 **RLH FOW
11-239** Appeal of Robert Hartnett to a Re-Inspection Fire Certificate of Occupancy With Deficiencies at 1037 JUNO AVENUE. (Public hearing held February 1)
- Sponsors:** Thune
- Legislative Hearing Officer Marcia Moermond said the appeal involved an egress window with dimensions of 22 inches high by 16 inches wide. She said her recommendation was to deny the appeal.*
- Councilmember Thune moved to accept the recommendation.*
- Adopted (appeal denied)**
- 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 11-1071** Approving adverse action against the Animal Boarding (Commercial) license application submitted by Sandra Belisle, d/b/a Sandy's Professional Dog & Cat Grooming, 360 Clifton Street. (Public hearing held September 21, 2011; laid over from December 14, 2011)
- Sponsors:** Thune
- Councilmember Thune said they were working on some changes; he moved to lay the matter over for four weeks.*
- Laid over to March 7**
- 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.

Third Reading, No Public Hearing

- 19 **Ord 12-2** Memorializing City Council action granting the application of MGM Properties LLC to rezone portions of 1105, 1111, 1117, 1121, and 1125 California Avenue West from R4 One-Family Residential to B2 Community Business and to amend Saint Paul Legislative Code Chapter 60 pertaining to the Saint Paul zoning map to reflect the same. (Public Hearing held December 21, 2011.)
- Sponsors:** Brendmoen
- Laid over to February 15 for final adoption**

Second Reading

- 20 **Ord 12-3** Memorializing City Council action granting the application of Wulff Family Mortuary for the Rezoning from R4 Single-Family Residential to VP Vehicular Parking at 1756 Nebraska Avenue East and 1755 Nevada Avenue East, and amending Chapter 60 of the Saint Paul Legislative Code pertaining to the Saint Paul zoning map. (Public hearing held December 21, 2011)
- Sponsors:** Bostrom
- Laid over to February 15 for third reading**

First Reading

- 21 **Ord 12-5** Memorializing City Council action granting the application of Apex Auto Salvage, Inc to rezone the property at 198 Minnehaha Avenue East from I1 Light Industrial to I2 General Industrial, and amending Chapter 60 of the Saint Paul Legislative Code pertaining to the Saint Paul zoning map. (Public hearing held January 18)
- Sponsors:** Thune
- Amended; laid over to February 15 for second reading**
- 22 **Ord 12-8** Amending Chapter 157, Traffic Code, General Parking Restrictions, to restore no-parking zone and limited-term parking zone violation language to the Code, which language was inadvertently deleted from the September 28, 2011 revisions.
- Sponsors:** Lantry
- Laid over to February 15 for second reading**

ADJOURNMENT

Meeting adjourned

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

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)