



# 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 Russ Stark*  
*Councilmember Dai Thao*  
*Councilmember Dave Thune*  
*Councilmember Chris Tolbert*

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Wednesday, July 23, 2014

3:30 PM

Council Chambers - 3rd Floor

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#### Public Hearings at 5:30 p.m.

There will be no meeting on July 30, the fifth Wednesday of the month.

#### ROLL CALL

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

**Council President Lantry and Councilmember Brendmoen excused**

**Present** 5 - Councilmember Dan Bostrom, Councilmember Russ Stark, Councilmember Dai Thao, Councilmember Dave Thune and Councilmember Chris Tolbert

**Absent** 2 - Councilmember Amy Brendmoen and City Council President Kathy Lantry

#### COMMUNICATIONS & RECEIVE/FILE

- 1 [AO 14-37](#) Amending the 2014-2015 budget of the CDBG Federal Grants Fund.

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 2 - 18)

*Item 13 was removed from the Consent Agenda for separate consideration.*

*Councilmember Bostrom moved approval of the Consent Agenda as amended.*

**Consent Agenda adopted as amended**

**Yea:** 5 - Councilmember Bostrom, Councilmember Stark, Councilmember Thao, Councilmember Thune and Councilmember Tolbert

**Nay:** 0

**Absent:** 2 - Councilmember Brendmoen and City Council President Lantry

- 2     [RES 14-1207](#)     Approving the acceptance of a grant from the Corporation for National and Community Service providing up to 21 AmeriCorps VISTA members to the Saint Paul VISTA Program.  
**Adopted**
- 3     [RES 14-1208](#)     Authorizing the City to enter into a Memorandum of Agreement with each of the participating sites for the 2014-2015 VISTA program year.  
**Adopted**
- 4     [RES 14-1209](#)     Approving the expenditure of program dollars on food for the City's VISTA Program with funds from Corporation for National and Community Service.  
**Adopted**
- 5     [RES 14-1195](#)     Approving the City's cost of providing Collection of Certificate of Occupancy fees billed March 13 to April 15, 2014, and setting date of Legislative Hearing for August 19, 2014 and City Council Public Hearing for October 1, 2014 to consider and levy the assessments against individual properties. (File No. CRT1412, Assessment No. 148213)  
**Adopted**
- 6     [Min 14-32](#)         Approving the minutes of the June 4, 11, 18, and 25, 2014 City Council meetings.  
**Adopted**
- 7     [RES 14-1229](#)     Amending RES 10-1207, RES 12-737, RES 13-1399 and RES 14-9 to accommodate staff changes in the Cable Franchise Renewal Committee.  
**Adopted**
- 8     [RES 14-1120](#)     Approving assessment costs and setting date of City Council Public Hearing to ratify the assessment for installation of a storm sewer service connection at 24 East Fourth Street. (File No. 19165C, Assessment No. 146005)  
**Adopted**
- 9     [RES 14-1196](#)     Approving the City's cost of providing Demolition services during May and June 2014, and setting date of Legislative Hearing for August 19, 2014 and City Council Public Hearing for October 1, 2014 to consider and levy the assessments against individual properties. (File No. J1412C, Assessment No. 142011)  
**Adopted**

- 10     [RES 14-1199](#)     Approving the City's cost of providing Tree Removal services during May 2014 at 521 Edmund Avenue, and setting date of Legislative Hearing for August 19, 2014 and City Council Public Hearing for October 1, 2014 to consider and levy the assessments. (File No. 1409T, Assessment No. 149009)
- Adopted**
- 11     [RES 14-1197](#)     Approving the City's cost of providing Property Clean Up services from June 4 to July 1, 2014, and setting date of Legislative Hearing for August 19, 2014 and City Council Public Hearing for October 1, 2014 to consider and levy the assessments against individual properties. (File No. J1412A, Assessment No. 148538)
- Adopted**
- 12     [RES 14-1198](#)     Approving the City's cost of providing Trash Hauling services from June 4 to 25, 2014, and setting date of Legislative Hearing for August 19, 2014 and City Council Public Hearing for October 1, 2014 to consider and levy the assessments against individual properties. (File No. J1412G, Assessment No. 148712)
- Adopted**
- 14     [RES 14-1154](#)     Authorizing the Department of Parks and Recreation to apply for a grant from the Minnesota Association for Volunteer Administration.
- Adopted**
- 15     [RES 14-1212](#)     Authorizing the Department of Parks and Recreation to accept second round youth employment grant funds from DEED in the amount of \$450,000 and to indemnify and hold the State of Minnesota harmless in the performance of the contract related to the grant funds.
- Adopted**
- 16     [RES 14-1190](#)     Approving the transfer of Sewer Ownership Agreement #2 with the State of Minnesota.
- Adopted**
- 17     [RES 14-1225](#)     Approving the re-issuance of the City Contractor - Fence license to Patrick D. Quinn, d/b/a Northland Fence, and waiving the \$500.00 matrix penalty previously imposed.
- Adopted**
- 18     [RES 14-1164](#)     Approving adverse action against the Auto Repair Garage license held by Rocky Vang, d/b/a Care Auto Repair at 931 Atlantic Street.
- Adopted**

**FOR DISCUSSION**

- 13**    [RES 14-1247](#)    Supplementing the general resolution relating to sewer revenue bonds (Supplemental Resolution #12, Council File 88-835); providing for the issuance of Sewer Revenue Bonds, Series 2014E; awarding the sale of the Series 2014E Bonds; and fixing the form and specifications of the Series 2014E Bonds.

*Michael Solomon, Office of Financial Services, gave a staff report on the bond sale.*

*Councilmember Bostrom moved to amend the resolution with the results of the sale, and approve the resolution as amended.*

**Adopted as amended**

**Yea:** 5 - Councilmember Bostrom, Councilmember Stark, Councilmember Thao, Councilmember Thune and Councilmember Tolbert

**Nay:** 0

**Absent:** 2 - Councilmember Brendmoen and City Council President Lantry

- 19**    [RES 14-1256](#)    Commemorating the life of Nai Koo Shong Ger Thao.

*Councilmember Thao read the resolution and introduced family members in attendance. He moved approval of the resolution.*

**Adopted**

**Yea:** 5 - Councilmember Bostrom, Councilmember Stark, Councilmember Thao, Councilmember Thune and Councilmember Tolbert

**Nay:** 0

**Absent:** 2 - Councilmember Brendmoen and City Council President Lantry

- 20**    [CO 14-30](#)    Presentation of C-SPAN's "Cities Tour" focus on the City of Saint Paul by Mark Farkas, C-SPAN Executive Producer.

*C-Span Executive Producer Mark Farkas made a brief presentation on the station and its programming. He thanked the City and Comcast for their support, and said their visit to St. Paul would be featured on Book TV and American History on September 20 and 21. Councilmember Tolbert thanked Mr. Farkas.*

**Received and Filed**

**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.

**Second Reading**

- 21 [Ord 14-30](#) Amending Chapter 2 of the Saint Paul Administrative Code pertaining to Community Presence and Responsibility in Banking.  
Laid over to August 6 for third reading/public hearing

**First Reading**

- 22 [Ord 14-31](#) Amending Chapter 357 of the Saint Paul Legislative Code pertaining to construction debris, haulers and related hazardous materials.  
Laid over to August 6 for second reading

*Council members shared information about upcoming events in their wards. Councilmember Tolbert acknowledged the Right Track interns in attendance and invited them to the podium to introduce themselves.*

*The Council recessed at 3:53 p.m.*

**PUBLIC HEARINGS****Council President Lantry and Councilmember Brendmoen excused**

- Present** 4 - Councilmember Dan Bostrom, Councilmember Russ Stark, Councilmember Dave Thune and Councilmember Chris Tolbert
- Absent** 3 - Councilmember Amy Brendmoen, City Council President Kathy Lantry and Councilmember Dai Thao

**Councilmember Thao arrived after roll call.**

- Present** 5 - Councilmember Dan Bostrom, Councilmember Russ Stark, Councilmember Dai Thao, Councilmember Dave Thune and Councilmember Chris Tolbert
- Absent** 2 - Councilmember Amy Brendmoen and City Council President Kathy Lantry

- 23**    [Ord 14-27](#)            Amending Chapter 375 of the Saint Paul Legislative Code pertaining to the requirements for holding a pedicab driver license.
- No one appeared in opposition; Councilmember Thune moved to close the public hearing.*
- Public hearing held and closed; laid over to August 6 for final adoption**
- Yea:** 5 - Councilmember Bostrom, Councilmember Stark, Councilmember Thao, Councilmember Thune and Councilmember Tolbert
- Nay:** 0
- Absent:** 2 - Councilmember Brendmoen and City Council President Lantry
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- 24**    [Ord 14-29](#)            Amending Chapter 409 of the Saint Paul Legislative Code pertaining to Sunday Sales and Brewer Taproom licenses, and Microdistillery Cocktail Room licenses.
- No one appeared in opposition; Councilmember Stark moved to close the public hearing.*
- Public hearing held and closed; laid over to August 6 for final adoption**
- Yea:** 5 - Councilmember Bostrom, Councilmember Stark, Councilmember Thao, Councilmember Thune and Councilmember Tolbert
- Nay:** 0
- Absent:** 2 - Councilmember Brendmoen and City Council President Lantry
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- 25**    [RES PH 14-191](#)       Approving the application of Tawfiq Islamic Center for a sound level variance for the outdoor Annual Eid Prayer Services on Monday, July 28th or Tuesday, July 29th, 2014; and on Sunday, October 5th or Monday, October 6, 2014; both from 7:00 a.m. to 10:30 a.m. at the Oxford Community Center Football Field, 270 Lexington Parkway North.
- No one appeared in opposition; Councilmember Thao moved to close the public hearing and lay the matter over to August 6 for adoption.*
- (The item was recalled and approved at the end of the meeting.)*
- Adopted**
- Yea:** 5 - Councilmember Bostrom, Councilmember Stark, Councilmember Thao, Councilmember Thune and Councilmember Tolbert
- Nay:** 0
- Absent:** 2 - Councilmember Brendmoen and City Council President Lantry

- 26     [RES PH 14-195](#)     Approving the application of Bedlam Theatre for a sound level variance in order to present amplified music from 5:00 p.m. until 10:00 p.m. on five (5) Wednesdays starting July 30, 2014 through August 27, 2014, at the Union Depot East Plaza, 214 Fourth Street East, for the Bedlam Theatre Concert Series.

*No one appeared in opposition; Councilmember Thune moved to close the public hearing and approve the resolution.*

**Adopted**

**Yea:** 5 - Councilmember Bostrom, Councilmember Stark, Councilmember Thao, Councilmember Thune and Councilmember Tolbert

**Nay:** 0

**Absent:** 2 - Councilmember Brendmoen and City Council President Lantry

- 27     [RES PH 14-196](#)     Approving the application of Team Ortho Foundation for a sound level variance in order to present announcements at Kellogg Boulevard and Wacouta Street, amplified music and the use of a sound system for announcements at Shepard Road and Sibley Street, and a DJ at the Union Depot South Plaza, 214 Fourth Street East, on Saturday, August 2, 2014 from 7:30 p.m. to 11:00 p.m. (amended to 10:30 p.m.), for the Tiki Run.

*Councilmember Thune moved an amendment changing the ending time to 10:30 p.m. He said he had consulted with a representative from the event. Yeas - 5 Nays - 0*

*No one appeared in opposition; Councilmember Thune moved to close the public hearing and approve the resolution as amended.*

**Adopted as amended (10:30 p.m. ending time)**

**Yea:** 5 - Councilmember Bostrom, Councilmember Stark, Councilmember Thao, Councilmember Thune and Councilmember Tolbert

**Nay:** 0

**Absent:** 2 - Councilmember Brendmoen and City Council President Lantry

- 28     [RES PH 14-197](#)     Approving the application of Podium Sports Marketing for a sound level variance in order to present amplified music and announcements at the east end of Upper Landing Park and an area west of Eagle Street on Shepard Road, on Saturday, August 2, 2014 from 7:15 a.m. to 11:30 a.m., for the In-Line Marathon.

*No one appeared in opposition; Councilmember Thune moved to close the public hearing and approve the resolution. He said event representatives had worked with DSI on adjusting sound levels at the earlier times, and the staff at DSI had done an excellent job.*

**Adopted**

**Yea:** 5 - Councilmember Bostrom, Councilmember Stark, Councilmember Thao, Councilmember Thune and Councilmember Tolbert

**Nay:** 0

**Absent:** 2 - Councilmember Brendmoen and City Council President Lantry

- 29**     [RES PH 14-198](#)     Approving the application of Podium Sports Marketing for a sound level variance in order to present amplified music and announcements on the median on Shepard Road between Homer and Elway Streets, on Saturday, August 2, 2014 from 7:45 a.m. to 10:45 a.m., for the In-Line Marathon.

*No one appeared in opposition; Councilmember Thune moved to close the public hearing and approve the resolution.*

**Adopted**

**Yea:** 5 - Councilmember Bostrom, Councilmember Stark, Councilmember Thao, Councilmember Thune and Councilmember Tolbert

**Nay:** 0

**Absent:** 2 - Councilmember Brendmoen and City Council President Lantry

- 30**     [RES PH 14-199](#)     Approving the application of Podium Sports Marketing for a sound level variance in order to present amplified music and announcements at the southwest end of the median on Shepard Road at Randolph Avenue, on Saturday, August 2, 2014 from 7:45 a.m. to 11:00 a.m., for the In-Line Marathon.

*No one appeared in opposition; Councilmember Thune moved to close the public hearing and approve the resolution.*

**Adopted**

**Yea:** 5 - Councilmember Bostrom, Councilmember Stark, Councilmember Thao, Councilmember Thune and Councilmember Tolbert

**Nay:** 0

**Absent:** 2 - Councilmember Brendmoen and City Council President Lantry

- 31 [RES PH 14-201](#) Extending the cable franchise held by Comcast of St. Paul, Inc. to December 31, 2014.

*Tarek Tomes gave a brief staff report on the resolution to continue the current agreement to the end of the year to allow continuation of negotiations.*

*In opposition:*

*Ben Pearce (2173 Marshall Avenue) spoke about the limited options available to St. Paul residents and the advantages of allowing competition with other providers. He said the current agreement was good for the City but not good for the residents, and he felt St. Paul should consider a municipal fiber option. He noted that Mayor Coleman's brother worked for Comcast, and said if the contract was extended beyond the six month period it would be nepotism and not beneficial for the residents of St. Paul.*

*In support:*

*Mr. Tomes said the City of St. Paul had numerous internet service providers within the City, and the franchise agreement gave access to the right-of-ways but did not preclude competition.*

*Councilmember Thune said Mayor Coleman was scrupulous about not having communication with his brother about the franchise.*

*Councilmember Thune moved to close the public hearing. Yeas - 5 Nays - 0*

*Councilmember Stark said, accusations aside, he appreciated the testimony. He said everyone agreed with the need for competition, but the franchise agreement didn't preclude competition. He said a municipal fiber system was cost prohibitive. He said this was just an extension of the existing agreement and there were still a lot of moving parts.*

*Councilmember Thao said he admired Mr. Pearce's passion and his taking of the long view towards having municipal fiber optics, but he wasn't sure there was the capacity at this time. He said he would be glad to continue the conversation about partnerships that could be formed to further serve the community moving forward. He said extending the contract with Comcast made sense at this point.*

**Adopted**

**Yea:** 5 - Councilmember Bostrom, Councilmember Stark, Councilmember Thao, Councilmember Thune and Councilmember Tolbert

**Nay:** 0

**Absent:** 2 - Councilmember Brendmoen and City Council President Lantry

- 32 [RES PH 14-135](#) Final Order approving the repair of above standard city sidewalk around the Irvine Park neighborhood. (File No. S1403, Assessment No. 145303) (To be withdrawn)

**Withdrawn**

**33**     [RES PH 14-58](#)

Final Order approving a new sidewalk improvement along the west side of Davern Street from Saint Paul Avenue to Colvin Avenue. (File No. S1402, Assessment No. 145302) (Public hearing continued from June 11)

*In opposition:*

*Attorney Brian Alton appeared representing the Foussards. He said the new 880-foot sidewalk would affect six property owners, four of whom were being assessed. He said the Foussards were being assessed for \$13,000 for approximately 417 feet of the sidewalk, which represented a significant burden. He said they were sensitive to the safety concerns but there were other issues to be addressed. He noted that the Highland District Council supported the sidewalk as long as there were conditions which mitigated the assessment and maintenance burden on the Foussards. He said there was a question of whether the proposed sidewalk was outside of any public easement and whether the city had a legal right to build a sidewalk at that location. He said the historic status of the property was another issue, and any sidewalk alteration of the site would need to be consistent with the historic designation. He said the sidewalk would have significant physical and environmental impacts related to loss of trees and vegetation an increase in impervious surface, and increased erosion. He said the sidewalk would be difficult to maintain due to the slope and its location adjacent to street, and the location and difficulty with maintenance might make it more dangerous for pedestrians. He said the sidewalk would represent an onerous burden on the property owners, and would cause a diminution of property value, loss of trees and privacy, and potential legal liability. He requested that the assessment not be approved until all of the issues could be resolved.*

*Phillip Foussard (1173 Davern Street) said in addition to the other issues he was disappointed in how this had all played out. He said they had received notice of the assessment after the Department of Public Works had filed the variance request, and it seemed appropriate that they should have received notification that someone had filed for a variance affecting their property. He said they had expressed a willingness to work with the City and had met with Councilmember Tolbert and his staff. He said they were told that the assessment had been reduced, but the information currently in the file did not reflect a reduction. He said they were frustrated that they'd had to retain an attorney to learn the facts and that they were being depicted as hostile people by the press and others. He said they were stewards of the property and, while they understood the public safety issue, but were being faced with a real diminution of value in the property, a large financial burden for maintenance. He said the property was not currently being maintained by the City, which lead to the questions about the City's legal right to build the sidewalk. He said they were confused about the way neighbors had been assessed in the past, and they had been un-invited to meetings and unable to get questions answered.*

*In favor:*

*Laura Nichols (1754 Field Avenue) said she became aware of the sidewalk issue through the Shepard Davern Task Force. She said the task force was not averse to finding alternative methods to get children safely up and down the hill, and it might be helpful to connect Public Works staff, school transportation staff, and the property owner to find a solution.*

*Councilmember Stark moved to close the public hearing. Yeas - 5 Nays - 0*

*Councilmember Tolbert asked Deputy City Attorney Gerald Hendrickson to clarify the amount of the assessment. Mr. Hendrickson the issue currently before the Council was whether to order the project, and the hearing on the assessment would take*

place after the project was completed. He said the assessment figure in the file now was an estimate.

Councilmember Tolbert said he appreciated Mr. Foussard's testimony and the concerns about the assessment and maintenance, but it was a public safety issue, and he believed having sidewalks was part of the urban environment. He said he hadn't seen the legal opinion mentioned by Mr. Alton, but the sidewalk had been under discussion for six months and no other solutions had been presented. He said he would move approval, and the legal issues could be addressed if necessary.

**Adopted**

**Yea:** 5 - Councilmember Bostrom, Councilmember Stark, Councilmember Thao, Councilmember Thune and Councilmember Tolbert

**Nay:** 0

**Absent:** 2 - Councilmember Brendmoen and City Council President Lantry

- 34**     [RES PH 14-194](#)     Granting an interim use zoning permit to the Saint Paul Housing and Redevelopment Authority (HRA) allowing the establishment and use of a temporary parking lot on HRA property at 844-856 Payne Avenue.

*No one appeared in opposition; Councilmember Bostrom moved to close the public hearing and approve the resolution. He said it had been a long process to establish some temporary parking. He said they were very successful at Ward 6 and he wanted to see them continue.*

**Adopted**

**Yea:** 5 - Councilmember Bostrom, Councilmember Stark, Councilmember Thao, Councilmember Thune and Councilmember Tolbert

**Nay:** 0

**Absent:** 2 - Councilmember Brendmoen and City Council President Lantry

- 35**     [RES PH 14-184](#)     Amending the financing and spending plans in the Department of Public Works in the amount of \$1,656,818 to add assessment financing to the Highland Village Streetscape Project.

*No one appeared in opposition; Councilmember Stark moved to close the public hearing and approve the resolution.*

**Adopted**

**Yea:** 5 - Councilmember Bostrom, Councilmember Stark, Councilmember Thao, Councilmember Thune and Councilmember Tolbert

**Nay:** 0

**Absent:** 2 - Councilmember Brendmoen and City Council President Lantry

- 36**     [RES PH 14-159](#)     Amending the financing and spending plans in the Department of Public Works in the amount of \$45,130 in additional revenues and \$584,551 for transfer of appropriations in order to cleanup and realign the Rice - Maryland Intersection projects.

*Paul Kurtz gave a brief staff report on the transfer of funds, and responded to questions from Councilmember Stark.*

*No one appeared in opposition; Councilmember Stark moved to close the public hearing and approve the resolution.*

**Adopted**

**Yea:** 5 - Councilmember Bostrom, Councilmember Stark, Councilmember Thao, Councilmember Thune and Councilmember Tolbert

**Nay:** 0

**Absent:** 2 - Councilmember Brendmoen and City Council President Lantry

- 37**     [RES PH 14-178](#)     Amending the financing and spending plans in the Department of Public Works in order to clean up and realign revenues and expenditures to close out the 2007, 2008, and 2009 Local Street, Alley, Sewer, and Lighting Improvement Projects, and the 2009 RSVP Program.

*No one appeared in opposition; Councilmember Stark asked for a staff report and moved to close the public hearing. Yeas - 5 Nays - 0*

*Paul Kurtz, Public Works, gave a brief staff report, responded to questions from Council members Stark and Tolbert.*

*Councilmember Stark suggested that it would be helpful if Public Works, perhaps working with the Office of Financial Services (OFS), could clearer descriptors for the funds. Mr. Kurtz said the CIB Committee had expressed the same concern, and it had been brought forward to OFS staff.*

*Councilmember Stark moved approval.*

**Adopted**

**Yea:** 5 - Councilmember Bostrom, Councilmember Stark, Councilmember Thao, Councilmember Thune and Councilmember Tolbert

**Nay:** 0

**Absent:** 2 - Councilmember Brendmoen and City Council President Lantry

- 38     [RES PH 14-188](#)     Amending the financing and spending plans in the Department of Public Works in the amount of \$999,738 from close-out of projects and transfer of appropriation to finance the 2014 Street Repair Plan Project.

*John Maczko, Public Works, gave a staff report on the financing of the 2014 Street Repair Plan Project, and answered Council member questions. Council members were in agreement that the work was necessary, but a better long term financing solution was needed.*

*Councilmember Bostrom amended the resolution to specify the streets being done. Yeas - 5 Nays - 0*

*No one appeared in opposition; Councilmember Bostrom moved to close the public hearing and approve the resolution as amended.*

**Adopted as amended**

**Yea:** 5 - Councilmember Bostrom, Councilmember Stark, Councilmember Thao, Councilmember Thune and Councilmember Tolbert

**Nay:** 0

**Absent:** 2 - Councilmember Brendmoen and City Council President Lantry

**LEGISLATIVE HEARING ITEMS REQUIRING DISCUSSION**

- 68     [RLH TA 14-360](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1409A, Assessment No. 148526 at 959 EUCLID STREET.

*Legislative Hearing Officer Marcia Moermond gave a staff report assessment for snow removal. She said the landlord and tenant were present at the Legislative Hearing, and landlord had said the tenant was responsible for shoveling or for the cost. She said the landlord was pleading poverty on the part of the tenant. Ms. Moermond said it was a private matter between the two of them, and she moved approval of the assessment.*

*Darlissa McDonald (959 Euclid Avenue) said she had lived there for three years and never had a problem before, but this was a tough winter. She said she had done the best she could, and she asked that the Council try to take that into consideration.*

*Councilmember Thao moved to close the public hearing. Yeas - 5 Nays - 0*

*In response to a question from Councilmember Bostrom, Ms. Moermond confirmed that the City had performed the work, and said there was no history of previous Work Orders at the property.*

*Councilmember Bostrom moved to approve the assessment.*

*Councilmember Stark said he would support the motion. He was said he sympathetic to the cost, but the City had incurred the cost of doing the work and it would be unfair to the taxpayers to give one person a break.*

**Adopted**

**Yea:** 5 - Councilmember Bostrom, Councilmember Stark, Councilmember Thao, Councilmember Thune and Councilmember Tolbert

**Nay:** 0

**Absent:** 2 - Councilmember Brendmoen and City Council President Lantry

**112** [RLH RR 14-12](#)

Ordering the razing and removal of the structures at 391 VIEW STREET within fifteen (15) days after the July 23, 2014, City Council Public Hearing. (Public hearing continued from July 23)

*No one appeared in opposition; Councilmember Thune moved to continue the public hearing for four weeks. Ms. Moermond said a layover would allow time for some problem solving and for the property to begin to go through the tax forfeiture process. Councilmember Thune asked whether it would be better to have a layover than four weeks to push things along. Ms. Moermond said she had understood Councilmember Thune to say four months, and she felt that was a more appropriate period of time, given the status of the property in the tax forfeiture process.*

*Councilmember Thune moved to continue the public hearing for four months.*

**Public hearing continued to November 5**

**Yea:** 5 - Councilmember Bostrom, Councilmember Stark, Councilmember Thao, Councilmember Thune and Councilmember Tolbert

**Nay:** 0

**Absent:** 2 - Councilmember Brendmoen and City Council President Lantry

#### **LEGISLATIVE HEARING CONSENT AGENDA**

**Note: Items listed under the Consent Agenda will receive a combined public hearing and be enacted by one motion with no separate discussion. Items may be removed from the Consent Agenda for a separate public hearing and discussion if desired.**

#### **Approval of the Consent Agenda (Items 39 - 119)**

*No one appeared in opposition; Councilmember Bostrom moved to close the public hearing and approve the Legislative Hearing Consent Agenda as amended.*

**Legislative Hearing Consent Agenda adopted as amended**

**Yea:** 5 - Councilmember Bostrom, Councilmember Stark, Councilmember Thao, Councilmember Thune and Councilmember Tolbert

**Nay:** 0

**Absent:** 2 - Councilmember Brendmoen and City Council President Lantry

**39** [RLH TA 14-342](#)

Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1409A, Assessment No. 148526 at 99 ACKER STREET EAST.

**Adopted**

- 40     [RLH VBR 14-51](#)     Appeal of Tim McGrath to a Vacant Building Registration Renewal Notice at 915 AGATE STREET.  
**Adopted**
- 41     [RLH FCO 14-98](#)     Amending Council File RLH FCO 14-31, adopted April 2, 2014, to grant Phoua Thao an additional extension for property at 1049 ARCADE STREET.  
**Adopted**
- 42     [RLH TA 14-341](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1409A, Assessment No. 148526 at 18-24 BATES AVENUE.  
**Adopted**
- 43     [RLH FCO 14-86](#)     Appeal of Jason MacDonald to a Re-Inspection Fire Certificate of Occupancy with Deficiencies at 415 BAY STREET.  
**Adopted**
- 44     [RLH RR 14-17](#)     Amending Council File RLH RR 14-5, adopted April 16, 2014, to grant Jose Amaya an additional extension for property at 444 BEACON AVENUE.  
**Adopted**
- 45     [RLH TA 14-324](#)     Deleting the Appealed Special Tax Assessment for Real Estate Project No. J1409A, Assessment No. 148526 at 1755 BLAIR AVENUE.  
**Adopted**
- 46     [RLH TA 14-328](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1409A, Assessment No. 148526 at 733 BRADLEY STREET.  
**Adopted**
- 47     [RLH TA 14-304](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1409A, Assessment No. 148526 at 277 BRIMHALL STREET.  
**Adopted**
- 48     [RLH TA 14-335](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1409A, Assessment No. 148526 at 286 BURGESS STREET.  
**Adopted**

- 49     [RLH TA 14-326](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1409A, Assessment No. 148526 at 606 BUSH AVENUE.  
**Adopted**
- 50     [RLH TA 14-345](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1409A, Assessment No. 148526 at 594 CASE AVENUE.  
**Adopted**
- 51     [RLH TA 14-320](#)     Deleting the Appealed Special Tax Assessment for Real Estate Project No. J1409A, Assessment No. 148526 at 687 CHARLES AVENUE.  
**Adopted**
- 52     [RLH TA 14-339](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1409A Assessment No. 148526 at 713 CHARLES AVENUE.  
**Adopted**
- 53     [RLH TA 14-319](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1409A, Assessment No. 148526 at 1315 CLEVELAND AVENUE NORTH.  
**Adopted**
- 54     [RLH TA 14-305](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1409A, Assessment No. 148526 at 507 & 509 COMO AVENUE.  
**Adopted**
- 55     [RLH TA 14-371](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1409A, Assessment No. 148526 at 2360 COMO AVENUE.  
**Adopted**
- 56     [RLH TA 14-333](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1409G, Assessment No. 148708 at 1028 CONCORDIA AVENUE.  
**Adopted**
- 57     [RLH TA 14-361](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1409A, Assessment No. 148526 at 1023 CONWAY STREET.  
**Adopted**

- 58     [RLH TA 14-311](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1409A, Assessment No. 148526 at 1631 CONWAY STREET.  
**Adopted**
- 59     [RLH VBR 14-49](#)     Appeal of Mary Marrin to a Vacant Building Registration Notice at 1637 CONWAY STREET.  
**Adopted**
- 60     [RLH TA 14-367](#)     Deleting the Appealed Special Tax Assessment for Real Estate Project No. J1409A, Assessment No. 148526 at 1803 DAYTON AVENUE.  
**Adopted**
- 61     [RLH TA 14-306](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1409G, Assessment No. 148708 at 940 EDGERTON STREET. (Amended to File No. J1409G1, Assessment No. 148713) (Public hearing continued from September 24)  
**Public hearing continued to September 17**
- 62     [RLH TA 14-327](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1409G, Assessment No. 148708 at 1349 EDGERTON STREET.  
**Adopted**
- 63     [RLH TA 14-316](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1409A, Assessment No. 148526 at 509 EDMUND AVENUE. (Amended to File No. J1409A2, Assessment No. 148542) (Public hearing continued from September 24)  
**Public hearing continued to September 17**
- 64     [RLH TA 14-337](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1409A, Assessment No. 148526 at 808 EDMUND AVENUE.  
**Adopted**
- 65     [RLH TA 14-336](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1409A Assessment No. 148526 at 983 EDMUND AVENUE.  
**Adopted**

- 66     [RLH TA 14-323](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1409A, Assessment No. 148526 at 1082 ENGLEWOOD AVENUE.  
**Adopted**
- 67     [RLH TA 14-330](#)     Deleting the Appealed Special Tax Assessment for Real Estate Project No. J1409A, Assessment No. 148526 at 958 EUCLID STREET.  
**Adopted**
- 69     [RLH TA 14-302](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1409A, Assessment No. 148526 at 965 EUCLID STREET.  
**Adopted**
- 70     [RLH TA 14-307](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1409A, Assessment No. 148526 at 649 FAIRVIEW AVENUE SOUTH.  
**Adopted**
- 71     [RLH TA 14-359](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. VB1409, Assessment No. 148813 at 210 GRAND AVENUE.  
**Adopted**
- 72     [RLH TA 14-349](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1409A, Assessment No. 148526 at 236 GRAND AVENUE.  
**Adopted**
- 73     [RLH TA 14-347](#)     Deleting the Appealed Special Tax Assessment for Real Estate Project No. J1409A, Assessment No. 148526 at 1724 HAGUE AVENUE.  
**Adopted**
- 74     [RLH TA 14-310](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. 1407T, Assessment No. 149007 at 2370 HENDON AVENUE.  
**Adopted**

- 75     [RLH TA 14-309](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. 1407T, Assessment No. 149007 at 839 HOWELL STREET NORTH  
**Adopted**
- 76     [RLH TA 14-332](#)     Deleting the Appealed Special Tax Assessment for Real Estate Project No. J1409G, Assessment No. 148708 at 975 HUDSON ROAD.  
**Adopted**
- 77     [RLH TA 14-350](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. VB1409 Assessment No. 148813 at 1487 HURON STREET.  
**Adopted**
- 78     [RLH TA 14-315](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1409A, Assessment No. 148526 at 816 HYACINTH AVENUE EAST.  
**Adopted**
- 79     [RLH TA 14-312](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1409A, Assessment No. 148526 at 869 JENKS AVENUE.  
**Adopted**
- 80     [RLH TA 14-353](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. VB1409, Assessment No. 148813 at 405 JESSAMINE AVENUE EAST.  
**Adopted**
- 81     [RLH TA 14-362](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1409A, Assessment No. 148526 at 677 JESSAMINE AVENUE EAST.  
**Adopted**
- 82     [RLH TA 14-368](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1409A, Assessment No. 148526 at 264 LAFOND AVENUE.  
**Adopted**

- 83     [RLH TA 14-346](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1409A, Assessment No. 148526 at 1035 MAGNOLIA AVENUE EAST. (Amended to File No. J1409A1, Assessment No. 148540) (Public hearing continued from July 23)
- Public hearing continued to August 6**
- 84     [RLH RR 14-11](#)     Ordering the razing and removal of the structures at 1100 MAGNOLIA AVENUE EAST within fifteen (15) days after the July 23, 2014, City Council Public Hearing.
- Adopted**
- 85     [RLH TA 14-343](#)     Deleting the Appealed Special Tax Assessment for Real Estate Project No. J1409A, Assessment No. 148526 at 780 MANOMIN AVENUE.
- Adopted**
- 86     [RLH TA 14-313](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1409A, Assessment No. 148526 at 1777 MARGARET STREET.
- Adopted**
- 87     [RLH SAO 14-23](#)     Appeal of Mike Huesmann to a Vehicle Abatement Order at 53 MARIA AVENUE, #1.
- Adopted**
- 88     [RLH TA 14-344](#)     Deleting the Appealed Special Tax Assessment for Real Estate Project No. J1409A, Assessment No. 148526 at 979 MARION STREET.
- Adopted**
- 89     [RLH TA 14-325](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1409A Assessment No. 148526 at 485 MINNEHAHA AVENUE EAST.
- Adopted**
- 90     [RLH TA 14-373](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1409A, Assessment No. 148526 at 579 OHIO STREET/300 STEVENS STREET.
- Adopted**

- 91     [RLH TA 14-329](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1409A, Assessment No. 148526 at 602 ORANGE AVENUE.  
**Adopted**
- 92     [RLH TA 14-318](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. VB1409, Assessment No. 148813 at 1812 REANEY AVENUE. (Amended to File No. VB1409B, Assessment No. 148824) (Public hearing continued from July 23)  
**Public hearing continued to August 6**
- 93     [RLH FCO 14-77](#)     Appeal of Jessica Teske to a Reinspection Fire Certificate of Occupancy With Deficiencies at 2053 REANEY AVENUE.  
**Adopted**
- 94     [RLH TA 14-363](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. VB1409, Assessment No. 148813 at 1258 RICE STREET. (Amended to File No. VB1409A, Assessment No. 148822) (Public hearing continued from July 23)  
**Public hearing continued to October 1**
- 95     [RLH TA 14-322](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1409A, Assessment No. 148526 at 1021 ROSE AVENUE EAST.  
**Adopted**
- 96     [RLH TA 14-354](#)     Deleting the Appealed Special Tax Assessment for Real Estate Project No. J1409A, Assessment No. 148526 at 1533 ST. CLAIR AVENUE.  
**Adopted**
- 97     [RLH TA 14-348](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. VB1409, Assessment No. 148813 at 1252 SEVENTH STREET EAST.  
**Adopted**
- 98     [RLH TA 14-301](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1409G, Assessment No.148708 at 1549 SEVENTH STREET EAST.  
**Adopted**

- 99     [RLH TA 14-340](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1409A, Assessment No. 148526 at 677 SHERBURNE AVENUE.  
**Adopted**
- 100    [RLH TA 14-351](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. VB1409 Assessment No. 148813 at 635 SIMS AVENUE.  
**Adopted**
- 101    [RLH TA 14-303](#)     Deleting the Appealed Special Tax Assessment for Real Estate Project No. J1409A, Assessment No. 148526 at 690 SIMS AVENUE.  
**Adopted**
- 102    [RLH SAO 14-22](#)     Appeal of Therese Scherbel to a Summary Abatement Order at 2228 SIXTH STREET EAST.  
**Adopted**
- 103    [RLH SAO 14-24](#)     Appeal of Clifton Boyd Jr. to a Summary Abatement Order at 649 SMITH AVENUE SOUTH.  
**Adopted as amended (120 day extension granted for compliance)**
- 104    [RLH TA 14-356](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1409A, Assessment No. 148526 at 778 SYNDICATE STREET NORTH.  
**Adopted**
- 105    [RLH TA 14-246](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. VB1408, Assessment No. 148812 at 755 THIRD STREET EAST. (Amended to File No. VB1408A, Assessment No. 148819) (Public Hearing continued from June 4)  
**Adopted as amended (assessment approved)**
- 106    [RLH TA 14-420](#)     Amending Council File RLH AR 14-30 to delete the assessment for Property Clean Up services from February 3 to 28, 2014 at 1300 THIRD STREET EAST. (File No. J1408A, Assessment No. 148524)  
**Adopted**
- 107    [RLH TA 14-314](#)     Deleting the Appealed Special Tax Assessment for Real Estate Project No. J1409A, Assessment No. 148526 at 314 THOMAS AVENUE.  
**Adopted**

- 108 [RLH TA 14-331](#) Deleting the Appealed Special Tax Assessment for Real Estate Project No. J1409A Assessment No. 148526 at 446 VAN BUREN AVENUE.  
**Adopted**
- 109 [RLH TA 14-369](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1409A, Assessment No. 148526 at 572 VAN BUREN AVENUE.  
**Adopted**
- 110 [RLH TA 14-338](#) Deleting the Appealed Special Tax Assessment for Real Estate Project No. J1409A Assessment No. 148526 at 578 VAN BUREN AVENUE.  
**Adopted**
- 111 [RLH TA 14-334](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1409A, Assessment No. 148526 at 694 VAN BUREN AVENUE.  
**Adopted**
- 113 [RLH TA 14-308](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1409A, Assessment No. 148526 at 1318 WATSON AVENUE.  
**Adopted**
- 114 [RLH SAO 14-21](#) Appeal of Thomas Wybierala to a Summary Abatement Order at 427 WHITALL STREET.  
**Adopted**
- 115 [RLH TA 14-355](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1409A, Assessment No. 148526 at 910 WILSON AVENUE.  
**Adopted**
- 116 [RLH AR 14-39](#) Ratifying the assessments for Collection of Vacant Building fees billed June 19, 2013 to January 16, 2014. (File No. VB1409, Assessment No. 148813)  
**Adopted**
- 117 [RLH AR 14-40](#) Ratifying the assessments for Property Clean Up services from February 24 to March 28, 2014. (File No. J1409A, Assessment No. 148526)  
**Adopted**

- 118 [RLH AR 14-41](#) Ratifying the assessments for Trash Hauling services from March 4 to 26, 2014. (File No. J1409G, Assessment No. 148708)

**Adopted**

- 119 [RLH AR 14-42](#) Ratifying the assessments for Tree Removal services during March 2014. (File No. 1407T, Assessment No. 149007)

**Adopted**

## **ADJOURNMENT**

*Councilmember Bostrom moved adjournment.*

**Meeting adjourned at 7:04 p.m.**

**Yea:** 5 - Councilmember Bostrom, Councilmember Stark, Councilmember Thao, Councilmember Thune and Councilmember Tolbert

**Nay:** 0

**Absent:** 2 - Councilmember Brendmoen and City Council President Lantry

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