



# 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, April 18, 2012

3:30 PM

Council Chambers - 3rd Floor

---

Public hearings at 5:30 p.m.

### ROLL CALL

### COMMUNICATIONS & RECEIVE/FILE

- 1     [AO 12-19](#)     Authorizing the Saint Paul Public Library Agency to hold volunteer recognition events.

### 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 12-558](#)     Approving the Collective Bargaining Agreement (January 1, 2011 - December 31, 2012) between the City of Saint Paul and The International Association of Fire Fighters, AFL-CIO, Local 21. (To be laid over one week for adoption)  
**Sponsors:**     Lantry
- 3     [RES 12-700](#)     Approving the Mayor's appointments of Betty Brownfield, Abdiqadir Hussein, and Justin Schramm; and the reappointments of Charles Ellis, Kaohly Her, and Altin Paulson to serve on the Human Rights and Equal Economic Opportunity Commission.  
**Sponsors:**     Lantry
- 4     [RES 12-599](#)     Accepting the gift of Ordway Theater Tickets on behalf of the Saint Paul Public Library Agency.  
**Sponsors:**     Stark
- 5     [RES 12-637](#)     Authorizing the City of Saint Paul to execute a grant contract amendment for a third timeline extension with the State of Minnesota for the 2008 Urban Area Security Initiative (UASI) Grant.  
**Sponsors:**     Lantry

- 
- 6      [RES 12-692](#)      Approving an amendment to Lease Agreement PR/10 to extend the term through April 30, 2014 for land abutting and incorporated into the Cayuga Playground.  
**Sponsors:**      Brendmoen
- 7      [RES 12-533](#)      Authorizing the Department of Parks and Recreation to apply for a DNR grant to improve canopy diversification, and if successful, enter into an agreement with the MN DNR Community Forest Bonding Grant program, requiring that the grantee sign a General Obligation of Bond Financed Property.  
**Sponsors:**      Stark
- 8      [RES 12-607](#)      Authorizing the Department of Parks and Recreation to accept a grant in the amount of \$143,000 from the Minnesota State Arts Board and indemnify and hold them harmless for the purpose of partnering with the East Side Arts Council, COMPAS, and Juxtaposition Arts to bring professional artists in as workshop instructors for recreation center programs.  
**Sponsors:**      Lantry
- 9      [RES 12-708](#)      Authorizing the City to enter into the Delegated Contract Process (DCP) Agency Agreement with the Minnesota Department of Transportation (MnDOT).  
**Sponsors:**      Lantry
- 10     [RES 12-600](#)      Amending the assessment for Sanitary Sewer Service Repair to reduce the assessment at 1171 LAFOND AVENUE. (File No. 19093C, Assessment No. 126004)  
**Sponsors:**      Stark
- 11     [RES 12-652](#)      Approving the City's cost of providing Collection of Vacant Building Fees Services from February 2012, and setting date of Legislative Hearing for May 15, 2012 and City Council Public Hearing for July 18, 2012 to consider and levy the assessments against individual properties. (File No. VB1207, Asmt No. 128807)  
**Sponsors:**      Lantry
- 12     [RES 12-653](#)      Approving the City's cost of providing Graffiti Removal Services from February 27 to March 21, 2012, and setting date of Legislative Hearing for May 15, 2012 and City Council Public Hearing for July 18, 2012 to consider and levy the assessments against individual properties. (File No. J1208P, Asmt No. 128407)  
**Sponsors:**      Lantry
- 13     [RES 12-654](#)      Approving the City's cost of providing Demolition Services from March 2012, and setting date of Legislative Hearing for May 15, 2012 and City Council Public Hearing for July 18, 2012 to consider and levy the assessments against individual properties. (File No. J1211C, Asmt No. 122012)

- Sponsors:** Lantry
- 14    [RES 12-655](#)    Approving the City's cost of providing Excessive Use of Inspection Services from January 18 to February 17, 2012, and setting date of Legislative Hearing for May 15, 2012 and City Council Public Hearing for July 18, 2012 to consider and levy the assessments against individual properties. (File No. J1206E, Asmt No. 128308)
- Sponsors:** Lantry
- 15    [RES 12-494](#)    Preliminary Order setting the date of Public Hearing for May 16, 2012 to consider approval for reconstructing Ruth Street between Upper Afton Road and Burns Avenue. (File No. 19106 Assessment No. 125208)
- Sponsors:** Lantry
- 16    [RES 12-689](#)    Approving the issuance of a Liquor Outdoor Service Area (Patio) license for Paul's Lounge LLC, d/b/a St. Paul Saloon, 1045 Hudson Road.
- Sponsors:** Lantry
- 17    [RES 12-690](#)    Approving an extension of liquor service to the sidewalk (Sidewalk Cafe) for Great Waters Brewing Company, 426 St. Peter Street.
- Sponsors:** Thune
- 18    [RES 12-696](#)    Approving the Settlement Agreement and Release between Craig Johnson, Sr. and the City of Saint Paul.
- Sponsors:** Lantry
- 19    [RES 12-709](#)    Approving the Settlement Agreement and Release between Anthony Michael Clark, Jr. and the City of St. Paul.
- Sponsors:** Lantry
- 20    [RES 12-536](#)    Adopting the North End-South Como District 6 Plan as an amendment to the Saint Paul Comprehensive Plan.
- Sponsors:** Brendmoen
- 21    [RES 12-715](#)    Proclaiming April 22, 2012 to be "Windows on Our Past - Looking to Our Future Day," in honor of Hamline Church United Methodist's placement on the National Register of Historic Places.
- Sponsors:** Stark
- 22    [RES 12-733](#)    Recognizing Luz María Frías for her service to the citizens of Saint Paul as the first Director of the Department of Human Rights and Equal Economic Opportunity.
- Sponsors:** Carter III

**FOR DISCUSSION**

- 23**     [RLH CO](#)     Appeal of Richard H. Nicholson to a Correction Notice at 260 SUMMIT  
[11-2](#)                    AVENUE. (Public hearing held August 3, 2011; laid over from April 4,  
2012)

**Sponsors:**     Thune

**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**

- 24     [Ord 12-21](#)     Memorializing City Council action taken on March 7, 2012 granting the application of the Port Authority for the rezoning of 900 Bush Avenue, 881 Bush Avenue, 847 Bush Avenue, 860 Bush Avenue, and 840 Reaney Avenue from I2 General Industrial to I1 Light Industrial, and amending Chapter 60 of the Saint Paul Legislative Code pertaining to the Saint Paul zoning map (ZF #12-004-413). (Public hearing held March 7, 2012)

**Sponsors:**     Bostrom

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

- 25     [RES PH 12-113](#)     Approving a budget amendment authorizing the 2012 debt service payments for the 2012 Three and Seven Year Capital Lease Agreement financing public safety and public works vehicles.
- 26     [RES 12-721](#)     Authorizing 2012 tax-exempt capital lease financing and related documents under a master tax-exempt lease/purchase agreement, and naming U.S. Bancorp Government Leasing and Finance, Inc. as the lender for the purchase of public safety and public works vehicles and determining other matters in connection therewith. (This item is a companion to RES PH 12-113 and does not require a public hearing.)
- 27     [Ord 11-62](#)     Creating Chapter 375 of the Legislative Code to establish a license for Pedicabs. (Public hearing continued from January 18)
- Sponsors:**     Lantry and Thune
- 28     [Ord 11-63](#)     Amending Chapter 310 of the Legislative Code to impose licensure fees for pedicab vehicles and drivers. (Public hearing continued from January 18)
- Sponsors:**     Thune
- 29     [Ord 12-20](#)     Amending the Zoning Map of Saint Paul as recommended in the North End-South Como District 6 Plan and 40-Acre Zoning Study.
- Sponsors:**     Brendmoen
- 30     [Ord 12-23](#)     Amending Chapter 267 of the Saint Paul Legislative code pertaining to the definition of excessive police and nuisance enforcement services.
- Sponsors:**     Lantry
- 31     [PH 12-10](#)     Public hearing to consider the appeal of Semple Crushing and Recycling LLC to approve an Interim Use Permit for site remediation and clean-up of existing onsite concrete and asphalt refuse.

- Sponsors:** Bostrom
- 32 [RES PH 12-83](#) Amending the 2012 City Hall Annex budget to provide additional spending and financing for an Air Handling Unit replacement project, repainting of the 4th Street skyway bridge, and an upgrade and replacement of Energy Management System computers.  
**Sponsors:** Lantry
- 33 [RES PH 12-97](#) Amending the financing and spending plans in the Fire Department in the amount of \$274,648.00 for the 2011 Metropolitan Medical Response System (MMRS) Grant.  
**Sponsors:** Lantry
- 34 [RES PH 12-98](#) Adopting the Greater Lowertown Master Plan Summary as an amendment to the Comprehensive Plan.  
**Sponsors:** Thune
- 35 [RES 12-370](#) Ratifying the assessments for Replacement of Lead Water Service Line on private property during November 2011 to January 2012. (File No. 1202LDSRP, Asmt No. 124001) (Public hearing continued from April 4)  
**Sponsors:** Lantry
- 36 [RES 12-371](#) Ratifying the assessments for Sanitary Sewer Repair on private property during November 2011 to January 2012. (File No. SWRP1203, Assessment No. 123002) (Public hearing continued from April 4)  
**Sponsors:** Lantry

#### LEGISLATIVE HEARING ITEMS REQUIRING DISCUSSION

#### 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.**

- 37 [RLH FOW 12-98](#) Appeal of Susan Rosas, on behalf of Karl Koch, to a Fire Certificate of Occupancy Inspection Correction Notice at 1519 ALAMEDA STREET.  
**Sponsors:** Brendmoen
- 38 [RLH FOW 12-79](#) Appeal of Pete Lehner to a Fire Certificate of Occupancy Inspection Correction Notice at 2040 ASHLAND AVENUE.  
**Sponsors:** Stark
- 39 [RLH FCO 12-182](#) Appeal of Na Thao to a Re-Inspection Fire Certificate of Occupancy With Deficiencies at 738 BURR STREET.  
**Sponsors:** Brendmoen
- 40 [RLH TA 12-152](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1205B, Assessment No. 128104 at 1359 BURR STREET.  
**Sponsors:** Brendmoen

- 
- 41     [RLH FCO  
12-171](#)     Appeal of Michael Opperman to a Correction Notice-Reinspection Complaint at 2343 CARTER AVENUE.  
**Sponsors:**     Stark
- 42     [RLH WP  
12-27](#)     Appeal of Window Concepts of Minnesota, on behalf of Cathy Azimian, to an Egress Window Non-Compliance Determination at 1085 CASE AVENUE.  
**Sponsors:**     Bostrom
- 43     [RLH TA  
12-147](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1204E, Assessment No.128303 at 926 CHARLES AVENUE.  
**Sponsors:**     Carter III
- 44     [RLH FCO  
12-172](#)     Appeal of Juley Viger Speed to a Re-Inspection Fire Certificate of Occupancy With Deficiencies at 730 COMO AVENUE.  
**Sponsors:**     Brendmoen
- 45     [RLH FOW  
12-104](#)     Appeal of Murray Weiss to a Fire Certificate of Occupancy Inspection Correction Notice at 2475 EDGCUMBE ROAD.  
**Sponsors:**     Tolbert
- 46     [RLH FCO  
12-163](#)     Appeal of Charles Nosie to a Fire Certificate of Occupancy Inspection Correction Notice at 1078 FIFTH STREET EAST.  
**Sponsors:**     Lantry
- 47     [RLH FOW  
12-107](#)     Appeal of Bruce Hoffmann to a Fire Certificate of Occupancy Inspection Correction Notice at 1945 HAWTHORNE AVENUE EAST.  
**Sponsors:**     Bostrom
- 48     [RLH TA  
12-146](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1204E, Assessment No.128303 at 658 IOWA AVE WEST.  
**Sponsors:**     Brendmoen
- 49     [RLH OA  
12-18](#)     Appeal of Kristina Beedle to a Code Compliance Report at 23 ISABEL STREET WEST.  
**Sponsors:**     Thune
- 50     [RLH TA  
12-204](#)     Amending the assessment for Boarding and Securing Services during December 2011 at 760 JESSAMINE AVENUE EAST. (File No. J1205B, Assessment No. 128104)  
**Sponsors:**     Bostrom
- 51     [RLH FOW  
12-99](#)     Appeal of Chai Lee to a Fire Certificate of Occupancy Inspection Correction Notice at 1184 JESSIE STREET.  
**Sponsors:**     Brendmoen
- 52     [RLH FCO  
12-165](#)     Appeal of Robert Neuville, US Federal Credit Union, to a Re-Inspection Fire Certificate of Occupancy With Deficiencies at 175 LEXINGTON PARKWAY NORTH.  
**Sponsors:**     Carter III

- 53     [RLH AR](#)  
         [12-65](#)     Amending the assessment for Collection of Vacant Building Services from October, 2010 to delete the assessment at 1104 MAGNOLIA AVENUE EAST. (File No. VB1103, Assessment No. 118004)  
**Sponsors:**     Bostrom
- 54     [RLH TA](#)  
         [12-160](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1204E, Assessment No. 128303 at 359 MARIA AVENUE.  
**Sponsors:**     Lantry
- 55     [RLH FCO](#)  
         [12-177](#)     Appeal of Waymon O. Lolar to a Fire Certificate of Occupancy Inspection Correction Notice at 593 MARSHALL AVENUE.  
**Sponsors:**     Carter III
- 56     [RLH FOW](#)  
         [12-101](#)     Appeal of Terry Korbel to a Fire Certificate of Occupancy Inspection Correction Notice at 875 MARYLAND AVENUE EAST.  
**Sponsors:**     Bostrom
- 57     [RLH FOW](#)  
         [12-105](#)     Appeal of John Carrier to a Fire Certificate of Occupancy Approval With Corrections at 1663 and 1665 MCAFEE STREET.  
**Sponsors:**     Bostrom
- 58     [RLH TA](#)  
         [12-235](#)     Amending the assessment for Tree Removal Services in October 2010 to delete the assessment at 1101 MCKNIGHT ROAD SOUTH. (File No. 1103T, Assessment Number 119090)  
**Sponsors:**     Lantry
- 59     [RLH FCO](#)  
         [12-194](#)     Appeal of Joe Taylor to a Fire Certificate of Occupancy Inspection Correction Notice at 1000 MCLEAN AVENUE.  
**Sponsors:**     Lantry
- 60     [RLH FOW](#)  
         [12-100](#)     Appeal of Terry Heim to a Fire Certificate of Occupancy Inspection Correction Notice at 1374 MCLEAN AVENUE.  
**Sponsors:**     Lantry
- 61     [RLH TA](#)  
         [12-236](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. CRT1207, Assessment No. 128208 at 947 MINNEHAHA AVENUE EAST.  
**Sponsors:**     Lantry
- 62     [RLH FOW](#)  
         [12-102](#)     Appeal of R. David Reynolds to a Fire Certificate of Occupancy Inspection Correction Notice at 921 MOUND STREET.  
**Sponsors:**     Lantry
- 63     [RLH TA](#)  
         [12-58](#)     Ratifying the Appealed Special Tax Assessment for Real Estate Project No. VB1203B, Assessment No. 128809 at 2385 NOKOMIS AVENUE.  
**Sponsors:**     Bostrom
- 64     [RLH OA](#)  
         [11-30](#)     Appeal of Ron Staeheli to a Code Compliance Report at 633 PALACE AVENUE. (Public hearing continued from February 15)  
**Sponsors:**     Thune



- 65 [RLH FCO  
12-190](#) Appeal of Sean Maynard to a Fire Certificate of Occupancy Inspection Correction Notice at 279 PASCAL STREET SOUTH.  
**Sponsors:** Tolbert
- 66 [RLH CO  
12-8](#) Appeal of Andy Hybben to a Correction Notice at 1405 PAYNE AVENUE.  
**Sponsors:** Bostrom
- 67 [RLH CO  
12-9](#) Appeal of Thao Zin OO and Tin Tin Hlaing to a Correction Notice at 621 REANEY AVENUE.  
**Sponsors:** Bostrom
- 68 [RLH TA  
12-104](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. 1206T, Assessment No. 129005 at 284 RICHMOND STREET.  
**Sponsors:** Thune
- 69 [RLH TA  
12-151](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. CRT1205, Assessment No. 128204 at 891 ROSE AVENUE EAST.  
**Sponsors:** Bostrom
- 70 [RLH FCO  
12-174](#) Appeal of Vang N. Yang to a Re-Inspection Fire Certificate of Occupancy With Deficiencies at 1221 and 1223 ROSS AVENUE.  
**Sponsors:** Bostrom
- 71 [RLH VO  
12-19](#) Appeal of Michael Chaney to a Condemnation and Order to Vacate 1649 ROSS AVENUE.  
**Sponsors:** Lantry
- 72 [RLH FCO  
12-164](#) Appeal of Bee Her to a Re-Inspection Fire Certificate of Occupancy With Deficiencies at 1700 ROSS AVENUE.  
**Sponsors:** Lantry
- 73 [RLH TA  
12-148](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1204E, Assessment No. 128303 at 1237 SELBY AVENUE.  
**Sponsors:** Carter III
- 74 [RLH TA  
12-145](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1204E, Assessment No. 128303 at 746 SEVENTH STREET EAST.  
**Sponsors:** Lantry
- 75 [RLH FCO  
12-176](#) Appeal of Robin Chuhel to a Re-Inspection Fire Certificate of Occupancy With Deficiencies at 1239 SEVENTH STREET EAST.  
**Sponsors:** Bostrom
- 76 [RLH FCO  
12-178](#) Appeal of Pavel Zakharov to a Re-Inspection Fire Certificate of Occupancy With Deficiencies at 1624 SEVENTH STREET EAST.  
**Sponsors:** Lantry

- 77 [RLH TA  
12-170](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1205B, Assessment No. 128104 at 774 SHERBURNE AVENUE.  
**Sponsors:** Carter III
- 78 [RLH TA  
12-144](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1204E, Assessment No. 128303 at 1041 SIXTH STREET EAST.  
**Sponsors:** Lantry
- 79 [RLH TA  
12-179](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1204E, Assessment No. 128303 at 1101 SIXTH STREET EAST.  
**Sponsors:** Lantry
- 80 [RLH TA  
12-177](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1203E1, Assessment No. 128306 at 1101 SIXTH STREET EAST.  
**Sponsors:** Lantry
- 81 [RLH WP  
12-26](#) Appeal of Daniel Schmidt, Ramsey County Public Health, to an Egress Window Non-Compliance Determination at 1108 SIXTH STREET EAST.  
**Sponsors:** Lantry
- 82 [RLH TA  
12-149](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1204E, Assessment No. 128303 at 1602 SIXTH STREET EAST.  
**Sponsors:** Lantry
- 83 [RLH FOW  
12-108](#) Appeal of Tony Swanson, Public Housing Agency of St. Paul, to a Fire Certificate of Occupancy Inspection Correction Notice at 1184 SUPORNICK LANE.  
**Sponsors:** Bostrom
- 84 [RLH TA  
12-156](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. CRT1205, Assessment No. 128204 at 1384 SYLVAN STREET.  
**Sponsors:** Brendmoen
- 85 [RLH AR  
12-66](#) Amending the assessment for Graffiti Removal on Private Property from August 2 to August 20, 2010 to delete the assessment at 1639 UNIVERSITY AVENUE WEST. (RE Project #J1103P, Assessment #118971).  
**Sponsors:** Stark
- 86 [RLH FOW  
12-109](#) Appeal of Thomas J. Schrauth to a Fire Certificate of Occupancy Inspection Correction Notice at 228 VICTORIA STREET NORTH.  
**Sponsors:** Carter III
- 87 [RLH TA  
12-154](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. CRT1205, Assessment No. 128204 at 611 VIRGINIA STREET.  
**Sponsors:** Bostrom
- 88 [RLH FOW  
12-103](#) Appeal of Blue Dot Construction, on behalf of Central Bank, to a Revocation of Fire Certificate of Occupancy and Order to Vacate at 1396 WHITE BEAR AVENUE NORTH (appealing windows only).

- Sponsors:** Bostrom
- 89 [RLH FCO](#)  
[12-173](#) Appeal of Bev Morgenstern to a Fire Certificate of Occupancy Inspection Correction Notice at 973 WILSON AVENUE.  
**Sponsors:** Lantry
- 90 [RLH FCO](#)  
[12-175](#) Appeal of Tim Copeland to a Re-Inspection Fire Certificate of Occupancy With Deficiencies at 1501 YORK AVENUE.  
**Sponsors:** Bostrom
- 91 [RLH AR](#)  
[12-19](#) Ratifying the assessments for Collection of Certificate of Occupancy Fees Services from December 2011. (File No. CRT1205, Assessment No. 128204)  
**Sponsors:** Lantry
- 92 [RLH AR](#)  
[12-20](#) Ratifying the assessments for Demolition Services from September 2011 (Non-CDBG Funds). (File No. J1208C, Assessment No. 122002)  
**Sponsors:** Lantry
- 93 [RLH AR](#)  
[12-22](#) Ratifying the assessments for Excessive Use of Inspection Services from October 28 to December 9, 2011. (File No. J1204E, Assessment No. 128303)  
**Sponsors:** Lantry
- 94 [RLH AR](#)  
[12-23](#) Ratifying the assessments for Tree Removal Services from January 2012. (File No. 1206T, Assessment No. 129005)  
**Sponsors:** Thune
- 95 [RLH AR](#)  
[12-57](#) Ratifying the assessments for Boarding and/or Securing Services in December 2011. (File No. J1205B, Assessment No. 128104)  
**Sponsors:** Lantry

## SUSPENSION ITEMS

## ADJOURNMENT

### 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](http://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)