



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

Wednesday, November 23, 2011

3:30 PM

Council Chambers - 3rd Floor

### ROLL CALL

*The meeting was called to order by Council President Lantry at 3:30 p.m.*

#### **Councilmember Bostrom excused**

**Present** 6 - Councilmember Melvin Carter III, Councilmember Pat Harris, Councilmember Lee Helgen, City Council President Kathy Lantry, Councilmember Dave Thune and Councilmember Russ Stark  
**Absent** 1 - Councilmember Dan Bostrom

### COMMUNICATIONS & RECEIVE/FILE

1 AO 11-45 Neighborhood STAR Year-Round Program awards and changes.

**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 - 14)**

*Item 3 was removed from the Consent Agenda for separate consideration.  
Councilmember Stark moved approval of the balance of the Consent Agenda.*

**Consent Agenda adopted as amended**

**Yea:** 6 - Councilmember Carter III, Councilmember Harris, Councilmember Helgen, City Council President Lantry, Councilmember Thune and Councilmember Stark

**Nay:** 0

**Absent:** 1 - Councilmember Bostrom

- 2      **RES 11-2313**      Authorizing the Police Department to enter into a Joint Powers Agreement, which includes an indemnification clause, with the State of Minnesota, Department of Public Safety to assist in enforcing Minnesota laws and local ordinances relating to traffic safety.

**Sponsors:**      Lantry

**Adopted**

- 3      **RES 11-2132**      Preliminary Order setting the date of Public Hearing for January 18, 2012 to consider approval of the bikeway improvements on Griggs Street between Summit Avenue and Minnehaha Avenue. (File No. 19128, Assmt No. 125100)

**Sponsors:**      Carter III

*Councilmember Carter amended the resolution to change the date of public hearing to January 18, 2012.*

**Adopted as amended**

**Yea:** 6 - Councilmember Carter III, Councilmember Harris, Councilmember Helgen, City Council President Lantry, Councilmember Thune and Councilmember Stark

**Nay:** 0

**Absent:** 1 - Councilmember Bostrom

- 4      **RES 11-2104**      Approving assessment costs and setting date of City Council public hearing to ratify the assessments for above-standard lighting on the north side of Ford Parkway between Finn Street and Cleveland Avenue. (File No. 19124, Assessment No. 115101)

**Sponsors:**      Harris

**Adopted**

- 5      **RES 11-2262**      Approving the City's cost of providing Collection of Vacant Building Fees services during September 2011, and setting date of Legislative Hearing for December 20, 2011 and City Council Public Hearing for February 1, 2012 to consider and levy the assessments against individual properties. (File No. VB1202, Asmt No. 128801)

**Sponsors:**      Lantry

**Adopted**

- 6      **RES 11-2263**      Approving the City's cost of providing Boarding and Securing services during September 2011, and setting date of Legislative Hearing for December 20, 2011 and City Council Public Hearing for February 1, 2012 to consider and levy the assessments against individual properties. (File No. J1202B, Asmt No. 128101)  
**Sponsors:**      Lantry  
**Adopted**
- 7      **RES 11-2264**      Approving the City's costs for providing Demolition services during September 2011, and setting date of Legislative Hearing for December 20, 2011 and City Council Public Hearing for February 1, 2012 to consider and levy the assessments against individual properties. (File No. J1204C, Asmt No. 122003)  
**Sponsors:**      Lantry  
**Adopted**
- 8      **RES 11-2265**      Approving the City's cost of providing Emergency Sanitary Sewer Repair on Private Property at 1948 Fremont Avenue, and setting date of Legislative Hearing for December 20, 2011 and City Council Public Hearing for February 1, 2012 to consider and levy the assessments. (File No. SWRP1202, Asmt No. 123001)  
**Sponsors:**      Lantry  
**Adopted**
- 9      **RES 11-2266**      Approving the City's cost of providing Trash Hauling services from October 1 to 26, 2011, and setting date of Legislative Hearing for December 20, 2011 and City Council Public Hearing for February 1, 2012 to consider and levy the assessments against individual properties. (File No. J1203G, Asmt No. 128703)  
**Sponsors:**      Lantry  
**Adopted**
- 10     **RES 11-2267**      Approving the City's cost of providing Property Clean Up services from October 3 to 31, 2011, and setting date of Legislative Hearing for December 20, 2011 and City Council Public Hearing for February 1, 2012 to consider and levy the assessments against individual properties. (File No. J1204A, Asmt No. 128503)  
**Sponsors:**      Lantry  
**Adopted**
- 11     **RLH FCO**              Granting an extension in the compliance deadline for the Re-Inspection Fire  
**11-523**                      Certificate of Occupancy With Deficiencies at 1885 MARYLAND AVENUE EAST.  
**Sponsors:**      Bostrom  
**Adopted**
- 12     **RES 11-2321**      Approving adverse action against the City Contractor-Exterior Finishing license held by Final Touch Exteriors, Inc. d/b/a Final Touch Exteriors, Inc. for the City of Saint Paul.  
**Sponsors:**      Lantry  
**Adopted**

- 13      **RES 11-2236**      Declaring a "hardship" to satisfy petition requirements for a proposed vacation of Hubbard Avenue adjacent to their property at 733 Pierce Butler Route.

**Sponsors:**      Carter III

**Adopted**

- 14      **RES 11-2350**      Approving the settlement between the City of Saint Paul and William Eldredge regarding Civil Court File Number 09-CV-2018 (SRN/JSM).

**Sponsors:**      Lantry

**Adopted**

### **FOR DISCUSSION**

- 15      **AHPC 11-1**      Public hearing to consider the appeal of Shari Wilsey and Susan Foote to a decision of Heritage Preservation Commission Staff for conditionally approving a 78 feet by 34 feet galvanized steel panel fence with cedar posts and top in the front yard at 797 Summit Avenue, House of Hope Presbyterian Church, Hill Historic District. (Public hearing held July 20; laid over from December 21)

**Sponsors:**      Carter III

*Councilmember Carter said one more layover was needed to finalize the details of the agreement. He moved to lay the matter over to December 21.*

**Laid over to December 21**

**Yea:** 6 - Councilmember Carter III, Councilmember Harris, Councilmember Helgen, City Council President Lantry, Councilmember Thune and Councilmember Stark

**Nay:** 0

**Absent:** 1 - Councilmember Bostrom

### **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**

- 16      **Ord 11-109**      Memorializing City Council action granting the application of Mississippi Market for the rezoning of 633 Hague Avenue from RM2 Medium Density Multiple-Family Residential to B2 Community Business, and amending Chapter 60 of the Saint Paul Legislative Code pertaining to the Saint Paul zoning map.

**Sponsors:**      Carter III

*Councilmember Carter moved approval.*

**Adopted**

**Yea:** 6 - Councilmember Carter III, Councilmember Harris, Councilmember Helgen, City Council President Lantry, Councilmember Thune and Councilmember Stark

**Nay:** 0

**Absent:** 1 - Councilmember Bostrom

17    **Ord 11-110**    Amending Chapter 92 of the Saint Paul Legislative Code pertaining to plumbing permit fees.

**Sponsors:**    Harris

*Councilmember Harris moved approval.*

**Adopted**

**Yea:** 6 - Councilmember Carter III, Councilmember Harris, Councilmember Helgen, City Council President Lantry, Councilmember Thune and Councilmember Stark

**Nay:** 0

**Absent:** 1 - Councilmember Bostrom

**Second Reading**

18    **Ord 11-112**    Amending Chapter 33.04 of the Saint Paul Legislative Code to create permit fees governing fire alarm systems, smoke control systems, and water flow testing; and amending the permit fee for standpipe, sprinklers, and fire pumps.

**Sponsors:**    Lantry

**Laid over to December 7 for third reading/public hearing**

**SUSPENSION ITEMS**

*Councilmember Stark moved suspension of the rules.*

**Rules suspended**

**Yea:** 6 - Councilmember Carter III, Councilmember Harris, Councilmember Helgen, City Council President Lantry, Councilmember Thune and Councilmember Stark

**Nay:** 0

**Absent:** 1 - Councilmember Bostrom

**RES 11-2308**    Approving the application with conditions, per the Deputy Legislative Hearing Officer, for Liquor On Sale - 291 or more Seats for the University of St. Thomas (I.D. #20110002908), 2115 Summit Avenue (entire campus of the University of St. Thomas).

**Sponsors:**    Stark

*Councilmember Stark said there was still more work to be done; he moved to refer the matter back to Legislative Hearings.*

**Referred back to Legislative Hearings**

**Yea:** 6 - Councilmember Carter III, Councilmember Harris, Councilmember Helgen, City Council President Lantry, Councilmember Thune and Councilmember Stark

**Nay:** 0

**Absent:** 1 - Councilmember Bostrom

*Councilmember Lantry moved suspension of the rules.*

**Rules suspended**

**Yea:** 6 - Councilmember Carter III, Councilmember Harris, Councilmember Helgen, City Council President Lantry, Councilmember Thune and Councilmember Stark

**Nay:** 0

**Absent:** 1 - Councilmember Bostrom

**RES 11-2378** Accepting the gift of conference registration fees, lodging costs, and travel expenses, not to exceed \$1,054.30, from the Springboard for the Arts, for Joe Spencer to attend the Art Basel Conference in Miami, Florida, December 4 - 6, 2011.

**Sponsors:** Lantry

*Councilmember Lantry moved approval.*

**Adopted**

**Yea:** 6 - Councilmember Carter III, Councilmember Harris, Councilmember Helgen, City Council President Lantry, Councilmember Thune and Councilmember Stark

**Nay:** 0

**Absent:** 1 - Councilmember Bostrom

**ADJOURNMENT**

*Councilmember Thune moved adjournment 3:36 p.m.*

**Meeting adjourned**

**Council Meeting Information**

**Web**

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**Cable**

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