



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

Wednesday, September 7, 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.

Present 7 - Councilmember Dan Bostrom, Councilmember Melvin Carter III, Councilmember Pat Harris, Councilmember Lee Helgen, City Council President Kathy Lantry, Councilmember Dave Thune and Councilmember Russ Stark

COMMUNICATIONS & RECEIVE/FILE

1 [AO 11-32](#) Amending the 2011 spending budget for the Arts and Learning Grant.

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

Item 12 was removed from the Consent Agenda for separate consideration.

Councilmember Helgen moved approval of the balance of the Consent Agenda.

Consent Agenda adopted as amended

Yea: 7 - Councilmember Bostrom, Councilmember Carter III, Councilmember Harris, Councilmember Helgen, City Council President Lantry, Councilmember Thune and Councilmember Stark

Nay: 0

- 2 [RES 11-1662](#) Approving the Maintenance Labor Agreement (May 1, 2011 - April 30, 2014) between the City of Saint Paul and the Sheet Metal Workers International Association, Local 10. (Laid over from September 7 for adoption.)

Sponsors: Lantry

Laid over to September 14 for adoption

- 3 [RES 11-1188](#) Approving the City's cost of providing Graffiti Removal services during April 28 to May 24, 2011, and setting date of City Council Public Hearing for October 5, 2011 to consider and levy the assessments against individual properties. (File No. J1113P)

Sponsors: Lantry

Adopted

- 4 [RES 11-1672](#) Approving the City's cost of providing Collection of Certificate of Occupancy Fees services from July 2011, and setting date of Legislative Hearing for September 20, 2011 and City Council Public Hearing for October 5, 2011 to consider and levy the assessments against individual properties. (File No. CRT1108, Asmt No. 118118)

Sponsors: Lantry

Adopted

- 5 [RES 11-1673](#) Approving the City's cost of providing Collection of Vacant Building Fees services from July 2011, and setting date of Legislative Hearing for September 20, 2011 and City Council Public Hearing for October 5, 2011 to consider and levy the assessments against individual properties. (File No. VB1113, Asmt No. 118119)

Sponsors: Lantry

Adopted

- 6 [RES 11-1676](#) Approving the City's cost of providing Repair of Sanitary Sewer Connection services on private property during May to July 2011, and setting date of City Council Public Hearing for October 19, 2011 to consider and levy the assessments against individual properties. (File No. SWRP1106, Asmt No. 118083)

Sponsors: Lantry

Adopted

- 7 [RES 11-1678](#) Approving the City's cost of providing Replacement of Lead Water Service Line on private properties during May to July 2011, and setting date of City Council Public Hearing for October 19, 2011 to consider and levy the assessments against individual properties. (File No. 1104LDSRP)

Sponsors: Lantry

Adopted

- 8 [RES 11-1684](#) Authorizing the Fire Department to enter into a joint powers agreement with Inver Hills Community College to provide services for the EMS Academy June 20 through August 26, 2011.

Sponsors: Lantry

Adopted

- 9 [RES 11-1718](#) Authorizing the Fire Department to enter into an agreement with Hennepin Technical College to provide credit based fire protection courses for firefighters.

Sponsors: Lantry

Adopted

- 10 [RES 11-1629](#) Authorizing the Department of Parks and Recreation to enter into a joint powers agreement with Great River School (ISD #4015) allowing the use of the Como Woodland Outdoor Classroom as a School Forest.

Sponsors: Stark

Adopted

- 11 [RES 11-1753](#) Authorizing the Department of Parks and Recreation to enter into an agreement with RiverCentre Convention & Visitors Authority Foundation to install decorative lights in downtown St. Paul parks over the winter of 2011-2012.

Sponsors: Lantry

Adopted

- 12 [RES 11-1463](#) Approving the amended 2011 Community Development Block Grant (CDBG) Program and the revised 2011 CDBG Project and Program Budget Detail.

Sponsors: Lantry

Councilmember Helgen expressed appreciation for efforts by Council President Lantry and others to find funding to continue the Block Nurse Program. He moved approval.

Adopted

Yea: 7 - Councilmember Bostrom, Councilmember Carter III, Councilmember Harris, Councilmember Helgen, City Council President Lantry, Councilmember Thune and Councilmember Stark

Nay: 0

- 13 [RES 11-1271](#) Approving the license agreement with the Port Authority for land use.

Sponsors: Lantry

Adopted

- 14 [RES 11-1696](#) Approving the agreement between the City of Saint Paul and Nancy Schaefer and the Cody Law Group in the amount of \$11,750.00 in full and final settlement of her claim for damages from an accident on May 23, 2009 with a driver of a vehicle owned by the City of Saint Paul.

Sponsors: Lantry

Adopted

- 15 [RES 11-1710](#) Approving the signing of the Consultant Services Agreement between the City of Saint Paul and Frank Madden, Attorney (Madden, Galanter & Hansen, LLP) to assist City officials and managers in Labor Relations and to provide expert advice concerning labor negotiations and interactions with the Bureau of Mediation Services.

Sponsors: Lantry

Adopted

- 16 [RES 11-1723](#) Approving the use of STAR Funds through the Neighborhood STAR Year-Round Program for Plum's Neighborhood Grill and Bar.

Sponsors: Harris

Adopted

- 17 [RES 11-1745](#) Waiving the 45 day notice requirement for issuance of a Malt Off Sale (Brewery) license for Flat Earth Holdings LLC, d/b/a Flat Earth Brewing Company, 2035 Benson Avenue.

Sponsors: Harris

Adopted

FOR DISCUSSION

- 18 [PH 11-19](#) Considering the application of REM Holdings LLC for a combined plat for St. Anthony Park Townhomes to create nine residential parcels and one outlot. (Zoning File #11-128-731) (Public hearing held August 17; laid over from August 24)

Sponsors: Stark

Councilmember Stark said the District Council was opposed, but there was no basis for denial. He moved approval.

Councilmember Helgen said neighbors had raised valid questions about going forward with the ninth lot. He asked whether the Council had any discretion. Councilmember Stark said he had explored that but there was a degree to which the Council had discretion and a degree to which that discretion became arbitrary. He said there was nothing in staff findings to provide a basis for denial, and the main point of community opposition was the design of the existing units.

Motion of intent - Application granted

Yea: 7 - Councilmember Bostrom, Councilmember Carter III, Councilmember Harris, Councilmember Helgen, City Council President Lantry, Councilmember Thune and Councilmember Stark

Nay: 0

- 19 [RES 10-532](#) Ordering the owner to remove or repair the building(s) at 694-696 FOURTH STREET EAST within fifteen (15) days from adoption of resolution. (Laid over from December 7, 2011)

Sponsors: Lantry

Council President Lantry moved to lay the matter over to December 7.

Laid over to December 7

Yea: 7 - Councilmember Bostrom, Councilmember Carter III, Councilmember Harris, Councilmember Helgen, City Council President Lantry, Councilmember Thune and Councilmember Stark

Nay: 0

- 20 [RES PH 11-1015](#) Revising Residential Permit Parking Area 3. (Laid over from August 17)

Sponsors: Carter III

Councilmember Carter said there had been a good discussion between College Club staff, neighbors, and City staff, and some mitigation strategies had been developed. He said the restriction would be removed completely, and staff would review the issue and report back to the Council in February. He moved approval of the amended resolution.

Adopted as amended

Yea: 7 - Councilmember Bostrom, Councilmember Carter III, Councilmember Harris, Councilmember Helgen, City Council President Lantry, Councilmember Thune and Councilmember Stark

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.

Second Reading

- 21 [Ord 11-77](#) Amending Chapter 151, Traffic Code - General Provisions, of the Saint Paul Legislative Code, to comply with state law changes and to update or eliminate outdated language.

Sponsors: Lantry

Laid over to September 21 for third reading/public hearing

- 22 [Ord 11-78](#) Memorializing City Council action granting the application of Saint Paul Housing and Redevelopment Authority for the rezoning from I3 Restricted Industrial to T3M Traditional Neighborhood (Master Plan), T3 Traditional Neighborhood and I1 Light Industrial of 852 Hathaway Street and adjacent parcels, and amending Chapter 60 of the Saint Paul Legislative Code pertaining to the Saint Paul zoning map.

Sponsors: Thune

Laid over to September 14 for third reading

- 23 [Ord 11-79](#) Amending Chapter 152, Traffic Code - Regulations and Enforcement by City Departments, of the Saint Paul Legislative Code, to comply with state law changes and to update or eliminate outdated language.

Sponsors: Lantry

Laid over to September 21 for third reading/public hearing

- 24 [Ord 11-80](#) Amending Chapter 153, Traffic Code - Various Offenses, of the Saint Paul Legislative Code, to comply with state law changes and to update or eliminate outdated language.

Sponsors: Lantry

Laid over to September 21 for third reading/public hearing

- 25 [Ord 11-81](#) Amending Chapter 154, Traffic Code - Snowmobiles, of the Saint Paul Legislative Code, to comply with state law changes and to update or eliminate outdated language.

Sponsors: Lantry

Laid over to September 21 for third reading/public hearing

- 26 [Ord 11-82](#) Amending Chapter 155, Traffic Code - Pleasure Boat Traffic, of the Saint Paul Legislative Code, to comply with state law changes and to update or eliminate outdated language.

Sponsors: Lantry

Laid over to September 21 for third reading/public hearing

- 27 [Ord 11-83](#) Amending Chapter 156, Traffic Code - Safe Pedestrian Crossings, of the Saint Paul Legislative Code, to comply with state law changes and to update or eliminate outdated language.

Sponsors: Lantry

Laid over to September 21 for third reading/public hearing

- 28 [Ord 11-84](#) Amending Chapter 157, Traffic Code - General Parking Restrictions, of the Saint Paul Legislative Code, to comply with state law changes and to update or eliminate outdated language.

Sponsors: Lantry

Laid over to September 21 for third reading/public hearing

- 29 [Ord 11-85](#) Repealing Chapter 158, No Parking Zones, and amending and renumbering Chapter 167, Commercial Vehicles - Special Parking Permits, as Chapter 158, Traffic Code-Commercial Vehicles-Special Permits, of the Saint Paul Legislative Code, to comply with state law changes and to update or eliminate outdated language.

Sponsors: Lantry

Laid over to September 21 for third reading/public hearing

- 30 [Ord 11-86](#) Repealing Chapter 159, Limited Parking Zones, and amending and renumbering Chapter 164, City-Owned Parking Lots, as Chapter 159, Traffic Code- City-Owned Parking Lots, of the Saint Paul Legislative Code, to comply with state law changes and to update or eliminate outdated language.

Sponsors: Lantry

Laid over to September 21 for third reading/public hearing

- 31 [Ord 11-87](#) Amending Chapter 160, Traffic Code - Parking Meter Zones, of the Saint Paul Legislative Code, to comply with state law changes and to update or eliminate outdated language.

Sponsors: Lantry

Laid over to September 21 for third reading/public hearing

- 32 [Ord 11-88](#) Amending Chapter 161, Traffic Code - Parking During Emergencies, of the Saint Paul Legislative Code, to comply with state law changes and to update or eliminate outdated language.

Sponsors: Lantry

Laid over to September 21 for third reading/public hearing

- 33 [Ord 11-89](#) Amending Chapter 162, Traffic Code - Impounding of Vehicles, of the Saint Paul Legislative Code, to comply with state law changes and to update or eliminate outdated language.

Sponsors: Lantry

Laid over to September 21 for third reading/public hearing

- 34 [Ord 11-90](#) Amending Chapter 163, Traffic Code - Abandoned Vehicles, of the Saint Paul Legislative Code, to comply with state law changes and to update or eliminate outdated language.

Sponsors: Lantry

Laid over to September 21 for third reading/public hearing

- 35 [Ord 11-91](#) Repealing Chapter 164, City - Owned Parking Lots, and amending and renumbering Chapter 168, Residential Permit Parking-Guidelines, as Chapter 164, Traffic Code-Residential Permit Parking-Guidelines and Regulations, of the Saint Paul Legislative Code, to comply with state law changes, to align language with standard operating procedures, and to update or eliminate outdated language.

Sponsors: Lantry

Laid over to September 21 for third reading/public hearing

- 36 [Ord 11-92](#) Amending Chapter 409.26 of the Saint Paul Legislative Code to simplify matrix penalties for repeat violations.

Sponsors: Lantry

Laid over to September 21 for third reading/public hearing

- 37 [Ord 11-96](#) Amending Legislative Code § 67.303(c)(2), pertaining to building regulations in the Shepard Davern residential redevelopment overlay district, by reducing the minimum site size development requirement to one acre, for the purpose of making the residential site size requirement consistent with the site size requirement for the Shepard Davern commercial overlay district under Leg. Code § 67.302(e)(1)(b).

Sponsors: Harris

Laid over to September 21 for third reading/public hearing

First Reading

- 38 [Ord 11-93](#) Amending Chapter 310.05 of the Saint Paul Legislative Code to simplify matrix penalties for repeat violations.

Sponsors: Lantry

Laid over to September 14 for second reading

- 39 [Ord 11-95](#) Memorializing City Council action taken on August 17, 2011, granting the application to rezone property at 745 White Bear Avenue N from OS Office-Service to B2 Community Business and amending Chapter 60 of the Saint Paul Legislative Code pertaining to the Saint Paul zoning map. [Zoning File # 11-143721] [Public hearing held August 17, 2011].

Sponsors: Lantry

Laid over to September 14 for second reading

The Council recessed at 3:45 p.m. and reconvened as the Library Board (see Library Board meeting minutes).

The Council reconvened for public hearings at 5:31 p.m.

PUBLIC HEARINGS

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

Absent 1 - Councilmember Lee Helgen

40

Ord 11-74

An interim ordinance preserving the status quo of land uses in the District 9 Planning Area for the purpose of augmenting the zoning study undertaken pursuant to Council File Ord 11-5.

Sponsors: Thune

Lucy Thompson, Planning and Economic Development, gave a brief staff report on the upcoming study and interim ordinance.

No one appeared in opposition; Councilmember Thune moved to close the public hearing.

Public hearing held and closed; laid over to September 14 for final adoption

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

Nay: 0

Absent: 1 - Councilmember Helgen

41 [Ord 11-75](#)

Amending the Zoning Map as recommended in the District 9 Commercial Zoning Study.

Sponsors: Thune

Lucy Thompson, Planning and Economic Development, gave a staff report on the zoning study of the commercial properties at the intersection of West Seventh and Grand/Ramsey. She said the recommendation of the Planning Commission was that all of the commercial properties be rezoned from B2 or B3 to T2. Two emails had been received in opposition and seven in support of the recommendation. At Councilmember Thune's request she clarified the location of the area to be rezoned and displayed maps showing the existing zoning and proposed zoning. She said the Planning Commission looked specifically at the relationship between the commercial properties and adjacent residential properties, and appropriate permitted uses for a commercial zone closely abutting a low-density historic neighborhood.

Councilmember Thune confirmed that existing businesses such as Bonfe's would not be affected. He noted the number of large vacant properties in the area of the proposed rezoning.

In opposition:

Jack Appert (300 Wall Street), Kraus Anderson Development, said Kraus Anderson owned a majority of the properties and felt that the change to T2 would decrease the property values and make it harder to develop. He said Bonfe's also had concerns.

David Stadtman, on behalf of Alliance Bank, owner 414 West 7th, said the bank opposed the proposed zoning changes because of constraints they would place on redevelopment of the property. He said the potential devaluation of properties would cause small banks like Alliance to have to reevaluate their lending practices.

In support:

Paulette Myers-Rich (436 Smith Avenue N.), property owner at 208 McBoal, thanked Ms. Thompson, PED staff, and Planning Commission members for their work on the study area. She said the proposed rezoning to T2 would allow for the highest and best use, and more flexibility for redevelopment of the vacant B2 properties.

Michael Padgett (274 Goodrich Avenue) supported Ms. Meyers Rich's comments.

Anna Yust (202 McBoal Street) showed photographs of the businesses and vacant lots a the area, and said they would like to see more potential for growth. She said there were a lot of intersections in St. Paul that had seen a lot of development over the past few years, such as Snelling & Selby and Selby & Dale.

Marit Block (74 Garfield Street), co-chair of Little Bohemian Neighborhood Association, said the organization supported the zoning changes and were looking forward to having a vibrant commercial node. She said they felt the proposed zoning would allow for that while protecting the rights of the property owners in the area.

Councilmember Thune moved to close the public hearing.

Public hearing held and closed; laid over to September 14 for final adoption

Yea: 5 - Councilmember Bostrom, Councilmember Carter III, City Council President Lantry, Councilmember Thune and Councilmember Stark

Nay: 0

Absent: 2 - Councilmember Harris and Councilmember Helgen

42 [Ord 11-76](#) Amending the Zoning Map as recommended in the District 9 Residential Zoning Study.

Sponsors: Thune

In support:

David Wickre (97 Garfield Street), Little Bohemian Neighborhood Association member, said they had worked hard to rid the area of problem properties and "slumlords", and wanted to throw their voices behind amendment.

Naomi Austin (90 Garfield Street), Little Bohemian Neighborhood Association member, spoke about problems with the increase in rental properties in her old neighborhood in Minneapolis, and expressed support for the zoning amendment.

No one appeared in opposition; Councilmember Thune moved to close the public hearing.

Public hearing held and closed; laid over to September 14 for final adoption

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

Nay: 0

Absent: 1 - Councilmember Helgen

43 [RES PH 11-1016](#) Revising Residential Permit Parking Area 6. (Public hearing continued from August 17)

Sponsors: Thune

Councilmember Thune introduced an amendment. Yeas - 6 Nays - 0

No one appeared in opposition; Councilmember Thune moved to close the public hearing and approve the resolution as amended. He expressed thanks to everyone who worked on it.

Adopted as amended

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

Nay: 0

Absent: 1 - Councilmember Helgen

- 44 [RES PH 11-1040](#) Approving the application of the Greater Frogtown CDC for a sound level variance to allow the use of a PA system and amplified live music from 6:00 p.m. until 10:00 p.m. on September 8, 2011 at 533 North Dale Street.

Sponsors: Carter III

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

A representative from the Greater Frogtown CDC described the Gala in the Garden event and encouraged everyone to attend.

Adopted

Yea: 5 - Councilmember Bostrom, Councilmember Carter III, Councilmember Harris, City Council President Lantry and Councilmember Stark

Nay: 0

Absent: 2 - Councilmember Helgen and Councilmember Thune

- 45 [RES PH 11-1041](#) Approving the application of the Unity Church - Unitarian for a sound level variance to allow the use of a PA system and amplified live music from 10:00 a.m. until 12:30 p.m. on September 11, 2011 at Obama School/Webster School Field and Greenspace.

Sponsors: Carter III

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

Adopted

Yea: 5 - Councilmember Bostrom, Councilmember Carter III, Councilmember Harris, City Council President Lantry and Councilmember Stark

Nay: 0

Absent: 2 - Councilmember Helgen and Councilmember Thune

- 46 [RES PH 11-1042](#) Approving the application of the Lowertown Bike Shop for a sound level variance in order to present amplified live music from 2:00 p.m. until 9:00 p.m. on September 17, 2011 at 253 East 4th Street.

Sponsors: Thune

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

Adopted

Yea: 5 - Councilmember Bostrom, Councilmember Carter III, Councilmember Harris, City Council President Lantry and Councilmember Stark

Nay: 0

Absent: 2 - Councilmember Helgen and Councilmember Thune

- 47 [RES PH 11-1043](#) Approving the application of the Zombie Pub Crawl for a sound level variance in order to present amplified live music from 4:00 p.m. until 10:00 p.m. on October 8, 2011 at Mears Park.

Sponsors: Thune

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

Adopted

Yea: 5 - Councilmember Bostrom, Councilmember Carter III, Councilmember Harris, City Council President Lantry and Councilmember Stark

Nay: 0

Absent: 2 - Councilmember Helgen and Councilmember Thune

- 48 [RES PH 11-987](#) Ratifying the assessment for alley improvement in Saint Anthony Park North, Block 35 (bounded by Commonwealth, Carter, Raymond, and Cleveland), and driveway construction performed at 1343 Cleveland Avenue. (File No. 19072, Assessment No. 095106)

Sponsors: Stark

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

Adopted

Yea: 5 - Councilmember Bostrom, Councilmember Carter III, Councilmember Harris, City Council President Lantry and Councilmember Stark

Nay: 0

Absent: 2 - Councilmember Helgen and Councilmember Thune

- 49 [RES PH 11-992](#) Ratifying the assessment for benefits, costs and expenses for the Arcade/Case and the Grand/Snelling parking lots operation and maintenance costs for 2012. (File No. 18744-11 and 18746-11, Assessment No. 110150 and 110151)

Sponsors: Harris and Bostrom

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

Adopted

Yea: 5 - Councilmember Bostrom, Councilmember Carter III, Councilmember Harris, City Council President Lantry and Councilmember Stark

Nay: 0

Absent: 2 - Councilmember Helgen and Councilmember Thune

- 50 [RES PH 11-993](#) Final Order approving the Places to Park operation and maintenance for 2013. (File No. 18744-12 and 18746-12, Assessment No. 120150 and 120151)

Sponsors: Bostrom and Harris

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

Adopted

Yea: 5 - Councilmember Bostrom, Councilmember Carter III, Councilmember Harris, City Council President Lantry and Councilmember Stark

Nay: 0

Absent: 2 - Councilmember Helgen and Councilmember Thune

- 51 [RES PH 11-1032](#) Approving a budget amendment allocating an additional \$7800 from Transit for Livable Communities to support the Sibley Bike Depot Community Partners Bike Library.

Sponsors: Thune

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

Adopted

Yea: 5 - Councilmember Bostrom, Councilmember Carter III, Councilmember Harris, City Council President Lantry and Councilmember Stark

Nay: 0

Absent: 2 - Councilmember Helgen and Councilmember Thune

- 52 [RES PH 11-1025](#) Accepting Tax Base Revitalization Grants from the Metropolitan Council, and Contamination Cleanup Grants from the Department of Employment and Economic Development, and amending the 2011 budget.

Sponsors: Thune

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

Adopted

Yea: 5 - Councilmember Bostrom, Councilmember Carter III, Councilmember Harris, City Council President Lantry and Councilmember Stark

Nay: 0

Absent: 2 - Councilmember Helgen and Councilmember Thune

- 53 [RES PH 11-1031](#) Accepting \$5,000 from the State of Minnesota Department of Public Safety, Bureau of Criminal Apprehension based on an authorized joint powers agreement (city contract #02-15318-1) to enable the Police Department to participate in the Child Sexual Predator program.

Sponsors: Lantry

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

Adopted

Yea: 5 - Councilmember Bostrom, Councilmember Carter III, Councilmember Harris, City Council President Lantry and Councilmember Stark

Nay: 0

Absent: 2 - Councilmember Helgen and Councilmember Thune

- 54 [RES PH 11-1038](#) Authorizing the Police Department to accept a donation from the Saint Paul Police Foundation in the amount of \$13,109 for equipment and training.

Sponsors: Lantry

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

Adopted

Yea: 5 - Councilmember Bostrom, Councilmember Carter III, Councilmember Harris, City Council President Lantry and Councilmember Stark

Nay: 0

Absent: 2 - Councilmember Helgen and Councilmember Thune

- 55 [RES PH 11-1039](#) Authorizing the Police Department to accept a donation from the Saint Paul Police Foundation in the amount of \$2,000 to assist with National Night Out expenditures.

Sponsors: Lantry

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

Adopted

Yea: 5 - Councilmember Bostrom, Councilmember Carter III, Councilmember Harris, City Council President Lantry and Councilmember Stark

Nay: 0

Absent: 2 - Councilmember Helgen and Councilmember Thune

- 56 [RES PH 11-1037](#) Authorizing the Department of Parks and Recreation to accept a \$10,000 grant from the National Recreation and Park Association (NRPA) and the Recreational Boating and Fishing Foundation to build and sustain programs and opportunities to engage young people and their families in recreational fishing and boating.

Sponsors: Lantry

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

Adopted

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

Nay: 0

Absent: 1 - Councilmember Helgen

LEGISLATIVE HEARING ITEMS REQUIRING DISCUSSION

- 57 [RLH VO 11-17](#) Appeal of Zach Volk, on behalf of Union Depot Lofts Association, to a Notice of Condemnation as Unfit for Human Habitation and Order to Vacate at 214 FOURTH STREET EAST. (Public hearing continued from September 21)

Sponsors: Thune

Legislative Hearing Officer Marcia Moermond recommended continuing the public hearing for two weeks to allow time for an agreement to be formalized. She said the condo association had been working diligently with City staff to find ways for an equivalency to be granted to allow use of the rooftop deck and to address the trash shoot problem.

No one appeared in opposition; Councilmember Thune moved to continue the public hearing to September 21. He thanked Ms. Moermond for her good work.

Public hearing continued to September 21

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

Nay: 0

Absent: 1 - Councilmember Helgen

- 65 [RLH VO 11-55](#) Appeal of Louis P. Sanders to a Condemnation, Revocation of Fire Certificate of Occupancy and Order to Vacate at 910 COTTAGE AVENUE EAST. (Public hearing continued from September 7)

Sponsors: Bostrom

Legislative Hearing Officer Marcia Moermond recommended granting two weeks to allow the elderly residents to obtain legal representation; she said their income was just outside the Southern Minnesota Regional Legal Services eligibility range.

No one appeared in opposition; Councilmember Bostrom moved to continue the public hearing to September 21.

Public hearing continued to September 21

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

Nay: 0

Absent: 1 - Councilmember Helgen

- 67 [RLH RR 11-49](#) Ordering the razing and removal of the structures at 978 DESOTO STREET within fifteen (15) days after the September 7, 2011 City Council public hearing.

Sponsors: Helgen

Legislative Hearing Marcia Moermond said it had been a "no-show" Legislative Hearing and the property owner was not present to testify at the public hearing. She recommended ordering removal within 15 days with no option for repair.

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

Adopted

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

Nay: 0

Absent: 1 - Councilmember Helgen

- 73 [RLH VO 11-51](#) Appeal of Greg and Brenda Saura, Champion Holdings, to a Notice of Condemnation as Unfit for Human Habitation and Order to Vacate plus Vacant Building Registration Notice at 1227 GALTIER STREET.

Sponsors: Helgen

Legislative Hearing Officer Marcia Moermond said she had changed the property from Category 2 to Category 1 and waived the vacant building fee for 90 days to allow the property owners to address the significant number of issues on the Certificate of Occupancy Condemnation/Order to Vacate. She said it was her understanding they were asking for an extension beyond the 90 days, which would end September 30. She noted that an extension would be beyond what she would normally recommend to Council. At Council President Lantry's request she clarified that her recommendation was to keep the Category 1 status and waive the fee only for the 90 days.

In opposition:

Brenda Sauro (1730 Tamberwood Echo, Woodbury) said she was not opposing the recommendation but was in attendance because she had received a letter. She said they had an inspection scheduled for the following week and were not requesting additional time.

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

Adopted

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

Nay: 0

Absent: 1 - Councilmember Helgen

- 94 [RLH VO 11-47](#) Appeal of Ken Ostlie to a Notice of Condemnation as Unfit for Human Habitation and Order to Vacate at 402 MINNEHAHA AVENUE WEST.

Sponsors: Carter III

Legislative Hearing Officer Marcia Moermond said this was a case where the family came together to help address the problem of excessive accumulation. She recommended granting the appeal.

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

Adopted

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

Nay: 0

Absent: 1 - Councilmember Helgen

95 [RLH FCO](#)
[11-294](#)

Appeal of Francisco Cardona to a Fire Certificate of Occupancy Inspection Correction Notice at 1675 MINNEHAHA AVENUE EAST.

Sponsors: Lantry

Legislative Hearing Officer Marcia Moermond said she was comfortable with all aspects of the appeal except the third floor ceiling height where only 15% of the floor space had a ceiling height 7 feet or above. She referred to a photograph in the file and noted that the situation was complicated by a hallway with a steeply slanted ceiling. Council President Lantry confirmed with Ms. Moermond that the recommendation was to grant the appeal on everything but the third floor ceiling height.

In opposition:

Property owner Francisco Cardona said he had purchased the house like that and thought it was a great bedroom with a closet. He said the room was huge.

Council President Lantry moved to close the public hearing and adopt the recommendation of the Legislative Hearing Officer.

Adopted

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

Nay: 0

Absent: 1 - Councilmember Helgen

98 [RLH FCO](#)
[11-259](#)

Appeal of Dao D Phan to a Correction Order at 151 PAGE STREET WEST. (Public hearing continued from September 7)

Sponsors: Thune

Legislative Hearing Officer Marcia Moermond said the issues were water in the basement, and lack of access to the electrical panel for the tenant. She said the orders were correct and corrections necessary; she recommended denying the appeal. She displayed photographs.

In opposition:

Sylvie Phan (893 New Century Boulevard S.) said she and her husband had purchased the building in 2008 with a Certificate of Occupancy, the building had been recertified in 2010, and no modifications had been made. She said it was recently brought to her attention that a separate circuit breaker was required for the one-bedroom unit, but she felt the tenant could access the circuit breaker by calling her or the maintenance person, or by knocking on the other tenant's door. She said she had been ordered to open walls, but she had not closed any walls and did not intend to open any. She said in this economy she did not have money to make modifications to allow access to a circuit breaker that rarely required accessing. She said the other issue involved access windows to the crawl space around the sump pump. She said she was told by the inspector at the time the building was purchased that the windows allowed for air circulation. She said there was a sump pump failure in June but it was addressed in five days and there was no longer water there. She said the house was in a low spot in the neighborhood and water did seep through the ground to the sump pump but did not come in through the windows.

Council President Lantry said the photos showed what appeared to be water damage. Ms Phan said there had been condensation from the hot humid summer and standing water from the sump pump failure, but the bowed floor in the photograph had been replaced.

Council President Lantry asked whether the problem had been addressed. Ms. Moermond said the problem had not been addressed, according to the inspector. She read the order which indicated an ongoing problem. Ms. Phan said the sump pump would continue to run because of moisture coming in through the ground, but there was no longer standing water. She said sealing the windows as required would prevent air from circulating in the crawl space.

In support:

Deb Costandine (151 Page Street W.), tenant, said she had alerted the Phan family in early June because the floors had started warping; she referred to photos taken by her son of water in crawl space. She said the sump pump now worked. She said she asked that floor be fixed in June, and it was just fixed the previous Sunday. She said the humidity in the unit remained high and there was mildew on the closet door and on her belongings. She said she felt the inspectors were asking for a vapor/water barrier to keep the moisture from the crawl space from coming into the house. She said water was no longer coming in through the windows, but there were springs under the house. With regard to the circuit breaker, she said she had a medical device that required electricity and currently there was no one in the other unit. She said there was a single electrical box and she was currently paying for the sump pump and the fan in the crawl space.

Councilmember Thune moved to close the public hearing. Yeas - 6 Nays - 0

Ms. Moermond said it didn't appear that a permit was pulled for the sump pump, and

having the installation of the sump pump checked along with having a building inspector look into a vapor barrier would go a long way towards addressing the moisture problem.

Councilmember Thune said he wasn't sure what the standards were, but many homes in St. Paul had sump pumps and air circulation in the crawl space was important. He moved to lay the matter over for a couple of weeks to have inspectors re-check the sump pump operation; he said he was less sympathetic about the electrical panel and people do need access to the electricity in their own apartments.

Ms. Moermond said she would hold a Legislative Hearing on September 20 and report back to the Council on the 21st.

Referred back for a September 20 Legislative Hearing; Council public hearing continued to September 21

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

Nay: 0

Absent: 1 - Councilmember Helgen

102 [RLH RR 11-52](#)

Ordering the rehabilitation or razing and removal of the structures at 1440 ROBLYN AVENUE within fifteen (15) days after the September 7, 2011 City Council public hearing. (Public hearing held September 7; laid over from September 21)

Sponsors: Carter III

Legislative Hearing Officer Marcia Moermond said the building was moved to the site with a proposed commercial use, but had been sitting unused for several years. She recommended laying the matter over for two weeks to allow the owner to complete the site plan review process.

Council President Lantry confirmed with Ms. Moermond that the building had been moved to its current location three years before; she questioned what an additional two weeks would accomplish.

Councilmember Carter suggested hearing from the property owner. Ms. Moermond said she had told the property owner she would recommend two weeks, and no one was present to testify. In response to a question from Councilmember Carter, she said she felt the best route for the Council was to allow one last chance.

Councilmember Carter acknowledged that that was the Council's "default" position but said the house was up on blocks halfway covered by a tarp, and the situation was disgusting. He said he would adopt the Ms. Moermond's recommendation since that was what the property owner was expecting. Ms. Moermond asked about thirty days. Councilmember Carter said he would go with two weeks, and if there was a very compelling reason after two weeks to lay it over for another two weeks, he might consider that.

No one appeared in opposition; Councilmember Carter moved to close the public hearing and lay the matter over for two weeks.

Public hearing held and closed; laid over to September 21

Yea: 5 - Councilmember Bostrom, Councilmember Carter III, Councilmember Harris, City Council President Lantry and Councilmember Stark

Nay: 0

Absent: 2 - Councilmember Helgen and Councilmember Thune

103 [RLH WP 11-49](#)

Appeal of Window World, on behalf of Roger Jones, to an Egress Window Non-Compliance Determination at 1950 ROME AVENUE. (Public hearing held September 7)

Sponsors: Harris

Legislative Hearing Officer Marcia Moermond said the appeal was of orders to replace egress windows measuring 15 inches wide by 23.5 inches high. She said she had never recommended approving a variance for anything narrower than 16 inches, and in this case there was no compensating height. She recommended denying the appeal.

In opposition:

Joel Slatel (680 Smith Avenue), Window World, said they had replaced a double casement with a slider using the same opening with the mullion removed. He said the original window was old and drafty, and changing the size of the opening would have been very costly for the homeowner. He noted that both panes of the new window could be taken out to make one large opening which had not been the case with the old window.

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

Councilmember Harris noted that most of these situations had come forward through the Certificate of Occupancy process and involved renters, but this one involved a property owner. He asked Ms. Moermond what the guidance was when a homeowner was replacing a window with another of the same size. He asked whether an inspector would eventually have found the existing window to be out of compliance. Ms. Moermond deferred to Assistant City Attorney Rachael Tierney who had drafted the policy.

Ms. Tierney said the enforcement tool was through Certificate of Occupancy inspections and through people pulling permits. She said in this case it came to the attention of Department of Safety and Inspection (DSI) attention because a permit was pulled.

Legislative Hearing Officer Marcia Moermond noted that the sill height was 53.5 inches, exceeding the 48 inch maximum and complicating the egress issue.

Mr. Slatel noted that the measurements he had on the bedroom window were 44 3/8 by 28 7/8, which were the manufacturers specifications. Ms. Moermond said that was the glazed area.

Councilmember Bostrom asked for clarification of the total opening size. Ms. Moermond said the glazed area was 5 square feet. Mr. Slatel reiterated that the sashes were very easy to remove. Council President Lantry said the concern was for a child trying to escape or a firefighter trying to get in. Councilmember Bostrom said firefighters carried tools to break the windows.

Councilmember Harris questioned what the policy ramifications would be if the decision was that the window opening was too small; he moved to lay the matter over for two weeks.

Council President Lantry said a broader discussion of the issue might be valuable.

Public hearing held and closed; laid over to September 21

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

Nay: 0

Absent: 1 - Councilmember Helgen

105 [RLH RR 11-53](#) Ordering the razing and removal of the structures at 601 ROSE AVENUE EAST within fifteen (15) days after the September 7, 2011 City Council public hearing.

Sponsors: Bostrom

Legislative Hearing Officer Marcia Moermond said this was a "no-show" Legislative Hearing, and her recommendation was to order removal of the structure within 15 days.

In opposition:

Judy Burt (830 Cherokee Avenue) said the property had been her childhood home, was sold by her mother in 2006, and was now in foreclosure. She said she and her siblings had been trying all summer to get permission to get beveled glass windows from the house but they had recently been removed. She said she would like permission to go into the house to get a few items.

Councilmember Bostrom moved to close the public hearing. Yeas - 6 Nays - 0

Ms. Moermond said that 15 days after the resolution was adopted, the property would be in control of the city, and eventually the demolition contractor. She said Ms. Burt could talk to the demo contractor. Councilmember Bostrom suggested that Ms. Burt be given the name the winning demolition bidder when that time came.

Councilmember Carter asked whether the City was doing anything to make sure reusable materials were reused. Councilmember Harris said that was up to the demo contractor, but many did remove and sell items of value.

Councilmember Bostrom moved to approve the Legislative Hearing Officer's recommendation.

Adopted

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

Nay: 0

Absent: 1 - Councilmember Helgen

- 120 [RLH FCO 11-272](#) Appeal of TDM Properties LLC (Brian Dvorak) to a Fire Certificate of Occupancy Correction Notice at 165 WHEELOCK PARKWAY WEST. (Public hearing held September 7)

Sponsors: Helgen

Legislative Hearing Officer Marcia Moermond said the appeal involved slider windows that were 14 inches in width; she said the height more than compensated. Council President Lantry read from the resolution that the recommendation was to grant the appeals on the sill height and door issue, and deny the appeal and grant a one year extension on the egress windows.

In opposition:

Prop owner Brian Dvorak (165 Wheelock Parkway W.) said the total opening was 34 x 40 inches. He said he had just spent \$2000 on the Certificate of Occupancy and couldn't afford to replace the 19 windows. He said he had one quote for \$17,000 for the windows.

Council President Lantry said the property was in Councilmember Helgen's ward; she moved to close the public hearing and lay the matter over for two weeks to add to the window discussion.

Public hearing held and closed; laid over to September 21

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

Nay: 0

Absent: 1 - Councilmember Helgen

- 129 [RLH TA 11-248](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1109E, Assessment No.118110 at 668 FOURTH STREET EAST.

Sponsors: Lantry

Legislative Hearing Officer Marcia Moermond said it was a "no-show" Legislative Hearing; she displayed file photographs showing items in the accessory structure. Council President Lantry clarified that the assessment being considered was a \$150 Excessive Consumption bill.

In opposition:

George Trembulak (668 E. 4th Street) said the photographs showed a shed out back and they had a problem with people dumping there. He said they cleaned the property daily, but it wasn't the greatest neighborhood and there was dumping overnight that was not from the tenants.

Council President Lantry said the \$150 Excessive Consumption charge indicated it was an ongoing issue. Mr. Trembulak said they had gotten abatement orders but had always taken care of them. He said the shed was now boarded up.

Council President Lantry moved to close the public hearing and approve the recommendation of the Legislative Hearing Officer (approve the assessment).

Adopted

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

Nay: 0

Absent: 1 - Councilmember Helgen

- 138 [RLH AR 11-70](#) Ratifying the assessments for Graffiti Removal services from May 29 to June 12, 2011. (File No. J1114P, Assessment No. 118105)

Legislative Hearing Officer Marcia Moermond amended the resolution to delete 408 St. Peter from the assessment roll for referral back to Legislative Hearings.

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

Adopted as amended

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

Nay: 0

Absent: 1 - Councilmember Helgen

- 143 [RLH AR 11-100](#) Ratifying the assessments for Collection of Vacant Building Fees services in May 2011. (File No. VB1111, Assessment No. 118082)

Sponsors: Lantry

Legislative Hearing Officer Marcia Moermond amended the resolution to delete the assessment for 1201 Cook, and spread the assessment for 1025 Loeb over five years.

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

Adopted as amended

Yea: 5 - Councilmember Bostrom, Councilmember Carter III, City Council President Lantry, Councilmember Thune and Councilmember Stark

Nay: 0

Absent: 2 - Councilmember Harris and Councilmember Helgen

- 145 [RLH TA 11-283](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. VB1111, Assessment No. 118082 at 1201 COOK AVENUE EAST

Sponsors: Bostrom

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

Adopted as amended (delete the assessment)

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

Nay: 0

Absent: 1 - Councilmember Helgen

147 [RLH TA 11-281](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. VB1111, Assessment No. 118082 at 1028 LOEB STREET.

Sponsors: Helgen

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

Adopted as amended (spread payments over five years)

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

Nay: 0

Absent: 1 - Councilmember Helgen

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

No one appeared in opposition; Councilmember Thune moved to close the public hearing and approve the balance of the Consent Agenda.

Consent Agenda adopted as amended

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

Nay: 0

Absent: 1 - Councilmember Helgen

58 [RLH WP 11-50](#) Appeal of Derek Tanbeg for The Window Store Home Improvement, on behalf of John Goolshy, to an Egress Window Non-Compliance Determination at 607 ALDINE STREET.

Sponsors: Stark

Adopted

- 59 [RLH RR 11-45](#) Ordering the razing and removal of the structures at 755 ANDREW STREET within fifteen (15) days after the September 7, 2011 City Council public hearing.
Sponsors: Thune
Adopted
- 60 [RLH FCO 11-251](#) Appeal of Daniel J. Ruza to a Fire Certificate of Occupancy Inspection Correction Notice at 1842 ARLINGTON AVENUE EAST.
Sponsors: Bostrom
Adopted
- 61 [RLH VO 11-60](#) Appeal of Lawrence Walker to a Fire Certificate of Occupancy Recovation and Order to Vacate at 823 AURORA AVENUE.
Sponsors: Carter III
Adopted
- 62 [RLH TA 11-265](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1109E, Assessment No.118100 at 923 BURR STREET.
Sponsors: Helgen
Adopted
- 63 [RLH VO 11-54](#) Appeal of Joe Taylor to a Certificate of Occupancy Recovation and Order to Vacate at 1199 BURR STREET.
Sponsors: Helgen
Adopted
- 64 [RLH RR 11-47](#) Ordering the razing and removal of the structure(s) at 1695 BUSH AVENUE within fifteen (15) days after the September 7, 2011 City Council public hearing.
Sponsors: Lantry
Adopted
- 66 [RLH WP 11-48](#) Appeal of Window World, on behalf of Jason Groff, to an Egress Window Non-Compliance Determination at 936 COTTAGE AVENUE EAST.
Sponsors: Bostrom
Adopted
- 68 [RLH VBR 11-51](#) Appeal of John Zydowsky to a Vacant Building Registration Notice at 822 EDMUND AVENUE.
Sponsors: Carter III
Adopted

- 69 [RLH WP 11-47](#) Appeal of Victoria Boller LaBerg to an Egress Window Non-Compliance Determination at 1163 EDMUND AVENUE.

 Sponsors: Stark

 Adopted
- 70 [RLH FCO 11-341](#) Appeal of Matt Reem to a Correction Order at 1034 EUCLID STREET.

 Sponsors: Lantry

 Adopted
- 71 [RLH FCO 11-264](#) Appeal of Joseph Uebel to a Fire Certificate of Occupancy Correction Notice at 1898-1900 FORD PARKWAY.

 Sponsors: Harris

 Adopted
- 72 [RLH FOW 11-115](#) Appeal of Scott Gerry to an Egress Window Non-Compliance Determination at 1967 FREMONT AVENUE.

 Sponsors: Lantry

 Adopted
- 74 [RLH FCO 11-217](#) Appeal of Mark Muckerheide to a Fire Certificate of Occupancy Inspection Correction Notice at 389 HERSCHEL STREET.

 Sponsors: Stark

 Adopted
- 75 [RLH FOW 11-113](#) Appeal of Michael Taff to a Fire Certificate of Occupancy Correction Notice at 1381 HAZELWOOD STREET.

 Sponsors: Bostrom

 Adopted
- 76 [RLH WP 11-51](#) Appeal of Sheila Moore for Capital Siding Windows and Construction, on behalf of Robert and Mary Kuhl, to an Egress Window Non-Compliance Determination at 1804 HIGHLAND PARKWAY.

 Sponsors: Harris

 Adopted
- 77 [RLH VO 11-42](#) Appeal of Aaron Durkop, on behalf of K.C. Rabobank, to a Revocation of Fire Certificate of Occupancy and Order to Vacate at 604 HOLLY AVENUE

 Sponsors: Carter III

 Adopted

- 78 [RLH FOW](#)
 [11-114](#) Appeal of Michael Hafner to a Fire Certificate of Occupancy Correction Notice at 1824 HOYT AVENUE.

 Sponsors: Bostrom

 Adopted
- 79 [RLH FOW](#)
 [11-104](#) Appeal of Mary Fasching to an Egress Window Non-Compliance Determination at 1486 IGLEHART AVENUE.

 Sponsors: Carter III

 Adopted
- 80 [RLH FCO](#)
 [11-256](#) Appeal of Margaret Uriah to a Fire Certificate of Occupancy Reinspection at 624 JAMES AVENUE.

 Sponsors: Thune

 Adopted
- 81 [RLH FOW](#)
 [11-101](#) Appeal of Karen Hupp to an Egress Window Non-Compliance Determination at 873 JENKS AVENUE.

 Sponsors: Bostrom

 Adopted
- 82 [RLH FOW](#)
 [11-105](#) Appeal of Son Nguyen to an Egress Window Non-Compliance Determination at 976 JENKS AVENUE.

 Sponsors: Bostrom

 Adopted
- 83 [RLH FOW](#)
 [11-108](#) Appeal of 33rd Company, on behalf of Carleen Andert, to a Fire Certificate of Occupancy Inspection Correction Notice at 1410 JULIET AVENUE.

 Sponsors: Harris

 Adopted
- 84 [RLH RR 11-50](#) Ordering the razing and removal of the structures at 722 LAFOND AVENUE within fifteen (15) days after the September 7, 2011 City Council Public Hearing.

 Sponsors: Carter III

 Adopted
- 85 [RLH FCO](#)
 [11-250](#) Appeal of Candance Brown to a Re-Inspection Fire Certificate of Occupancy With Deficiencies at 861 LAFOND AVENUE.

 Sponsors: Carter III

 Adopted

- 86 [RLH FCO
11-269](#) Appeal of James Baker to a Fire Certificate of Occupancy Correction Order at 369 LAUREL AVENUE.

 Sponsors: Carter III

 Adopted
- 87 [RLH FCO
11-342](#) Appeal of Jon Edstrom to a Fire Certificate of Occupancy Approval With Corrections at 160 LEXINGTON PARKWAY NORTH.

 Sponsors: Carter III

 Adopted
- 88 [RLH FCO
11-288](#) Appeal of Conrad Preiner to a Fire Certificate of Occupancy Correction Notice at 1210 MAGNOLIA AVENUE EAST.

 Sponsors: Bostrom

 Adopted
- 89 [RLH SAO 11-22](#) Appeal of Robert Schilling to a Summary Abatement Order at 864 MARION STREET.

 Sponsors: Helgen

 Adopted
- 90 [RLH VBR 11-55](#) Appeal of Brian Essler to a Vacant Building Registration Notice at 120 MARYLAND AVENUE WEST.

 Sponsors: Helgen

 Adopted
- 91 [RLH FCO
11-261](#) Appeal of Mark Kneer and Dan Gelb on behalf of Quality Residences, LLC, to a Fire Certificate of Occupancy Correction Notice at 983 MARYLAND AVENUE.

 Adopted
- 92 [RLH RR 11-51](#) Ordering the razing and removal of the structures at 1825 MARYLAND AVENUE EAST within fifteen (15) days after the September 7, 2011 City Council public hearing.

 Sponsors: Bostrom

 Adopted
- 93 [RLH FCO
11-280](#) Appeal of William Lowe and Paula A. Eklund-Lowe to a Re-Inspection Fire Certificate of Occupancy With Deficiencies at 1885 MARYLAND AVENUE EAST.

 Sponsors: Bostrom

 Adopted

- 96 [RLH FCO
11-275](#) Appeal of Como Dale Management to an Egress Window Non-Compliance Determination at 1749 MONTANA AVENUE EAST.

 Sponsors: Bostrom

 Adopted
- 97 [RLH CO 11-15](#) Appeal of Mary E. Johnson to a Correction Order at 2067 NOKOMIS AVENUE.

 Sponsors: Lantry

 Adopted
- 99 [RLH FOW
11-107](#) Appeal of Joe McKasy to a Fire Certificate of Occupancy Inspection Correction Notice at 2170 PALACE AVENUE.

 Sponsors: Harris

 Adopted
- 100 [RLH FOW
11-123](#) Appeal of Stephen A. Haider to a Fire Certificate of Occupancy Correction Notice at 1004 PRIOR AVENUE SOUTH.

 Adopted
- 101 [RLH FCO
11-258](#) Appeal of Tony Fares to a Correction Order at 805 ROBERT STREET.

 Sponsors: Thune

 Adopted
- 104 [RLH VBR 11-56](#) Appeal of Patrick R. Casby to a Vacant Building Registration Requirement at 1969 ROME AVENUE.

 Sponsors: Harris

 Adopted
- 106 [RLH FCO
11-193](#) Appeal of Daniel P. McGowan to a Re-Inspection Fire Certificate of Occupancy With Deficiencies at 1324 SAINT CLAIR AVENUE.

 Sponsors: Harris

 Adopted
- 107 [RLH WP 11-46](#) Appeal of Renewal by Andersen Corporation, on behalf of Max and Elizabeth Schultz, to an Egress Window Non-Compliance Determination at 1958 SAUNDERS AVENUE.

 Sponsors: Harris

 Adopted

- 108 [RLH FOW](#)
 [11-122](#) Appeal of Faith Krogstad to a Correction Notice-Complaint Inspection at 1220 SEMINARY AVENUE.

 Adopted
- 109 [RLH FCO](#)
 [11-267](#) Appeal of Kia Lee to a Fire Certificate of Occupancy Correction Notice at 786 SEVENTH STREET EAST.

 Adopted
- 110 [RLH FCO](#)
 [11-265](#) Appeal of Wendy Teeters to a Fire Certificate of Occupancy Correction Notice at 365 SHERBURNE AVENUE.

 Sponsors: Carter III

 Adopted
- 111 [RLH VO 11-59](#) Appeal of Lawrence Walker to a Fire Certificate of Occupancy Recovation and Order to Vacate at 818 SHERBURNE AVENUE.

 Sponsors: Carter III

 Adopted
- 112 [RLH FCO](#)
 [11-295](#) Appeal of SMRLS (Colleen Walbran), on behalf of Mayhoua Moua, to a Fire Certificate of Occupancy Correction Notice at 1157 SHERBURNE AVENUE.

 Adopted
- 113 [RLH FOW](#)
 [11-121](#) Appeal of Hilario Rosales to an Egress Window Non-Compliance Determination at 1561 SHERWOOD AVENUE.

 Adopted
- 114 [RLH FCO](#)
 [11-243](#) Appeal of Dave Chmiel, WIEL LLC, to a Fire Certificate of Occupancy Correction Notice at 1082 SIXTH STREET EAST.

 Sponsors: Lantry

 Adopted
- 115 [RLH FOW](#)
 [11-118](#) Appeal of Wendy Teeters to a Notice of Condemnation as Unfit for Human Habitation and Order to Vacate at 1843 STILLWATER AVENUE.

 Sponsors: Bostrom

 Adopted
- 116 [RLH FCO](#)
 [11-262](#) Appeal of Rose Lewis to a Fire Certificate of Occupancy Correction Notice at 662 SURREY AVENUE.

 Sponsors: Lantry

 Adopted

- 117 [RLH FOW
11-106](#) Appeal of James Schmidt to a Re-Inspection Fire Certificate of Occupancy With Deficiencies at 1030 THIRD STREET EAST.

 Sponsors: Lantry

 Adopted
- 118 [RLH FOW
11-119](#) Appeal of Wendy Teeters to a Fire Certificate of Occupancy Inspection Correction Notice at 603 VAN BUREN AVENUE.

 Sponsors: Carter III

 Adopted
- 119 [RLH VBR 11-66](#) Appeal of Toan Than Truong to a Vacant Building Registration Notice and a Summary Abatement Order at 499 WESTERN AVENUE NORTH.

 Sponsors: Carter III

 Adopted
- 121 [RLH FOW
11-100](#) Appeal of Tia Yang and Lee Yang to a Fire Certificate of Occupancy Inspection Correction Notice at 929 WILSON AVENUE.

 Sponsors: Lantry

 Adopted
- 122 [RLH FOW
11-116](#) Appeal of Merric Bilotta to an Egress Window Non-Compliance Determination at 423 WYOMING STREET EAST.

 Adopted
- 123 [RLH AR 11-61](#) Ratifying the assessments for Excessive Inspection Services billed on February 1, 2011 at 1444 Como Boulevard East. (File No. J1107E2, Assessment No. 118116) [Laid over from July 06, 2011 for separate consideration to Legislative Hearing August 16, 2011 and City Council public hearing September 7, 2011]

 Adopted
- 124 [RLH AR 11-62](#) Ratifying the assessments for Demolition services from March 2011 at 186 Front Avenue. (File No. J1111C1, Assessment No. 118114) [Laid over from July 6, 2011 for separate consideration to Legislative Hearing August 16, 2011 and City Council Public Hearing September 7, 2011]

 Sponsors: Helgen

 Adopted
- 125 [RLH AR 11-64](#) Ratifying the assessments for Demolition services in May 2011. (File No. J1113C, Assessment No. 118093)

 Sponsors: Lantry

 Adopted

- 126 [RLH AR 11-65](#) Ratifying the assessments for Demolition services in May 2011 (NON-CDBG Funds).
(File No. J1114C, Assessment No. 118094)
Sponsors: Lantry
Adopted
- 127 [RLH AR 11-66](#) Ratifying the assessments for Emergency Sewer Repair service at 654 Bellows
Street. (File No. SWRP1107, Assessment No. 118098)
Adopted
- 128 [RLH AR 11-67](#) Ratifying the assessments for Excessive Inspection Services billed from April 12 to
May 13, 2011. (File No. J1109E, Assessment No. 118100)
Sponsors: Lantry
Adopted
- 130 [RLH TA 11-261](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1109E,
Assessment No. 118100 at 892 LAUREL AVENUE.
Sponsors: Carter III
Adopted
- 131 [RLH TA 11-290](#) Deleting the Appealed Special Tax Assessment for Real Estate Project No. J1109E,
Assessment No. 118100 at 323 LAWSON AVENUE EAST.
Sponsors: Helgen
Adopted
- 132 [RLH TA 11-243](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1109E,
Assessment No.118100 at 1891 SEVENTH STREET EAST.
Adopted
- 133 [RLH TA 11-257](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1109E,
Assessment No. 118100 at 1030 WALSH STREET.
Sponsors: Bostrom
Adopted
- 134 [RLH TA 11-259](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1109E,
Assessment No.118100 at 1545 WINCHELL STREET.
Sponsors: Bostrom
Adopted
- 135 [RLH AR 11-68](#) Ratifying the assessments for Boarding and Securing services during May 2011.
(File No. J1111B, Assessment No. 118999)
Adopted

- 136 [RLH TA 11-254](#) Deleting the Appealed Special Tax Assessment for Real Estate Project No. J1111B, Assessment No. 118099 at 286 FORBES AVENUE.
Sponsors: Thune
Adopted
- 137 [RLH TA 11-251](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1111B, Assessment No. 118099 at 672 RIVOLI STREET.
Adopted
- 139 [RLH TA 11-247](#) Deleting the Appealed Special Tax Assessment for Real Estate Project No. J1114P, Assessment No. 118105 at 470 AND 476 CLEVELAND AVENUE SOUTH.
Sponsors: Harris
Adopted
- 140 [RLH TA 11-263](#) Deleting the Appealed Special Tax Assessment for Real Estate Project No. J1114P, Assessment No. 118015 at 2075 DAYTON AVENUE.
Sponsors: Stark
Adopted
- 141 [RLH TA 11-244](#) Deleting the Appealed Special Tax Assessment for Real Estate Project No. J1114P, Assessment No. 118105 at 300 MAPLE STREET.
Sponsors: Lantry
Adopted
- 142 [RLH TA 11-238](#) Deleting the Appealed Special Tax Assessment for Real Estate Project No. J1114P, Assessment No. 118105 at 632 SNELLING AVENUE NORTH.
Sponsors: Stark
Adopted
- 144 [RLH TA 11-255](#) Deleting the Appealed Special Tax Assessment for Real Estate Project No. VB1111, Assessment No. 118082 at 1020 CONWAY STREET.
Sponsors: Lantry
Adopted
- 146 [RLH TA 11-271](#) Deleting the Appealed Special Tax Assessment for Real Estate Project No. VB1111, Assessment No. 118082 at 1851 FIFTH STREET EAST.
Sponsors: Lantry
Adopted

- 148 [RLH TA 11-256](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. VB1111, Assessment No. 118082 at 1125 SIXTH STREET EAST.
Sponsors: Lantry
Adopted
- 149 [RLH TA 11-258](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. VB1111, Assessment No. 118082 at 863 YORK AVENUE.
Sponsors: Bostrom
Adopted
- 150 [RLH AR 11-101](#) Ratifying the assessments for Trash Hauling services from June 1 to 29, 2011. (File No. J1112G, Assessment No. 118104)
Sponsors: Lantry
Adopted
- 151 [RLH TA 11-272](#) Deleting the Appealed Special Tax Assessment for Real Estate Project No. J1112G, Assessment No. 118104 at 612 COOK AVENUE EAST.
Sponsors: Bostrom
Adopted
- 152 [RLH TA 11-240](#) Reducing and Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1112G, Assessment No. 118104 at 475 SAINT CLAIR AVENUE.
Sponsors: Thune
Adopted
- 153 [RLH VBR 11-50](#) Appeal of Seventh Place Associates, LLC to a Vacant Building Registration Notice at 17 SEVENTH PLACE WEST.
Sponsors: Thune
Adopted
- 154 [RLH TA 11-248](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1109E, Assessment No.118110 at 668 FOURTH STREET EAST.
Sponsors: Lantry
Adopted
- 155 [RLH TA 11-241](#) Deleting the Appealed Special Tax Assessment for Real Estate Project No. J1114P, Assessment No. 118105 at 859 TUSCARORA AVENUE.
Sponsors: Thune
Adopted

- 156 [RLH TA 11-265](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1109E, Assessment No.118100 at 923 BURR STREET.

Sponsors: Helgen

Adopted

Councilmember Carter paid respects to longtime St. Paul activist and community member Judy McLaughlin.

ADJOURNMENT

Councilmember Thune moved adjournment at 7:21p.m.

Meeting adjourned

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

Nay: 0

Absent: 1 - Councilmember Helgen

Council Meeting Information

Web

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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)