



City of Saint Paul

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

Meeting Agenda City Council

*Council President Russ Stark
Councilmember Dan Bostrom
Councilmember Amy Brendmoen
Councilmember Bill Finney
Councilmember Dai Thao
Councilmember Dave Thune
Councilmember Chris Tolbert*

Thursday, November 12, 2015

3:30 PM

Council Chambers - 3rd Floor

Please Note the City Council is meeting on Thursday, November 12 due to the Veteran's Day holiday.

Council Voting

The reader calls the names of all Councilmembers. A vote in favor is cast by remaining silent, and a vote against is cast by saying no or nay. When the voting is complete, the reader will state whether the motion passed or failed.

ROLL CALL

COMMUNICATIONS & RECEIVE/FILE

- 1 [AO 15-95](#) Amending the 2015 spending budget for the Office of Technology and Communications.
Attachments: [AO 15-95 OTC Budget Changes Financial Analysis](#)
- 2 [AO 15-98](#) Amending the CDBG activity budget for the COPP program.
Attachments: [Attachment A CDBG COPP Program AO-15-98 20151022](#)
- 3 [AO 15-99](#) Establishing two new Year-Round STAR account codes and closing three completed Year-Round STAR projects
Attachments: [YR STAR Financial Analysis AO 15-99](#)
- 4 [AO 15-100](#) Authorizing the Police Department to reimburse actual costs for the assessors for the commander's exam.
Attachments: [Commanders Exam - Assessors Expenses](#)

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.

- 5 [RES 15-1858](#) Authorizing the Saint Paul Port Authority to submit a Minnesota Investment Fund application on behalf of a company ("Company")

wishing to locate in Saint Paul, Minnesota.

Sponsors: Thune

Attachments: [Financial Analysis - MIF Loan.xls](#)

[Port Authority Board Memo - Approval of MIF Application.pdf](#)

[Port Authority Board Resolution - Approval of MIF Application.pdf](#)

6 [RES](#)
[15-1915](#)

Authorizing the Department of Public Works to request variance for Jackson Street from Shepard Road to University Avenue from State of Minnesota Department of Transportation Municipal State Aid and indemnifying the State of Minnesota for claims, demands, actions, or causes of action arising out of or by reason of the variance.

Sponsors: Thune

7 [RES](#)
[15-1919](#)

Sustaining adverse licensing action against the application of The Lex, Inc., d/b/a The Lex for the premises located at 976 Concordia Avenue in Saint Paul.

Sponsors: Thao

8 [RES](#)
[15-1949](#)

Authorizing the Police Department to enter into a cooperative agreement with the Hubert H. Humphrey Job Corps Center.

Sponsors: Stark

Attachments: [Hubert Humphrey Job Corps Cooperative Agreement](#)

9 [RES](#)
[15-1950](#)

Authorization for the Police Department to enter into a Master Subscription Agreement with Kanopy, LLC.

Sponsors: Stark

Attachments: [Kanopy LLC Master Subscription Agreement](#)

10 [RES](#)
[15-1956](#)

Approving adverse action against the Pet Shop license held by Charles J. Schuck III d/b/a CS Reptiles located at 963-7th Street West.

Sponsors: Thune

Attachments: [Notice of Intent to Suspend License with Affidavit of Service.pdf](#)

[SPLC 310.05\(m\)](#)

11 [RES](#)
[15-1957](#)

Approving adverse action against the Auto Garage license and Alarm Permit (Renew) held by Morgan Tire & Auto, Inc. d/b/a Tires Plus #8126 located at 300 Snelling Avenue North in.

Sponsors: Thao

Attachments: [Notice of Intent to Suspend License with Affidavit of Service.pdf](#)

[SPLC 310.05\(m\)](#)

12 [RES](#)
[15-1967](#)

Approving payment in the amount of fourteen thousand nine hundred forty three dollars and twenty six cents (\$14,943.26) in full settlement of the claim of Nationwide Insurance Company as subrogee of Ricky Vang.

Sponsors: Stark

Attachments: [c130350 resolution](#)

- 13 [Min 15-59](#) Approving the minutes of the July 8, 15, 22, and August 5, 12, 19, and 26 City Council meetings.

Sponsors: Stark

Attachments: [Sum 07-08-15](#)

[Sum 07-15-15](#)

[Sum 07-22-15](#)

[Sum 08-05-15](#)

[Sum 08-12-15](#)

[Sum 08-19-15](#)

[Sum 08-26-15](#)

FOR DISCUSSION

- 14 [RES 15-1989](#) Canvassing the returns and declaring the results of the City General Election held November 3, 2015. (To be amended with the result of the Ward 2 vote reallocation.)

Sponsors: Stark

Attachments: [Saint Paul Abstract 11 6 15](#)

[Copy of Ward 2 reallocation results - 2015](#)

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

- 15 [Ord 15-54](#) Creating a commercial development district to be known as the Schmidt Brewery Commercial Development District pursuant to Section 17.07.1 of the Saint Paul City Charter and Section 409.20 of the Saint Paul Legislative Code.

Sponsors: Thune

Attachments: [Exhibit 1-2015 Schmidt Brewery CDD Map](#)

[Schmidt Brewery CDD - Planning Commission Resolution #15-43](#)

[Schmidt Brewery CDD - Keg House Signed Petition](#)

- 16 [Ord 15-55](#) Granting a competitive cable franchise for Qwest Broadband Services Inc. d/b/a/ CenturyLink.

Sponsors: Stark

Attachments: [Exhibits A & B](#)

[Grogan memo and findings of fact](#)

Second Reading

- 17 [Ord 15-57](#) Amending Chapter 324 of the Legislative Code pertaining to flavored tobacco and making amendments to comply with state statute.
- Sponsors:** Thao, Tolbert, Stark, Brendmoen and Bostrom
- Attachments:** [Campaign for Tobacco Free Kids - Ltr of Support](#)
[Clear Way MN Letter of Support](#)
[Model Cities Support Letter- Flavored Tobacco Ordinance](#)
[Rainbow Health Initiative - Ltr of Support](#)
[Crave the Change - Ltr of Support](#)
[ANSR - Ltr of Support](#)
[MMA - Ltr of Support](#)
[AALF-HWG - Ltr of Support](#)
[Am. Cancer Society CAN - Letter of Support](#)
[Twin Cities Medical Society - Ltr of Support](#)
[Blue Cross Blue Shield - Letter of Support](#)
[Minnesota Department of Health](#)
[Ord. 15-57 - Opposition email](#)
[CHSAC Letter of Support signed](#)
[Goldsmith letter of support for tobacco ordinance](#)
[Support for Tobacco Ordinance](#)
- 18 [Ord 15-60](#) Amending Chapter 84 of the Administrative Code establishing a dollar threshold for applicability, creating a set-aside program for CERT certified businesses and establishing penalties for failure to establish good faith efforts to establish vendor outreach goals.
- Sponsors:** Stark
- Attachments:** [Ordinance language](#)
[Ordinance Summary](#)
- 19 [Ord 15-61](#) Amending Chapter 409.02 of the Legislative Code, changing the definition of restaurant.
- Sponsors:** Tolbert

Attachments: [D1 Liquor License Changes Letter of Support](#)
[SPACC Letter of Support](#)
[District 5 Letter](#)
[Meeting Packet 11-10-15](#)
[Highland District Council Resolution](#)
[Minnesota Licensed Beverage Association Letter](#)
[memo to charter commission on petition signatures](#)
[Business Review Council letter of support](#)
[District 1 Letter of Support](#)
[Highland District Council Letter](#)
[Chamber of Commerce Letter of Support](#)
[Email Exchange](#)
[2015RestaurantOn-SaleLiquorLaws](#)
[LiquorRestaurantDefintionComparison9-20151](#)
[ProposedRestaurantDefintionOrdinanceChange](#)
[November 10, 2015 Charter Commission Meeting Packet](#)
[City Clerk Transmittal Letter](#)
[RES 15-1801](#)
[Cervantes Email to Charter Commission](#)
[FW Proposed Restaurant On-Sale Liquor Charter Amendment](#)
[Charter Commission Meeting Minutes 6-2-15](#)
[Hendrickson Memo Suspending the Rules](#)
[ProposedCharterAmendmentExecutiveSummary \(003\)](#)
[Hendrickson Memo Suspending the Rules](#)
[Availability-FullOnSaleLiquorLicenses \(002\)](#)
[1707charterresolution](#)
[ProposedRestaurantOn-SaleLiquorCharterAmendment \(002\)](#)

- 20 [Ord 15-62](#) Amending Chapter 33 of the Legislative Code pertaining to Establishment of Permit Fees and Certificate of Compliance.
 Sponsors: Stark
 Attachments: [Opposition to fee increases](#)
- 21 [Ord 15-63](#) Amending Chapter 40 of the Legislative Code pertaining to Fire Certificate of Occupancy as it relates to Fees.
 Sponsors: Stark
 Attachments: [Opposition to fee increases](#)
- 22 [Ord 15-64](#) Amending Chapter 55 of the Legislative Code pertaining to the Fire Code - Tent Permit Fees.
 Sponsors: Stark

Attachments: [Opposition to fee increases](#)

- 23 [Ord 15-65](#) Amending Chapter 310 of the Legislative Code pertaining to Uniform License Procedures as it relates to License Fee Schedule.

Sponsors: Stark

Attachments: [Opposition to fee increases](#)

- 24 [Ord 15-68](#) Amending Chapter 43 of the Legislative Code pertaining to Vacant Buildings as it relates to Vacant Building Registration Fee.

Sponsors: Stark

Attachments: [Opposition to fee increases](#)

First Reading

- 25 [Ord 15-70](#) Amending Chapter 293 of the Legislative Code regarding Noise Regulations.

Sponsors: Thune

- 26 [Ord 15-71](#) Amending Chapter 6 of the Administrative Code regarding the Department of Public Works.

Sponsors: Stark

- 27 [Ord 15-72](#) Amending Chapter 17.07 of the Charter, pursuant to Minnesota Statutes § 410.12 subd. 7, regarding On-Sale Liquor Licenses issued to restaurants.

Sponsors: Tolbert

Attachments: [Letter of Transmittal regarding Charter Amendment to Charter Section 17.07](#)
[Charter 17.07 Public Hearing Notice](#)
[ProposedCharterAmendmentExecutiveSummary \(003\)](#)
[District 5 Letter](#)
[Form-Access Card-Holly Huston](#)
[Meeting Packet 11-10-15](#)
[Highland District Council Resolution](#)
[Minnesota Licensed Beverage Association Letter](#)
[memo to charter commission on petition signatures](#)
[Business Review Council letter of support](#)
[District 1 Letter of Support](#)
[Highland District Council Letter](#)
[Chamber of Commerce Letter of Support](#)
[Email Exchange](#)
[2015RestaurantOn-SaleLiquorLaws](#)
[LiquorRestaurantDefintionComparison9-20151](#)
[ProposedRestaurantDefintionOrdinanceChange](#)
[City Clerk Transmittal Letter](#)
[RES 15-1801](#)
[Cervantes Email to Charter Commission](#)
[Charter Commission Meeting Minutes 6-2-15](#)
[Hendrickson Memo Suspending the Rules](#)
[Availability-FullOnSaleLiquorLicenses \(002\)](#)
[1707charterresolution](#)
[ProposedRestaurantOn-SaleLiquorCharterAmendment \(002\)](#)

28 [Ord 15-73](#) Amending Chapter 409.03 of the Legislative Code exempting restaurants from total license limits.

Sponsors: Tolbert

Attachments: [1707charterresolution](#)
[ProposedRestaurantOn-SaleLiquorCharterAmendment \(002\)](#)
[ProposedCharterAmendmentExecutiveSummary \(003\)](#)
[District 5 Letter](#)
[Meeting Packet 11-10-15](#)
[Highland District Council Resolution](#)
[Minnesota Licensed Beverage Association Letter](#)
[memo to charter commission on petition signatures](#)
[Business Review Council letter of support](#)
[District 1 Letter of Support](#)
[Highland District Council Letter](#)
[Chamber of Commerce Letter of Support](#)
[Email Exchange](#)
[2015RestaurantOn-SaleLiquorLaws](#)
[LiquorRestaurantDefintionComparison9-20151](#)
[ProposedRestaurantDefintionOrdinanceChange](#)
[November 10, 2015 Charter Commission Meeting Packet](#)
[City Clerk Transmittal Letter](#)
[RES 15-1801](#)
[Cervantes Email to Charter Commission](#)
[Hendrickson Memo Suspending the Rules](#)
[Availability-FullOnSaleLiquorLicenses \(002\)](#)

SUSPENSION ITEMS

[RES
15-2001](#)

Authorizing the City to enroll in the Apple Developer Program and enter into Apple Mac App Store, App Store, App Store for Apple TV, and iBooks Store Terms and Conditions to develop and distribute apps on the App Store and the Mac App Store.

Sponsors: Stark

Attachments: [iTUNES STORE - TERMS AND CONDITIONS.htm](#)

[RES
15-2003](#)

Authorizing the City to enroll in the Google Play Developer Distribution Agreement to develop and distribute apps on the Google Store.

Sponsors: Stark

Attachments: [Google Play.htm](#)

[RES
15-2004](#)

Authorizing the Office of Technology and Communications to enter into an agreement with Oracle America, Inc. for Cloud Services.

Sponsors: Stark

Attachments: [CITY OF SAINT PAUL CPQ-4679 OD 09NOV2015.pdf](#)
[US-CSA-CPQ-4679.pdf](#)
[cloud-dpa-2625278.pdf](#)

- [Ord 15-66](#) Amending Section 366A.06 of the Legislative Code pertaining to Races, Runs, and Public Assemblies.
Sponsors: Thune
- [Ord 15-74](#) Amending Section 409.30 of the Legislative Code relating to intoxicating beverages at block parties.
Sponsors: Thune
- [Ord 15-75](#) Amending Chapter 427.07 of the Legislative Code regarding requirements for health clubs located in the Downtown Business District.
Sponsors: Thune
- [Ord 15-76](#) Amending Chapter 409.03 of the Legislative Code removing the quarter-mile exemption zone for off-sale liquor licenses around the Xcel Energy Center.
Sponsors: Thune

ADJOURNMENT

Council Meeting Information

The City Council is paperless which saves the environment and reduces expenses. The agendas and Council files are all available on the Web (see below). Councilmembers use iPads to review the files during the meeting. Using the iPad greatly reduces costs since most agendas, including the documents attached to files, are over 1000 pages when printed.

Web

Meetings are available on the Council's website. Email notification and web feeds (RSS) of newly released Minutes, Agendas and Meetings are available by subscription. Please visit www.stpaul.gov/council for meeting videos and updated copies of the Agendas, Minutes and supporting documents.

Cable

Meetings are live on St Paul Channel 18 and replayed on: Thursdays at 5:30 p.m., Saturdays at 12:30 p.m., and Sundays at 1:00 p.m. (Subject to change)