



City of Saint Paul

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

Minutes - Final

City Council

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

Wednesday, September 23, 2015

3:30 PM

Council Chambers - 3rd Floor

The Library Board will convene during the City Council meeting.

There will not be a meeting on Wednesday, September 30, 2015.

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

Present 6 - Councilmember Dan Bostrom, Councilmember Amy Brendmoen, Councilmember Dai Thao, Councilmember Chris Tolbert, Councilmember Bill Finney and City Council President Russ Stark

Absent 1 - Councilmember Dave Thune

COMMUNICATIONS & RECEIVE/FILE

- 1 [CO 15-53](#) Letters from the Department of Safety and Inspections declaring 1335 Barclay Street, 689 Conway Street, and 1659-1669 Grand Avenue as nuisance properties. (For notification purposes only; public hearings will be scheduled at a later date if necessary.)

Attachments: [1335 Barclay St.OTA 9-8-15](#)
[689 Conway St.OTA 9-11-15](#)
[1659-1669 Grand Ave.OTA 9-15-15](#)

Received and Filed

- 2 [AO 15-85](#) Authorizing the Department of Parks and Recreation to reallocate a total of \$114,775 within its various accounting units in the 2015 adopted budget, thereby adjusting the budget to most accurately reflect the projected actual spending in each accounting unit, while also providing the appropriate levels of spending authority.

Attachments: [2015 Budget A-O 8.25.15](#)

Received and Filed

- 3 [AO 15-86](#) Authorizing the Department of Parks and Recreation to reallocate a total of \$20,000 of the 2015 Como Special Fund Budget between spending accounts, thereby adjusting the budget to most accurately reflect the projected actual spending, while also providing the appropriate levels of spending authority.

Attachments: [2015 Budget A-O Como 261](#)

Received and Filed

- 4 [AO 15-87](#) Amending the 2015 PED Operations spending budget to accommodate local training for staff.

Attachments: [Attachment A amend 2015 PED Operations budget 20150911 AO 15-87](#)

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

*Bostrom moved approval of Consent Agenda Items 5 through 26
6 in favor, none opposed
Consent Agenda is adopted*

The City Council meeting was recessed at 3:32 p.m. for a brief Library Board Meeting

A motion was made by Councilmember Bostrom to Approve the Consent Agenda The motion carried by the following vote:

Yea: 6 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Finney and City Council President Stark

Nay: 0

Absent: 1 - Councilmember Thune

- 5 [RES 15-1608](#) Authorizing the Department of Parks and Recreation to accept and execute a multi-year Legacy Grant from the State of Minnesota for \$1,960,000 for arts and cultural heritage at the Como Park Zoo and Conservatory.

Adopted

- 6 [RES 15-1614](#) Authorizing the Police Department to assist the Ramsey County, Community Corrections Probation Officers with home checks.

Attachments: [Ramsey County Community Corrections Home Checks](#)

Adopted

- 7 [RES 15-1615](#) Authorizing the Police Department to accept grant funds from the Saint Paul Police Foundation for use in department units.

Attachments: [St Paul Police Foundation Grants](#)
 [Financial Analysis](#)

Adopted

- 8 [RES 15-1617](#) Authorizing the Police Department to enter into a Joint Powers Agreement with the State of Minnesota, BCA for the MN Financial Crimes Task Force.

Attachments: [State of Minnesota, BCA, Financial Crimes Task Force](#)
 [Financial Analysis](#)

Adopted

- 9 [RES 15-1632](#) Approving expenses incurred and donations received for the August 18, 2015 City of Saint Paul Employee Cookout.

Attachments: [Signature Copy of RES #15-900](#)
 [2015 Expenses & Donations breakdown dated September 3rd 2015](#)
 [2015 Employee Cookout Expenditures and Donations Financial Analysis](#)

Adopted

- 10 [RES 15-1647](#) Approving assessment costs and setting date of City Council public hearing to ratify the assessments for the Como/Chatsworth area paving and lighting project, constructed as part of the 2015 St. Paul Street Vitality Paving Program (SPSVP). (File No. 19167, Assessment No. 155203)

Attachments: [Report of Completion](#)
 [Assessment Roll](#)

Adopted

- 11 [RES 15-1654](#) Approving the use of Neighborhood STAR Program funds for projects in Wards 3 and 4.

Adopted

- 12 [RES 15-1659](#) Authorizing the acceptance of a \$936 scholarship grant from the Minnesota State Historical Society for two Heritage Preservation Commissioners and

one staff to attend the Preserve Minnesota Annual Statewide Historic Preservation Conference in Little Falls, September 17th and 18th, 2015.

Attachments: [Unsigned contract](#)

Adopted

- 13 [RES 15-1660](#) Accepting the gift of the costs of registration and travel expenses from Socrata, Natalie LaBarbera, for Deputy Director Jeff Nyberg to attend the 2015 Socrata Customer Summit conference to be held in Washington DC, October 26 - 28, 2015.

Adopted

- 14 [RES 15-1661](#) Approving a Liquor Outdoor Service Area (Patio) license with conditions to Lake Monster Brewing, Inc. d/b/a Lake Monster Brewing (License ID #20150001795) for the premises located at 550 Vandalia Street in Saint Paul.

Attachments: [Signed license condition affidavit dated September 2nd 2015](#)

Adopted

- 15 [RES 15-1668](#) Memorializing City Council action taken on September 2, 2015, granting the appeal of D.J. Thees from a decision of the Board of Zoning Appeals regarding a side-yard lot line variance at 1916 Fairmount Avenue.

Adopted

- 16 [RES 15-1669](#) Approving adverse action against the Cigarette/Tobacco license held by Liquor Liquidator, Inc., d/b/a Liquor Liquidator located at 1047 Hudson Road in Saint Paul.

Attachments: [Notice of Violation with Affidavit of Service.pdf](#)

[Minn.Stat.Section 609.685](#)

[SPLC Section 324.07](#)

[SPLC Section 324.11](#)

Adopted

- 17 [RES 15-1670](#) Approving adverse action against the Second Hand Dealer - Motor Vehicle license held by Corp Auto, Inc. d/b/a Corp Auto, Inc. located at 1221 Pierce Butler Route in Saint Paul.

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

Adopted

- 18 [RES 15-1671](#) Approving assessment costs and setting date of City Council public hearing to ratify the assessment for a new water service connection at 1041 Selby Avenue (File No. 19182, Assessment No. 156100)

Attachments: [Report of Completion](#)
 [Assessment Roll](#)

Adopted

- 19 [RES 15-1679](#) Approving the City's cost of providing Replacement of Lead Water Service Line on Private Property during April to June 2015, and setting date of City Council Public Hearing for October 21, 2015 to consider and levy the assessments against individual properties. (File No. 1503LDSRP, Assessment No. 154002)

Attachments: [Report of Completion](#)
 [Assessment Roll](#)

Adopted

- 20 [RES 15-1682](#) Approving the City's cost of providing Repair of Sanitary Sewer Line on Private Property during April to June 2015, and setting date of City Council Public Hearing for October 21, 2015 to consider and levy the assessments against individual properties. (File No. SWRP1504, Assessment No. 153003)

Attachments: [Report of Completion](#)
 [Assessment Roll](#)

Adopted

- 21 [RES 15-1684](#) Approving assessment costs and setting date of City Council public hearing to ratify the assessments for the improvements on Ford Parkway from 350' west of Howell to Snelling. File No. 19100, Assessment No. 155401

Attachments: [Report of Completion](#)
 [Assessment Roll](#)

Adopted

- 22 [RES 15-1687](#) Authorizing the City to enter into a Joint Powers Agreement with the State of Minnesota, which includes an indemnification clause, to pursue bridge engineering and soil boring, testing, and other activities necessary to determine the feasibility of a bridge connecting the Bruce Vento Nature Sanctuary to the Samuel H. Morgan Regional Trail.

Attachments: [BV-SHM Trail Joint Powers Agreement w-State](#)

Adopted

- 23 [RES 15-1689](#) Approving adverse action against the Liquor On Sale 181-290 Seats, Liquor On Sale-Sunday, Liquor On Sale -2AM Closing, Gambling Location and Patio Service licenses held by Dag, Inc. d/b/a 7th Street Tavern located at 2401 - 7th Street West in Saint Paul.

Attachments: [Notice of Intent to Revoke Licenses with Affidavit of Service.pdf](#)
 [News articles and attempt to access website.pdf](#)

Adopted

- 24 [RES 15-1694](#) Accepting the gift of travel and lodging expenses by the city of Dubuque, Iowa for Wes Saunders-Pearce to attend and speak at the 8th Annual Growing Sustainable Communities Conference to be held in Dubuque, Iowa, on October 6-7, 2015.

Attachments: [Dubuque Iowa](#)

Adopted

- 25 [RES 15-1709](#) Approving the Mayor's appointment of Maria Mitchell, Erika Sanders, Lori Saroya, and Jermain Cooper to the Human Rights and Equal Economic Opportunity Commission.

Adopted

- 26 [RES 15-1714](#) Designating September 27, 2015 as Marguerite Pramann Day in the City of Saint Paul.

Adopted

FOR DISCUSSION

The City Council will recess and the Library Board will convene to consider RES 15-1705: Requesting that the City levy property taxes for the Library Agency.

The City Council recessed at 3:32 p.m.

The Library Board will adjourn and the City Council will reconvene.

*Chair Tolbert called the Library Board to order at 3:33 p.m.
6 present, 1 Absent (Thune)*

*Councilmember Stark moved approval
6 in favor, none opposed*

*Councilmember Brendmoen moved adjournment
6 in favor, none opposed*

Library Board adjourned at 3:33 p.m.

*The City Council was called back to order at 3:34 p.m.
6 present, 1 absent (Thune)*

- 27 [RES 15-1704](#) Approving a 2016 maximum property tax levy for the City of Saint Paul.

Councilmember Brendmoen said Councilmember Thune brought up a good point about the planning process. There are expenses and costs and we should be prepared. She will support the levy. The City grows and it is more expensive to serve. This will be more challenging as we go forward

Councilmember Bostrom said this is the maximum. It does not have to be that high.

Councilmember Stark said he agrees with Brendmoen. There are needs. That is always the case. There is a balancing act in trying to keep taxes low. There are things we wish we could be doing. We will go forth with the rest of the budget process.

*Bostrom moved approval
6 in favor, none opposed
Resolution is adopted*

Adopted

Yea: 6 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Finney and City Council President Stark

Nay: 0

Absent: 1 - Councilmember 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

ROLL CALL

Present 7 - Councilmember Dan Bostrom, Councilmember Amy Brendmoen, Councilmember Dai Thao, Councilmember Dave Thune, Councilmember Chris Tolbert, Councilmember Bill Finney and City Council President Russ Stark

- 28 [Ord 15-41](#) Amending Chapter 72 of the Legislative Code, Floodplain Management, adopting an amended map panel for the Pig's Eye Treatment Facility levee.

Councilmember Finney moved approval

7 in favor, none opposed

Adopted

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Thune, Councilmember Tolbert, Councilmember Finney and City Council President Stark

Nay: 0

29 [Ord 15-43](#)

Amending Chapter 113 of the Legislative Code as it pertains to snow and ice on sidewalks.

Attachments: [Proposed Snow Walk Ordinance Amendment](#)
[Wetzel-Moore - Sidwalk Ord. email](#)
[Smart Trips - Sidwalk Ord. Ltr of Support](#)
[Schallberg - Sidwalk Ord. support email](#)
[Hamline Midway Support email](#)

Item 29

Councilmember Stark moved approval and said this will speed up the process of removing snow from sidewalks for repeat offenders. He appreciates the work from DSI (Department of Safety and Inspections) and City Attorney's Office.

7 in favor, none opposed

Adopted

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Thune, Councilmember Tolbert, Councilmember Finney and City Council President Stark

Nay: 0

30 [Ord 15-44](#)

Memorializing City Council action granting the application of BlueAnt Designs LLC to rezone property at 1174 Grand Avenue from BC community business (converted) to RM2 multiple family; and amending Chapter 60 of the Saint Paul Legislative Code pertaining to the Saint Paul zoning map. (Public hearing held August 19, 2015)

Attachments: [Staff report \(final\)](#)
[Zoning Committee Minutes](#)
[Planning Commission Action Minutes](#)
[Resolution - PC](#)
[Extention Letter](#)
[Letters of Opposition](#)

Councilmember Thune moved approval.

7 in favor, none opposed

Ordinance is adopted

Adopted

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Thune, Councilmember Tolbert, Councilmember Finney and City Council President Stark

Nay: 0

31 [Ord 15-45](#)

Amending Chapter 160, Traffic Code, Parking Meter Zones, to authorize the traffic engineer to enforce the provisions of Section 152.10, as amended in a companion ordinance, and to amend language to accommodate changes in technology.

*Councilmember Thune moved approval
7 in favor, none opposed
Ordinance is adopted*

Adopted

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Thune, Councilmember Tolbert, Councilmember Finney and City Council President Stark

Nay: 0

32 [Ord 15-46](#)

Amending Chapter 152, Traffic Code, Regulations and Enforcement By City Departments, to authorize the traffic engineer to set parking meter rates and hours based upon certain criteria.

*Councilmember Thune moved approval.
7 in favor, none opposed
Ordinance is adopted*

Adopted

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Thune, Councilmember Tolbert, Councilmember Finney and City Council President Stark

Nay: 0

Second Reading

33 [Ord 15-48](#)

Amending the Zoning Map of Saint Paul as recommended by the Gold Line Station Area Plans.

Attachments: [Ordinance Attachment A- properties for rezoning](#)
[PC resolution 15-57 adopted](#)
[NPC memo to PC- PH response](#)
[PC minutes July 24 approved \(excerpt\)](#)
[PC minutes August 7 draft \(excerpt\)](#)
[PC resolution 14-31 to initiate study](#)
[Stinson Leonard Street letter](#)
[District 1 Letter of Support](#)
[Smart Trips Letter](#)

Ordinance is laid over to October 7 for third reading/public hearing

Laid over to October 7 for third reading/public hearing

- 34** [Ord 15-49](#) Amending Chapter 34 of the Legislative Code, Minimum Property Maintenance Standards for All Structures and Premises, to include Outdoor Swimming Pools.

Attachments: [Memorandum RE Nuisance Pool Ordinances.9-4-15](#)
[Additional Memorandum RE Nuisance Pool Ordinance.9-29-15](#)

Item 34

Ordinance is laid over to October 7 for third reading/public hearing

Laid over to October 7 for third reading/public hearing

- 35** [Ord 15-50](#) Amending Chapter 45 of the Legislative Code, Nuisance Abatement, to include Outdoor Swimming Pools.

Attachments: [Memorandum RE Nuisance Pool Ordinances.9-4-15](#)
[Additional Memorandum RE Nuisance Pool Ordinance.9-29-15](#)

Ordinance is laid over to October 7 for third reading/public hearing

Laid over to October 7 for third reading/public hearing

- 36** [Ord 15-52](#) Amending Chapter 91 of the Saint Paul Legislative Code pertaining to unpaid service charges.

Attachments: [Proposed Ordinance](#)
[Code Changes](#)
[BWC Resolution 15-1630](#)

Ordinance is laid over to October 7 for third reading/public hearing

Laid over to October 7 for third reading/public hearing

- 37** [Ord 15-53](#) Amending Chapter 157 of the Saint Paul Legislative Code pertaining to parking for larger vehicles. (Public hearing continued from October 7.)

Ordinance is laid over to October 7 for third reading/public hearing

Laid over to October 7 for third reading/public hearing

SUSPENSION ITEMS

*Councilmember Thao moved suspension of the rules.
7 in favor, none opposed
Rules are suspended*

- [RES 15-1721](#) Authorizing the Department of Planning and Economic Development to accept funds from St. Paul Smart Trips for Margaret Jones, 8-80 Vitality Fellow, to attend the National Open Streets Summit,

September 25-27, 2015, in Atlanta, Georgia.

*Councilmember Thao moved suspension of the rules.
7 in favor, none opposed
Rules are suspended*

*Councilmember Thao moved approval and said this is a resolution to send Margaret Jones to this event.
7 in favor, none opposed
Resolution is adopted*

Adopted

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Thune, Councilmember Tolbert, Councilmember Finney and City Council President Stark

Nay: 0

[RES 15-1720](#)

Accepting the gift of travel expenses from Visit Saint Paul, the Ecolab Foundation, the John and Ruth Huss Foundation, and others for Mayor Chris Coleman, Director of Arts and Culture Joe Spencer, Parks Landscape Designer Alice Messer, and Finance Director Todd Hurley for an official delegation to Nagasaki, Japan and Changsha, China from October 5 through October 12, 2015 for the purpose of reaffirming our partnership and our friendship as sister cities.

Attachments: [China Japan financials](#)

*Suspension Item – Res 15-1720
Councilmember Stark moved suspension of the rules
7 in favor, none opposed
Rules are suspended*

*Stark explained the resolution and moved approval
7 in favor, none opposed
Resolution is adopted*

Adopted

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Thune, Councilmember Tolbert, Councilmember Finney and City Council President Stark

Nay: 0

[RES 15-1727](#)

Proclaiming National "Reason to Shine" Day in Saint Paul on October 4, 2015 to recognize actors with special needs.

*Suspension Item – Item 15-1727
Councilmember Tolbert moved suspension of the rules.
7 in favor, none opposed
Rules are suspended*

Councilmember Thune said he's been in favor of it. This is all about acknowledging a Highland Park Friendship Club feature film at the Ordway.

Councilmember Tolbert said Highland Friendship Club started in Highland and is much bigger than Highland; it is all over the Metro area. It's really a great movie, well done, touching. O'Shaughnessy was full last year.

*Thune moved approval.
7 in favor, none opposed
Resolution Is adopted*

Adopted

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Thune, Councilmember Tolbert, Councilmember Finney and City Council President Stark

Nay: 0

ADJOURNMENT

The meeting was adjourned at 3:48 p.m.

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Thune, Councilmember Tolbert, Councilmember Finney and City Council President Stark

Nay: 0

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)