



City of Saint Paul

Meeting Agenda

City Council

*Council President Russ Stark
Councilmember Dan Bostrom
Councilmember Amy Brendmoen
Councilmember Rebecca Noecker
Councilmember Jane L. Prince
Councilmember Dai Thao
Councilmember Chris Tolbert*

City Hall and Court House
15 West Kellogg
Boulevard
Council Chambers - 3rd
Floor

Katie Burger, Executive
Assistant, 651-266-8560

Wednesday, November 1, 2017

3:30 PM

Council Chambers - 3rd Floor

**Budget Amendment Public Hearings at 3:30 p.m.
Public Hearings at 5:30 p.m.**

ROLL CALL

COMMUNICATIONS & RECEIVE/FILE

- 1 [CO 17-58](#) Letters from the Department of Safety and Inspections declaring 1060 Avon Street North and 380 York Avenue as nuisance properties. (For notification purposes only; public hearings will be scheduled at a later date if necessary.)
Sponsors: Brendmoen and Bostrom
Attachments: [1060 Avon St N.OTA 10-18-17](#)
[380 York Ave.OTA 10-18-17](#)
- 2 [AO 17-80](#) Authorizing the Department of Parks and Recreation to reallocate a total of \$161,375 within its various accounting units in the 2017 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: [2017 Budget A-O 10.18.17.xlsx](#)
- 3 [AO 17-81](#) Amending Activities Budgets to include the 2017 CDBG Federal Grant.
Attachments: [Attachment A CDBG2017-2018 spending AO-17-81.pdf](#)

CONSENT AGENDA

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.

- 4 [RES](#)
[17-1681](#) Approving the City's cost of providing Excessive Use of Inspection or Abatement services billed during June 22 to July 21, 2017, and setting date of Legislative Hearing for December 5, 2017 and City Council public hearing for January 17, 2018 to consider and levy the assessments against individual properties. (File No. J1803E, Assessment No. 188302)
- Sponsors:* Stark
Attachments: [Report of Completion](#)
[Assessment Roll](#)
- 5 [RES](#)
[17-1682](#) Approving the City's cost of providing Collection of Vacant Building Registration Fees billed during January 4 to July 21, 2017, and setting date of Legislative Hearing for December 5, 2017 and City Council public hearing for January 17, 2018 to consider and levy the assessments against individual properties. (File No. VB1803, Assessment No. 188802)
- Sponsors:* Stark
Attachments: [Report of Completion](#)
[Assessment Roll](#)
- 6 [RES](#)
[17-1683](#) Approving the City's cost of providing Graffiti Removal during August 8 to September 22, 2017, and setting date of Legislative Hearing for December 5, 2017 and City Council public hearing for January 17, 2018 to consider and levy the assessments against individual properties. (File No. J1802P, Assessment No. 188401)
- Sponsors:* Stark
Attachments: [Report of Completion](#)
[Assessment Roll](#)
- 7 [RES](#)
[17-1685](#) Approving the City's cost of providing Property Clean Up during September 1 to 29, 2017, and setting date of Legislative Hearing for December 5, 2017 and City Council public hearing for January 17, 2018 to consider and levy the assessments against individual properties. (File No. J1804A, Assessment No. 188503)
- Sponsors:* Stark
Attachments: [Report of Completion](#)
[Assessment Roll](#)

- 8 [RES](#)
[17-1686](#) Approving the City's cost of providing Trash Hauling during September 1 to 28, 2017, and setting date of Legislative Hearing for December 5, 2017 and City Council public hearing for January 17, 2018 to consider and levy the assessments against individual properties. (File No. J1804G, Assessment No. 188703)
- Sponsors:* Stark
- Attachments:* [Report of Completion](#)
[Assessment Roll](#)
- 9 [RES](#)
[17-1661](#) Amending City of Saint Paul Civil Service Rules: Rule 2 - Definitions; Rule 5D - Residence; Rule 7 - Eligible Lists; Rule 8 - Filling Vacancies, 8.A.1, 8.A.2, 8.A.3, 8.A.4, 8.B.1, 8.B.1.a, 8.C; Rule 9 - Reporting for or Waiving Employment; Rule 10 - Probation, 10.E; and Rule 14 - Promotion Requirements.
- Sponsors:* Stark
- Attachments:* [proposed revised civil service rules 10.10.17](#)
- 10 [RES](#)
[17-1723](#) Authorizing the Department of Parks and Recreation to solicit and accept donations for the 2018 Citywide Spring Cleanup event.
- Sponsors:* Tolbert
- 11 [RES](#)
[17-1725](#) Authorizing the Department of Parks and Recreation to apply for funding for environmental education programs and engagement with under-represented groups in regional parks and, if successful, enter into an agreement providing indemnification for Capitol Region Watershed District.
- Sponsors:* Stark
- 12 [RES](#)
[17-1730](#) Approving a waiver of the 45-day notification waiting period in to approve a Wine On Sale and Malt On Sale (Strong) license with conditions to Krungthep Thai, LLC, d/b/a Krungthep Thai Restaurant Fusion & Grill (License ID #20170003477) at 1141 Rice Street.
- Sponsors:* Brendmoen
- Attachments:* [Krungthep Thai Restaurant Fusion & Grill - District 6 Planning Council letter of s](#)
[Krungthep Thai Restaurant Fusion & Grill - Signed License Condition Affidavit d](#)
- 13 [RLH OA](#)
[17-21](#) Making recommendation to Ramsey County on the application of Michele Keller for repurchase of tax forfeited property at 1300 ALBEMARLE STREET.
- Sponsors:* Brendmoen
- Attachments:* [1300 Albemarle.repurchase application.9-29-17](#)
[1300 Albemarle St.STAMP History ao 10-2-17](#)
[1300 Albemarle St 5-Year Police Call Log ao 10-2-17](#)
[Repurchase Letter - 1300 Albemarle St.10-12-17](#)

FOR DISCUSSION**SUSPENSION ITEM**

[RES](#)
[17-1757](#)

Honoring Russell Klein and Desta Maree Klein on the 10th Anniversary of the opening of Meritage.

Sponsors: Noecker

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

14 [Ord 17-28](#) Amending Chapter 324 of the Legislative Code by adding menthol, mint or wintergreen and fruit to the definition of flavored products.

Sponsors: Prince, Brendmoen, Thao, Stark, Noecker and Bostrom

Attachments: [Hmong 18 Council letter](#)

[Metro OBGYN letter](#)

[Comment rec'd by Council](#)

[HealthPartners Letter to SP menthol](#)

[St. Paul Menthol LOS - RHI](#)

[CWMN Letter of Support - Restricting Menthol St Paul](#)

[ASNDC re menthol tobacco](#)

[Court Shoppe letter re tobacco ordinance](#)

[HAP_ltr_support_mentholSP_draft_20170517_BV_signed](#)

[keeney letter re menthol tobacco](#)

[SHA Comment Menthol Cigarette Ordinance 8.17.17](#)

[AATCLC St. Paul Letter 9.11.17](#)

[SPPS Menthol Tobacco Resolution](#)

[American Indian Cancer Foundation letter](#)

[MCA LOS StPaul Menthol](#)

[Tobacco Free Alliance](#)

[Comment rec'd by Council 2](#)

[Comment rec'd by Council 3](#)

[Blue Cross Blue Shield Letter of Support](#)

[TCMS Letter of Support](#)

[Stairstep Foundation Letter](#)

[ACS CAN Letter of Support - St. Paul](#)

[AHA St. Paul Menthol Letter 9.14.17](#)

[Comment rec'd by Council 4](#)

[Comment rec'd by Council 5](#)
[Comment rec'd by Council 6](#)
[Comment rec'd by Council 7](#)
[4 Beautiful Lie Ugly Truth Postcards](#)
[ANSR Letter of Support](#)
[Board Chapter 324-Amendment September 2017 Letter](#)
[Family Tree Clinic Letter](#)
[Comment rec'd by Council 8](#)
[Laurie Parham Ltr of Opposition](#)
[Marty Thomas Opposition](#)
[Linda Huber opposition](#)
[Menthol Coalition Letter](#)
[Menthol Coalition Members August2017](#)
[Prominent Leaders Support List](#)
[Menthol letter-Ed](#)
[Health Care Organizations Letter of Support](#)
[Comment rec'd by Council 9](#)
[Comment rec'd by Council 10](#)
[Comment rec'd by Council 11](#)
[Bara Berg Letter 9-20-17](#)
[SEIU Healthcare Letter 9-20-17](#)
[Ain Dah Yung Center Letter 9-20-17](#)
[AALF-St. Paul Letter](#)
[Minnesota Medical Association Letter](#)
[MNAAP letter](#)
[MSBC Letter to St Paul City Council](#)
[NAACP Menthol Letter](#)
[Comment rec'd by Council 12](#)
[Comment rec'd by Council 13](#)
[Comment rec'd by Council 14](#)
[MN American Lung Assn Letter](#)
[Open Cities Letter](#)
[Menthol Tobacco Dialogue Meeting 9-26-17](#)
[Comment rec'd by Council 15](#)
[Comment rec'd by Council 16](#)
[Comment rec'd by Council 17](#)
[ASANDC Menthol letter](#)
[MN Dept of Health Letter](#)
[Comment rec'd by Council 18](#)

[Comment rec'd by Council 19](#)

[Comment rec'd by Council 20](#)

[Comment rec'd by Council 21](#)

[SAPCC Letter of support](#)

[Comment rec'd by Council 22](#)

[Comment rec'd by Council 23](#)

[CLUES Letter](#)

[Comment rec'd by Council 23](#)

[Blue Cross Blue Shield Letter of Support menthol ordinance 171025_final](#)

[Coalition of Neighborhood Retailers](#)

[Comment rec'd by Council 24](#)

[Coalition of Neighborhood Retailers2](#)

[Minneapolis Menthol Mint and Wintergreen Economic Impact Study Summary \(\(](#)

[Comment rec'd by Council 25](#)

First Reading

- 15 [Ord 17-55](#) Granting the application of Twin City Concrete Products Co. to rezone property at 1477-1485 Minnehaha Avenue East from VP Vehicular Parking to T2 Traditional Neighborhood, and amending Chapter 60 of the Legislative Code pertaining to the zoning map.

Sponsors: Prince

Attachments: [PC Resolution 17-69](#)

[PC action minutes 10-20-2017](#)

[ZC draft minutes](#)

[District 2 letter of support](#)

[ZC staff packet](#)

- 16 [Ord 17-56](#) Granting the application of Michael Mohrlant to rezone the property at 550 Smith Avenue South from RM2 multiple family to B2 community business, and amending Chapter 60 of the Legislative Code pertaining to the zoning map.

Sponsors: Noecker

Attachments: [17-077911 PC Resolution](#)

[17-077911_PC Action minutes](#)

[17-077911_ZC minutes](#)

[17-077911_ZC packet](#)

[17-077911_60-day letter](#)

BUDGET AMENDMENT PUBLIC HEARINGS (Held during the 3:30 portion of the meeting)

- 17 [RES PH 17-281](#) Accepting a grant from AARP in the amount of \$20,000 for the purpose of improving pedestrian safety along Marion Street between St. Anthony Avenue and University Avenue, and amending the financing and spending plans in the Department of Public Works capital budget.
- Sponsors:* Thao
 Attachments: [Financial Analysis RES PH 17-281](#)
- 18 [RES PH 17-309](#) Authorizing the acceptance of \$25,000 in United States Department of the Interior Certified Local Government Grant funds from the Minnesota Historical Society to complete a Cultural Resources Reconnaissance Survey of the Hamline-Midway Neighborhood, and amending the 2017 budget.
- Sponsors:* Stark
 Attachments: [Attachment A RES PH 17-309 Hamline Midway Survey](#)
 [CLG grant agreement signed](#)
- 19 [RES PH 17-311](#) Amending the 2017 River Print budget to provide additional spending and financing for new billing and ordering software.
- Sponsors:* Stark
 Attachments: [River Print Software Amendment Financial Analysis](#)

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

- 20 [Ord 17-51](#) Amending Chapter 198 of the Legislative Code pertaining to the keeping of chickens.
- Sponsors:* Brendmoen
 Attachments: [Matson and Lies Email re Backyard Chickens](#)
 [Macalester Groveland Community Council- Comment Backyard Chicken ordinal](#)
- 21 [Ord 17-52](#) Amending Chapter 357 of the Legislative Code to allow composting of fowl fecal waste or fowl litter.
- Sponsors:* Brendmoen
 Attachments: [Macalester Groveland Community Council- Comment Backyard Chicken ordinal](#)
 [Eldridge comment](#)

- 22 [Ord 17-53](#) Amending Chapter 310 of the Legislative Code to add permit fees for Tier 1 Permits and Tier 2 Permits relating to the keeping of chickens.
Sponsors: Brendmoen
Attachments: [Section 310.18 - Enforcement Level 6 -Tier 1 & Tier 2 permits](#)
[Macalester Groveland Community Council- Comment Backyard Chicken ordina](#)
- 23 [RES PH 17-310](#) Approving the application of Anderson Race Management for a sound level variance in order to present announcements and music on Sunday, November 5, 2017 for the Chocoholic Frolic 5K/10K Run and Walk at Harriet Island.
Sponsors: Noecker
Attachments: [Application](#)
[ENS](#)
[Map](#)
[Notice to Owners](#)
[List of Owners](#)
[Letter to Applicant](#)
- 24 [APC 17-1](#) Public hearing to consider the appeal of the Dayton's Bluff Community Council to a decision of the Planning Commission approving a change of nonconforming use from bar to tobacco shop at 937-3rd Street East.
Sponsors: Prince
Attachments: [Appeal application](#)
[PC Resolution 17-61](#)
[PC draft minutes excerpt 9-22-17](#)
[ZC Minutes](#)
[Staff packet for ZC](#)
[60 day extension](#)
- 25 [RES PH 17-294](#) Establishing the Water Charges for 2018. (To be laid over to December 13 for adoption)
Sponsors: Brendmoen
Attachments: [2018 BWC Water Rate Resolution 17-1427](#)
- 26 [RES PH 17-298](#) Setting the recycling service fee for 2018, and authorizing Public Works to request \$745,493 in SCORE grant funds from Ramsey County to support the curbside recycling program. (To be laid over to December 13 for adoption)
Sponsors: Stark
- 27 [RES PH 17-312](#) Setting the 2018 Sanitary Sewer and Storm Sewer rates. (To be laid over to December 13 for adoption)
Sponsors: Stark

LEGISLATIVE HEARING CONSENT AGENDA

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.

- 28 [RLH SAO](#) Appeal of Frankie Adams to a Vehicle Abatement Order at 898
 [17-88](#) ALBEMARLE STREET.
 Sponsors: Thao
 Attachments: [898 Albemarle.appeal.10-04-17](#)
 [898 Albemarle St.RC Map Description.10-17-18.pdf](#)
 [898 Albemarle St.Estrada Ltr.10-19-17.doc](#)
- 29 [RLH FCO](#) Appeal of Greg Ryan to a Re-Inspection Fire Certificate of Occupancy With
 [17-164](#) Deficiencies at 505 AVON STREET NORTH.
 Sponsors: Thao
 Attachments: [505 Avon Street N.appeal.09-15-17](#)
 [505-507 Avon Street N.photos.09-11-17](#)
 [505-507 Avon Street N.photos.03-29-17](#)
 [505 Avon St N.Ryan Ltr.10-5-17.doc](#)
- 30 [RLH FCO](#) Appeal of Francis W. Crowley to a Revocation of Fire Certificate of
 [17-170](#) Occupancy and Order to Vacate at 2001 BREWSTER STREET.
 Sponsors: Stark
 Attachments: [2001 Brewster St.appeal.9-25-17](#)
 [2001 Brewster St.Photos.8-30-17.pdf](#)
 [2001 Brewster St.Crowley Ltr.10-5-17.doc](#)
- 31 [RLH VO](#) Appeal of Ronda Isakson to a Revocation of Fire Certificate of Occupancy
 [17-46](#) and Order to Vacate at 581 COMO AVENUE.
 Sponsors: Thao
 Attachments: [581 Como Ave.appeal.10-6-17](#)
 [581 Como Ave.Photos.8-11-17](#)
 [581-583 Como Ave.Isakson Ltr.10-19-17.doc](#)
- 32 [RLH CO](#) Appeal of Eric Eddy to a Fire Certificate of Occupancy Correction Order at
 [17-34](#) 838 EDMUND AVENUE.
 Sponsors: Thao
 Attachments: [838 Edmund Ave.appeal.09-28-17](#)
 [838 Edmund.Eddy Ltr.10-12-17](#)
- 33 [RLH CO](#) Appeal of Paula M. Schilling to a Correction Notice at 824 FREMONT
 [17-36](#) AVENUE EAST.
 Sponsors: Prince
 Attachments: [824 Fremont Ave.appeal.10.04.17](#)
 [824 Fremont Ave.Morke Ltr.10-12-17.doc](#)

[824 Fremont Ave.Photos with Owner Notes.10-10-17.pdf](#)

[824 Fremont Ave.Morke Ltr.10-12-17](#)

[824 Fremont Ave.Schilling Ltr.10-19-17.doc](#)

[824 Fremont Ave.Schilling Revised Ltr.10-23-17.doc](#)

- 34 [RLH VBR
17-66](#) Appeal of Margaret Bierbach, Magwood Properties, to a Vacant Building Registration and Revocation of Fire Certificate of Occupancy and Order to Vacate at 934 HAWTHORNE AVENUE.

Sponsors: Bostrom

Attachments: [934 Hawthorne Avenue.appeal.09-28-17](#)

[934 Hawthorne Ave E.Photos.4-6-16](#)

[934 Hawthorne Ave E.SAO.9-22-17](#)

[934 Hawthorne. Bierbach Ltr.10-12-17](#)

[934 Hawthorne. Bierbach Ltr.10-19-17.doc](#)

- 35 [RLH SAO
17-87](#) Appeal of Frankie Adams to a Summary Abatement Order and Vehicle Abatement Order at 917 RICE STREET.

Sponsors: Thao

Attachments: [917 Rice St.appeal.10-3-17](#)

[917 Rice St.photos 10-2-17](#)

[917 Rice St.Owners Letter.10-5-17.doc](#)

[917 Rice St & 902 Albemarle-martin email & vehicle registry.10-17-17.pdf](#)

[917 Rice St.Adams Ltr.10-19-17.doc](#)

- 36 [RLH SAO
17-85](#) Appeal of Mike Seeber to a Notice to Cut Tall Grass and/or Weeds at 1011 SELBY AVENUE.

Sponsors: Thao

Attachments: [1011 Selby Avenue.appeal.10-2-17](#)

[1011 Selby Ave.Photos.10-4-17.pdf](#)

[1011 Selby Ave. Seeber Ltr.10-12-17](#)

[1011 Selby Ave.Aerial Map.10-18-17.pdf](#)

[1011 Selby Ave.Aerial Map #2.10-18-17.pdf](#)

[1011 Selby Ave.Aerial Map with Ramsey County Markup.10-20-17.pdf](#)

- 37 [RLH FCO
17-169](#) Appeal of Brett Ripley to a Correction Notice-Reinspection Complaint at 1685 TAYLOR AVENUE.

Sponsors: Stark

Attachments: [1685 Taylor Ave.appeal.9-15-17](#)

[1685 Taylor Ave.C of O Order.8-28-17](#)

[1685 Taylor Ave.C of O Order.8-20-12](#)

[1685 Taylor Ave.Huestis Ltr 8-29-11](#)

[1685 Taylor Ave.Ripley Ltr.10-5-17.doc](#)

- 38 [RLH VO](#) Appeal of Eric Eddy, E & K Real Estate Investments, to a Revocation of
[17-43](#) Fire Certificate of Occupancy and Order to Vacate at 658-660 THOMAS
 AVENUE.

Sponsors: Thao

Attachments: [658 Thomas Ave.appeal.9-27-17](#)

[658 Thomas Ave.photos 9-18-17](#)

[658-660 Thomas Ave.E&K Realty email.10-9-17.pdf](#)

[658-660 Thomas Ave.Owner Photos.10-9-17.pdf](#)

[658-660 Thomas.Eddy Ltr.10-12-17](#)

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). Council members 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

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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)

Many people are extremely sensitive to scented products. Please refrain from wearing or using fragrances such as perfumes, lotions, aftershave, scented aerosol products, and other such products.