



City of Saint Paul

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

Meeting Agenda

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, March 16, 2011

3:30 PM

Council Chambers - 3rd Floor

ROLL CALL

COMMUNICATIONS & RECEIVE/FILE

- 1 [CO 11-6](#) Letters from the Department of Safety and Inspections declaring 1509 7th St E, 1091 Cook Ave E, 936 Earl St, 1025 Lawson Ave E and 922 Westminster St as nuisance properties. (For notification purposes only; public hearings will be scheduled at a later date if necessary.)

 Sponsors: Helgen, Lantry and Bostrom

 Attachments: [936 Earl Order to Abate Nuisance ltr.pdf](#)
 [1025 Lawson E Order to Abate Nuisance ltr.pdf](#)
 [1091 Cook E Order to Abate Nuisance ltr.pdf](#)
 [1509 7th E Order to Abate Nuisance ltr.pdf](#)

- 2 [AO 11-4](#) Outlining spending and financing changes in the Year-Round Neighborhood STAR Program.

 Attachments: [Financial Analysis - AO 11-4 YR STAR.pdf](#)

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.

- 3 [RES 11-219](#) Authorizing the Police Department to enter into an amended agreement with the State of Minnesota to continue participation in the Safe Streets Task Force.

 Sponsors: Lantry

 Attachments: [State of MN Safe Streets.pdf](#)

FOR DISCUSSION

- 11 [RES 11-165](#) Approving the application with conditions, per the Deputy Legislative Hearing Officer, for a Gas Station, Malt Off Sale, Cigarette/Tobacco, Restaurant (1) - No Seats, and Retail Fd (C) Grocery 1001-3000 sq ft licenses (note: this is for a change in ownership of an existing location), for Northern Tier Retail LLC, d/b/a Superamerica #4421 (ID #20100004256) at 970 University Avenue West.

Sponsors: Carter III

Attachments: [Minutes](#)
[New Conditions Affidavit 2-25-11](#)
[Signed Conditions Affidavit](#)
[Contested Letters](#)
[Staff Report](#)
[Floor Plan.pdf](#)
[Photos](#)
[STAMP Report](#)
[Police Activities Report](#)

- 12 [RES 11-202](#) Approving the application with conditions, per the Legislative Hearing Officer, for a Gas Station, Malt Off Sale, Cigarette/Tobacco, Restaurant (1) - No Seats, and Retail Fd (C) Grocery 1001-3000 sq ft licenses (note: this is for a change in ownership of an existing location), for Northern Tier Retail LLC, d/b/a Superamerica #4420 (ID #20100004254) at 1125 7th Street West. (Laid over from February 23)

Sponsors: Thune

Attachments: [Minutes](#)
[Signed Conditions Affidavit](#)
[Contested Letters](#)
[Staff Report](#)
[Floor Plan](#)
[Photos](#)
[STAMP Report](#)
[Police Activities Report](#)

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

- 13 [Ord 11-21](#) Memorializing City Council action taken on December 15, 2010, approving a rezoning from B3 General Business to RM2 Medium-Density Multiple-Family Residential of 1870 Old Hudson Road; public hearing held December 15, 2010.

Sponsors: Lantry

Second Reading

- 14 **Ord 11-20** Amending Chapter 2.02 Of The Saint Paul Administrative Code to move collection of SAC charges from the Real Estate Section.
Sponsors: Lantry
Attachments: [2.02 Amendments.pdf](#)
- 15 **Ord 11-23** Amending Legislative Code Chapter 74 by enacting a new section designating the Victoria Theater, 825 University Avenue West, as a Saint Paul Heritage Preservation Site.
Sponsors: Carter III
Attachments: [Individual Property Designation Form](#)
 [Preservation Program \(Design Review Guidelines\)](#)
 [HPC Public Hearing](#)
 [HPC Public Hearing Testimony](#)
 [Planning Commission Resolution](#)
 [SHPO Review and Comment](#)

First Reading

- 16 **Ord 11-24** Amending the Zoning Map of Saint Paul as recommended in the Highland Village Zoning Study.
Sponsors: Harris
Attachments: [Transmittal Letter - Highland Village Zoning Study](#)
 [Planning Commission Resolution](#)
 [ParcelData_Proposed Rezone_HV Zoning Study.pdf](#)
 [Highland Village Zoning Study and Recommendations](#)
 [Map of Current Zoning for Highland Village](#)
 [Map of Proposed Zoning for Highland Village](#)
- 17 **Ord 11-25** Amending Chapter 77 of the Saint Paul Legislative Code to clarify the service availability charge and move the collection duties to the Department of Safety and Inspections.
Sponsors: Lantry
Attachments: [Memorandum](#)
 [Chapter 77 Amendments.pdf](#)
 [Ord 11-25 SAC Fee Changes - Financial Analysis.xls](#)

- 18 **Ord 11-27** Amending Chapters 60, 62, 63, 64, 65, 66, 67, 69 of the Legislative Code and the Zoning Map as recommended in the Central Corridor and Traditional Neighborhood Zoning Study.
- Sponsors:** Stark and Carter III
- Attachments:** [Attachment A - Text Amendments for Section 1.pdf](#)
 [Proposed Version 2 Attachment A - Text Amendments.doc](#)
 [Attachment B - Map Amendments for Section 3.pdf](#)
 [Proposed Zoning Map 2.23.11.pdf](#)
 [Planning Commission Action Minutes from 3.4.11.pdf](#)
 [Planning Commission cover memo.pdf](#)
 [Planning Commission Resolution 3-4-11.pdf](#)

PUBLIC HEARINGS

- 19 **RES 11-296** Authorizing the amendment to the Eureka Recycling contract to cover additional labor costs. (This item is a companion to Res 11-298 and does not require a public hearing.)
- Sponsors:** Lantry
- 20 **RES 11-298** Approving changes to the 2011 budget for additional Eureka Recycling labor costs.
- Sponsors:** Lantry
- Attachments:** [Financial Analysis - Eureka Amend 020911.xls](#)
- 21 **Ord 11-26** Amending the Legislative Code, Chapter 65, land use definitions and development standards, and Chapter 66, zoning district uses, pertaining to tobacco shops.
- Sponsors:** Stark
- Attachments:** [Ord 11-26 Tobacco Shop Planning Commission recommendation.pdf](#)
 [Ord 11-26 TobaccoShops-locations.pdf](#)
 [Ordinance 11-26.doc](#)
- 22 **RES 11-499** Granting approval to submit grants for Statewide Clean Water, Land and Legacy Amendment Park funds administered by the Minnesota Department of Natural Resources.
- Sponsors:** Lantry
- Attachments:** [Ind Mds council match req 3-15-11.pdf](#)
 [Indian Mounds Regional Park Trail Redevelopment DNR grant](#)
- 23 **RES 11-350** Final Order approving the construction improvement of Fairview Avenue from St. Clair Avenue to Summit Avenue.
- Sponsors:** Harris
- Attachments:** [SOER01252011.pdf](#)
 [FairviewAssessRoll.pdf](#)

- 24 [ABZA 11-1](#) Public hearing to consider the appeal of MJ Properties of a decision by the Board of Zoning Appeals which upheld the Zoning Administrator's decision requiring the removal of all temporary real estate rental signs exceeding that allowed by code (which is one real estate sign not exceeding six square feet in size) at 1440 Randolph Ave.
- Sponsors:** Harris
- Attachments:** [1440 Randolph Avenue.pdf](#)
 [1440 Randolph Ave staff report.DOC](#)
 [1440 Randolph Avenue minutes.pdf](#)
 [1440 Randolph 1.jpg](#)
 [1440 Randolph 2.jpg](#)
 [1440 Randolph 3.jpg](#)
 [1440 Randolph 4.jpg](#)
 [1440 Randolph 5.jpg](#)

LEGISLATIVE PUBLIC HEARINGS

- 25 [RES 11-418](#) Ratifying Collection of Vacant Building Services from the month of May, 2010 at 1028 Loeb St. (File No. VB1005A, Asmt No. 108976)
- Sponsors:** Helgen
- Attachments:** [Assessment Roll](#)
- 26 [RES 11-136](#) Ratifying Emergency Sewer Repair assessments for work done at 1314 Rice Street in November 2010. (File No. SWRP1104)
- Sponsors:** Lantry
- Attachments:** [Report of Completion](#)
 [Assessment Roll](#)
- 27 [RES 11-137](#) Ratifying Excessive Consumption of Inspection Services assessments billed from September 17, 2010 to November 5, 2010 [RE Project #J1104E, Assessment #118020].
- Sponsors:** Lantry
- Attachments:** [Report of Completion](#)
 [Assessment Roll](#)
 [842 Clear Ave.J1104E.pdf](#)
 [155 Ruth St N.J1104E.pdf](#)
 [909 Margaret St.J1104E.pdf](#)
 [895 Fremont Ave.J1104E.pdf](#)
 [407 Bay St.J1104E.pdf](#)

- 28 **RES 11-138** Ratifying Vacant Building Demolition assessments for work done on private properties in December 2010. [RE Project #J1106C, Assessment #118021].
- Sponsors:** Lantry
- Attachments:** [Report of Completion](#)
 [Assessment Roll](#)
- 29 **RES 11-139** Ratifying Property Clean-up assessments for work done on private property from December 2, 2010 to December 31, 2010 [RE Project #J1109A, Assessment #118023].
- Sponsors:** Lantry
- Attachments:** [Report of Completion](#)
 [Assessment Roll](#)
 [206 Avon St.J1109A.pdf](#)
 [353 Robie St W.J1109A.pdf](#)
 [528 Como Ave.J1109A.pdf](#)
 [669 Dayton Ave.J1109A.pdf](#)
 [737 Dayton Ave.J1109A.pdf](#)
 [1269 Payne Ave.J1109A.pdf](#)
 [694 Ivy St E.J1109A.pdf](#)
 [537 Rice St.J1109A.pdf](#)
 [1581 Payne Ave.J1109A.pdf](#)
 [717 Fry St.J1109A.pdf](#)
 [1245 6th St E.J1109A.pdf](#)
 [1596 Concordia Ave.J1109A.pdf](#)
 [734 Charles Ave.J1109A.pdf](#)
 [1977 Grand Ave-J1109A.pdf](#)
- 30 **RES 11-140** Ratifying Trash Hauling assessments for work done on private property in December 2010 [RE Project #J1106G, Assessment #118024].
- Sponsors:** Lantry
- Attachments:** [Report of Completion](#)
 [Assessment Roll](#)
 [825 Watson Ave.J1106G.pdf](#)
 [970 6th St E.J1106G.pdf](#)
 [1266 4th St E.J1106G.pdf](#)
 [874 Edmund Ave.J1106G.pdf](#)
- 31 **RES 11-141** Ratifying Diseased and/or Dangerous Tree Removal assessments for work done on private properties in December 2010. [RE Project #1105T and Assessment #119092].
- Sponsors:** Lantry
- Attachments:** [Report of Completion](#)
 [Assessment Roll](#)

- 32 [RES 11-142](#) Ratifying Diseased and/or Dangerous Tree Removal assessments for work done on private property in October 2010. [RE Project # 1103T1, Assessment #119093].
 Sponsors: Lantry
 Attachments: [Report of Completion](#)
 [Assessment Roll](#)
- 33 [RES 11-145](#) Ratifying Sanitary Sewer Services against individual properties. (File No. SWRP1102)
 Sponsors: Lantry
 Attachments: [Report of Completion.pdf](#)
 [Assessment Roll.pdf](#)
- 34 [RES 11-232](#) Ordering the razing and removal of the structures at 772 DESOTO ST within fifteen (15) days after the March 16, 2011 City Council Public Hearing.
 Sponsors: Thune
 Attachments: [772 Desoto St.Code Compliance Inspection.4-8-10.doc](#)
 [772 Desoto St.Order to Abate Nuisance Building.12-16-10.pdf](#)
 [772 Desoto.Public Hearing Notice.1-28-11.pdf](#)
 [772 Desoto St.Photos.11-22-10.pdf](#)
 [772 Desoto St.Bid Tab.pdf](#)
 [772 Desoto St.R-R FTA Ltr 2-22-11.doc](#)
- 35 [RES 11-233](#) Ordering the razing and removal of the structures at 101 - 103 WINNIPEG AVE within fifteen (15) days after the March 16, 2011 City Council Public Hearing.
 Sponsors: Helgen
 Attachments: [101-103 Winnipeg.Code Compliance Inspection Report.12-17-10](#)
 [101-103 Winnipeg.Order to Abate Nuisance Building.12-16-10](#)
 [101-103 Winnipeg.Public Hearing Notice.1-28-11](#)
 [101-103 Winnipeg St.Photos.11-19-10.pdf](#)
 [101-103 Winnipeg St.Photos.9-1-10.pdf](#)
 [101-103 Winnipeg St.Bid Tab.pdf](#)
 [101-103 Winnipeg Ave.R-R FTA Ltr 2-22-11.doc](#)
- 36 [RES 11-234](#) Ordering the razing and removal of the structures at 1037 JESSIE ST within fifteen (15) days after the March 16, 2011 City Council Public Hearing.
 Sponsors: Helgen
 Attachments: [1037 Jessie St.Order to Abate Nuisance Building.12-16-10](#)
 [1037 Jessie.Public Hearing Notice.1-28-11.pdf](#)
 [1037 Jessie St.Photos.11-17-10.pdf](#)
 [1037 Jessie St.Photos.7-23-10.pdf](#)
 [1037 Jessie St.Bid Tab.pdf](#)
 [1037 Jessie St.R-R FTA Ltr 2-22-11.doc](#)

- 37 [RES 11-231](#) Ordering the razing and removal of the structures at 803 - 805 YORK AVE within fifteen (15) days after the March 16, 2011 City Council Public Hearing.

Sponsors: Bostrom

Attachments: [803-805 York.photo1.12-30-08.doc](#)
[803-805 York.appt letter.10-11-10.doc](#)
[803-805 York.photo2.10-27-10.doc](#)
[803-805 York.order to abate ltr.12-16-10.pdf](#)
[803-805 York.public hrng ltr.1-28-11.pdf](#)
[803-805 York Ave.Bid tab.pdf](#)
[803-805 York Ave.R-R FTA Ltr 2-22-11.doc](#)

- 38 [ALH 10-412](#) Appeal of Philip Black and Dan Boler to a Revocation of Fire Certificate of Occupancy and Order to Vacate at 256 MARSHALL AVENUE.

Sponsors: Carter III

Attachments: [256 Marshall.appeal.11-30-10.pdf](#)
[256 Marshall Ave.Fire C of O Orders.11-8-10.dot](#)
[256 Marshall Ave.Photos.11-8-10.pdf](#)
[256 Marshall Ave.Photos.10-29-10.pdf](#)
[256 Marshall Ave.Fire C of O Orders.10-29-10.dot](#)
[256 Marshall Ave.Fire C of O Orders.9-20-10.dot](#)
[256 Marshall Ave Ltr.doc](#)
[256 Marshall Ave.Black Ltr 3-15-11.doc](#)

- 39 [ALH 11-168](#) Appeal of David S. Hartman to a Fire Inspection Correction Notice at 878 CLARK STREET.

Sponsors: Helgen

Attachments: [878 Clark.appeal.1-24-11.pdf](#)
[878 Clark St.Hartman Ltr 2-1-11.doc](#)

- 40 [ALH 11-297](#) Appeal of Robert Schilling to a Summary Abatement Order at 864 MARION STREET.

Sponsors: Helgen

Attachments: [864 Marion.appeal.2-17-11.pdf](#)

SUSPENSION ITEMS

- [RES 11-552](#) Affirming and extending a local emergency related to the spring floods of 2011.

Sponsors: Helgen

Attachments: [March 14 2011 Emergency Declaration.pdf](#)

ADJOURNMENT

Council Meeting Information**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)