



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 Amy Brendmoen
Councilmember Melvin Carter III
Councilmember Russ Stark
Councilmember Dave Thune
Councilmember Chris Tolbert

Wednesday, April 4, 2012

3:30 PM

City Hall - Room 40

Public hearings at 5:30 p.m. in City Hall Room 40

ROLL CALL

The meeting was called to order by Council President Lantry at 3:30 p.m.

Present 5 - Councilmember Amy Brendmoen, Councilmember Melvin Carter III, City Council President Kathy Lantry, Councilmember Russ Stark and Councilmember Chris Tolbert

Absent 2 - Councilmember Dan Bostrom and Councilmember Dave Thune

Councilmember Thune arrived after roll call.

Present 6 - Councilmember Amy Brendmoen, Councilmember Melvin Carter III, City Council President Kathy Lantry, Councilmember Russ Stark, Councilmember Dave Thune and Councilmember Chris Tolbert

Absent 1 - Councilmember Dan Bostrom

Council President Lantry amended the agenda to add an item 25A: Public hearing to consider the appeal of Semple Crushing and Recycling LLC to approve an Interim Use Permit for site remediation and clean-up of existing onsite concrete and asphalt refuse. Yeas - 6 Nays - 0 (Bostrom not present for vote)

COMMUNICATIONS & RECEIVE/FILE

- 1 **CO 12-10** Letters from the Department of Safety and Inspections declaring 779 Central Avenue West and 76 Wheelock Parkway East as nuisance properties. (For notification purposes only; public hearings will be scheduled at a later date if necessary.)

Received and Filed

- 2 **AO 12-15** Transferring \$70,000 of capital maintenance contingency to the Department of Parks and Recreation to replace the air handler system at the Como Large Cat exhibit.

Received and Filed

- 3 **AO 12-16** Moving Year-Round STAR Program dollars into two project-specific codes and returning the unused balance of one Ward 6 Year-Round STAR project to the Year-Round STAR Program account.

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 (Items 4 - 18)

Item 7 was removed from the Consent Agenda for separate consideration.

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

Consent Agenda adopted as amended

Yea: 6 - Councilmember Brendmoen, Councilmember Carter III, City Council President Lantry, Councilmember Stark, Councilmember Thune and Councilmember Tolbert

Nay: 0

Absent: 1 - Councilmember Bostrom

- 4 **RES 12-590** Creating the classification of Digital Evidence Technician in the AFSCME Technical, Employee Group 02 Salary Schedule, Grade 025.

Adopted

- 5 **RES 12-595** Accepting a gift of a framed picture valued at \$200, from Red Bull to the City of Saint Paul, to be displayed in the Mayor's Office.

Adopted

- 6 **RES 12-547** Authorizing the City of Saint Paul to execute a grant contract amendment for a timeline extension #2 with the State of Minnesota for the 2008 Homeland Security Grant for training, planning, and equipment for the tactical medic program.

Adopted

- 7 **RES 11-2528** Authorizing the Department of Parks and Recreation to enter into an agreement with Live Nation Worldwide, Inc. to produce an annual festival on Harriet Island.
- Councilmember Thune confirmed with Parks Director Mike Hahm that no changes to the item were needed. He moved approval.*
- Adopted**
- Yea:** 6 - Councilmember Brendmoen, Councilmember Carter III, City Council President Lantry, Councilmember Stark, Councilmember Thune and Councilmember Tolbert
- Nay:** 0
- Absent:** 1 - Councilmember Bostrom
- 8 **RES 12-597** Approving the Submission of the FY2012 Consolidated Plan (CDBG, ESG, HOME) to HUD.
- Adopted**
- 9 **RES 12-582** Releasing the easements within Lots 16, 17, 18, 19, and 20, Block 2; and Lots 13, 14 and 15, Block 3, Wilder's Addition.
- Adopted**
- 10 **RES 12-525** Authorizing the release of additional (Round 2) Utility Easements within the Saint Paul Port Authority's Beacon Bluff Development.
- Adopted**
- 11 **RES 12-370** Ratifying the assessments for Replacement of Lead Water Service Line on private property during November 2011 to January 2012. (File No. 1202LDSRP, Asmt No. 124001) (Public hearing continued from April 4)
- Adopted (This item was reconsidered under public hearings)**
- 12 **RES 12-371** Ratifying the assessments for Sanitary Sewer Repair on private property during November 2011 to January 2012. (File No. SWRP1203, Assessment No. 123002) (Public hearing continued from April 4)
- Adopted (This item was reconsidered under public hearings)**
- 13 **RES 12-571** Approving the City's cost of providing Graffiti Removal Services during January 30 to February 26, 2012, and setting date of Legislative Hearing for May 1, 2012 and City Council Public Hearing for June 20, 2012 to consider and levy the assessments against individual properties. (File No. J1207P, Asmt No. 128406)
- Adopted**

- 14 RES 12-572** Approving the City's cost of providing Demolition Services during January to February 2012 (NON-C.D.B.G. Funds), and setting date of Legislative Hearing for May 1, 2012 and City Council Public Hearing for June 20, 2012 to consider and levy the assessments against individual properties. (File No. J1210C, Asmt No. 122010)
Adopted
- 15 RES 12-573** Approving the City's cost of providing Trash Hauling Services during February 2012, and setting date of Legislative Hearing for May 1, 2012 and City Council Public Hearing for June 20, 2012 to consider and levy the assessments against individual properties. (File No. J1207G, Asmt No. 128707)
Adopted
- 16 RES 12-574** Approving the City's cost of providing Boarding and Securing Services during February 2012, and setting date of Legislative Hearing for May 1, 2012 and City Council Public Hearing for June 20, 2012 to consider and levy the assessments against individual properties. (File No. J1207B, Asmt No. 128107)
Adopted
- 17 RES 12-575** Approving the application with conditions, per the Deputy Legislative Hearing Officer, for Pool & Billiard Hall and Retail Food (A) - Grocery 1-100 sq ft licenses for Huong Ly, d/b/a Khai Hoan Billiard (ID #20110000126), 2422 University Avenue West.
Adopted
- 18 RES 12-561** Memorializing City Council action taken on March 7, 2012 sustaining adverse licensing action against all licenses held by Abdishakur Adbi Hassan, d/b/a Capitol Tobaccos, 152 University Avenue West.
Adopted

FOR DISCUSSION

- 19 RES PH 11-1071** Approving adverse action against the Animal Boarding (Commercial) license application submitted by Sandra Belisle, d/b/a Sandy's Professional Dog & Cat Grooming, 360 Clifton Street. (Public hearing held September 21, 2011; laid over from March 7, 2012) (To be withdrawn)
Withdrawn

- 20** **RLH CO 11-2** Appeal of Richard H. Nicholson to a Correction Notice at 260 SUMMIT AVENUE. (Public hearing held August 3, 2011; laid over from April 18, 2012)

Councilmember Thune moved a two week layover.

Laid over to April 18

Yea: 6 - Councilmember Brendmoen, Councilmember Carter III, City Council President Lantry, Councilmember Stark, Councilmember Thune and Councilmember Tolbert

Nay: 0

Absent: 1 - Councilmember Bostrom

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

- 21** **Ord 12-16** Memorializing City Council action granting the application of the Saint Paul Port Authority for the rezoning of properties in the area east of Forest Street and north of Phalen Boulevard from VP Vehicular Parking to I1 Industrial, from RM2 Medium Density Multiple-Family Residential to R4 One-Family Residential, and from I1 Industrial to R4 One-Family Residential, and amending Chapter 60 of the Saint Paul Legislative Code pertaining to the Saint Paul zoning map. (Public hearing held February 15, 2012)

Councilmember Brendmoen moved approval.

Adopted

Yea: 6 - Councilmember Brendmoen, Councilmember Carter III, City Council President Lantry, Councilmember Stark, Councilmember Thune and Councilmember Tolbert

Nay: 0

Absent: 1 - Councilmember Bostrom

- 22 Ord 12-17** Memorializing City Council action taken on February 15, 2012, granting the application of City View Apartments Inc. to rezone property at 743 3rd Street E. from B2 Community Business to T2 Traditional Neighborhood, and amending Chapter 60 of the Saint Paul Legislative Code pertaining to the Saint Paul zoning map. (Zoning File #11-299-652) (Public hearing held on February 15, 2012)

Councilmember Brendmoen moved approval.

Adopted

Yea: 6 - Councilmember Brendmoen, Councilmember Carter III, City Council President Lantry, Councilmember Stark, Councilmember Thune and Councilmember Tolbert

Nay: 0

Absent: 1 - Councilmember Bostrom

Second Reading

- 23 Ord 12-21** Memorializing City Council action taken on March 7, 2012 granting the application of the Port Authority for the rezoning of 900 Bush Avenue, 881 Bush Avenue, 847 Bush Avenue, 860 Bush Avenue, and 840 Reaney Avenue from I2 General Industrial to I1 Light Industrial, and amending Chapter 60 of the Saint Paul Legislative Code pertaining to the Saint Paul zoning map (ZF #12-004-413). (Public hearing held March 7, 2012)

Laid over to April 11 for third reading

First Reading

- 24 Ord 12-20** Amending the Zoning Map of Saint Paul as recommended in the North End-South Como District 6 Plan and 40-Acre Zoning Study.

Laid over to April 11 second reading

- 25 Ord 12-23** Amending Chapter 267 of the Saint Paul Legislative code pertaining to the definition of excessive police and nuisance enforcement services.

Laid over to April 11 for second reading

Councilmember Bostrom joined the meeting

Present 7 - Councilmember Dan Bostrom, Councilmember Amy Brendmoen, Councilmember Melvin Carter III, City Council President Kathy Lantry, Councilmember Russ Stark, Councilmember Dave Thune and Councilmember Chris Tolbert

SUSPENSION ITEM

Councilmember Thune moved suspension of the rules to bring the following item back before the Council.

Rules suspended

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

Nay: 0

Councilmember Thune moved to reconsider the following item. Yeas - 7 Nays - 0

RES 12-538

Memorializing Council Action taken February 15, 2012 granting the appeals of the Summit Hill Association and McClay Alton Real Estate, LLC, to a decision of the Board of Zoning Appeals which had granted a parking variance to Kevin D. VanDeraa for property located at 949 Grand Avenue.

Councilmember Thune moved approval. He explained that the Mayor would veto the item so it could come back before the Council at the 5:30 portion of the meeting, allowing the initial action to be undone.

Adopted

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

Nay: 0

PUBLIC HEARINGS

The Council reconvened for Public Hearings at 5:30 p.m.

Present 7 - Councilmember Dan Bostrom, Councilmember Amy Brendmoen, Councilmember Melvin Carter III, City Council President Kathy Lantry, Councilmember Russ Stark, Councilmember Dave Thune and Councilmember Chris Tolbert

Councilmember Thune recalled items 11 and 12, which had been adopted under the Consent Agenda during the 3:30 portion of the meeting, but required and had been noticed for public hearings. Yeas - 7 Nays - 0

Council President Lantry explained that the public hearings for the items would be held and continued to April 18.

RES 12-370 Ratifying the assessments for Replacement of Lead Water Service Line on private property during November 2011 to January 2012. (File No. 1202LDSRP, Asmt No. 124001) (Public hearing continued from April 4)

Yer Yang (273 Stinson Street) appeared. She said she had called the City about having a lead pipe in her basement replaced and was told all she had to do was call the contractor and it was free. She said she had just learned about the assessment when she received the mailing about the public hearing. She thanked the Council that her lead pipe was done, but said her family was poor and couldn't afford the assessment. She asked for assistance or more time to pay.

Councilmember Brendmoen moved to continue the public hearing to April 18.

Council President Lantry asked that someone from Public Works contact Ms. Yang about the amount of time allowed for payment.

Public hearing continued to April 18

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

Nay: 0

RES 12-371 Ratifying the assessments for Sanitary Sewer Repair on private property during November 2011 to January 2012. (File No. SWRP1203, Assessment No. 123002) (Public hearing continued from April 4)

Debbie Mazurkiewicz (899 Case Avenue) expressed frustration about the way City staff handled a sewer problem the City identified at her house, and about the assessment associated with it. She said a company blew out the sewers in the fall of 2010 and the sewers broke as a result of problems that occurred during that work. She said she felt she was being targeted, and it was a City problem not a homeowner problem.

Chu Yang, son of Youa Pao Yang (895 Case Avenue), echoed the concerns expressed by Ms. Mazurkiewicz. He said a lot of homeowners were affected when the contractor broke the sewer, and he questioned whether that was normal. He said seven properties had permit holds due to sewer problems, but only one property owner had been notified. Council President Lantry noted that the assessment being considered had only one address.

Councilmember Bostrom moved to continue the public hearing to April 18.

Public hearing continued to April 18

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

Nay: 0

SUSPENSION ITEM

Councilmember Thune moved suspension of the rules.

Rules suspended

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

Nay: 0

RES 12-538

Memorializing Council Action taken February 15, 2012 granting the appeals of the Summit Hill Association and McClay Alton Real Estate, LLC, to a decision of the Board of Zoning Appeals which had granted a parking variance to Kevin D. VanDeraa for property located at 949 Grand Avenue.

Councilmember Thune said the veto message for Res 12-538 had been received from the Mayor as anticipated. He said additional parking spaces had been identified, and the Council's earlier action denying the variance request would be reversed via the Mayor's veto of the memorialization and a failed Council vote to override it. He moved to override the veto.

Motion failed

Yea: 0

Nay: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Carter III, City Council President Lantry, Councilmember Stark, Councilmember Thune and Councilmember Tolbert

The agenda was amended at the 3:30 portion of the meeting to add the following item.

PH 12-10

Public hearing to consider the application of Semple Crushing and Recycling LLC to approve an Interim Use Permit for site remediation and clean-up of existing onsite concrete and asphalt refuse. (Public hearing continued from April 18)

No one appeared in opposition; Councilmember Thune moved to continue the public hearing to April 18.

Public hearing continued to April 18

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

Nay: 0

- 26 Ord 12-18** Amending Chapter 344 of the Legislative Code to update and clarify the Pawn Shop Ordinance.
- No one appeared in opposition; Councilmember Brendmoen moved to close the public hearing.*
- Public hearing held and closed; laid over to April 11 for final adoption**
- Yea:** 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Carter III, City Council President Lantry, Councilmember Stark, Councilmember Thune and Councilmember Tolbert
- Nay:** 0
-
- 27 RES PH 12-90** Approving the application of Frank LoPresti for a sound level variance in order to present an outdoor music concert on June 22, 23, & 24, 2012 during the Live Nation at Harriet Island.
- Councilmember Thune moved an amendment to increase the main stage decibel limit from 100 to 102 dBA.*
- Yeas - 7 Nays - 0*
- Bill Gunther, Department of Safety and Inspections, said one letter of opposition had been received.*
- No one appeared in opposition; Councilmember Thune moved to close the public hearing and approve the resolution as amended.*
- The applicant said they were excited to be in St. Paul, and Live Nation would do their best to work with the community and put on the best event possible.*
- Adopted as amended**
- Yea:** 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Carter III, City Council President Lantry, Councilmember Stark, Councilmember Thune and Councilmember Tolbert
- Nay:** 0

**28 RES PH
12-93**

Approving the application of Metropolitan Council for a sound level variance in order to allow Central Corridor Light Rail construction, with limitations, between 10:00 PM and 7:00 AM from April 5, 2012 to November 30, 2012 along University Avenue from Emerald Street to Hamline Avenue.

Councilmember Stark moved an amendment to limit the number of occurrences to 20 rather than 25, and to end the timeline on July 15 rather than November 30. He said the amendment was based in part on the proposed completion date and number of nights of work needed, and on the recommendation of the Union Park District Council. He said the amendment also included an exemption to the notification requirement for rail pulling, which was typically not noisy.

Bill Gunther, Department of Safety and Inspections, said they had received two letters in opposition and one in support.

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

Adopted as Amended

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

Nay: 0

**29 RES PH
12-94**

Approving the application of Metropolitan Council for a sound level variance in order to allow Central Corridor Light Rail construction, with limitations, for up to 25 dates of overnight work, 10:00 PM to 7:00 AM, along Robert Street starting at University Avenue to 12th Street East, 12th Street East to Cedar Street, and Cedar Street East to 11th Street.

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

Adopted

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

Nay: 0

30 APC 12-1

Public hearing to consider the appeal of Rene and Rachel Lerma to a decision of the Planning Commission to approve a conditional use permit for a wind turbine at Metropolitan State University.

Kate Reilly, Planning and Economic Development (PED), gave a staff report. She said the Zoning Committee's recommendation to the Planning Commission was to deny the application for a conditional use permit due to the location of the proposed wind turbine adjacent to a historic district. The Planning Commission rejected the recommendation and voted to approve the conditional use permit.

In support of the appellant:

Appellant Rene Lerma (613 North Street) read a statement voicing his opposition to the Metro State wind turbine. He said it did not belong in a residential district and presented numerous issues when weighed against any benefit presented by Metro State. He expressed concern about Metro State's failure to notify the community about the planning process. He said he felt the Planning Commission's comparison of a wind turbine to a free-standing cellular tower was flawed, as was the comparison of Metro State's proposed wind turbine to the one at Macalester College. He stated that the wind turbine would detract from the otherwise carefully regulated historic nature of the area, and would have a negative impact on area wildlife. He questioned moving forward with the wind turbine before setbacks or guidelines were established. He said he supported alternative energy but felt solar or geothermal would be more appropriate options for Metro State.

Rachel Lerma (613 North Street) submitted a petition with signatures of over 70 Dayton's Bluff residents opposed to the wind turbine, and read a statement of opposition. She stated that Metro State's plan indicated a plan to install the wind turbine in either a side or front yard, in violation of a zoning/planning stipulation. She noted that the site plan placed the wind turbine on another side of the building from an existing cell phone tower, which was subject to the same stipulation. She reiterated several points raised by Mr. Lerma, and spoke about potential health and safety hazards to residents and to students at a nearby school. She said the location of the wind turbine violated rules in Dayton's Bluff Historic District handbook related to key views and vistas. She expressed concern that similar proposals would be approved in other areas of the city if this one was allowed to go forward.

Cliff Carey (635 Bates Avenue) said he supported the appeal and felt the Planning Commission erred in their findings as to the effect of the wind turbine on the surrounding neighborhood. He said Swede Hollow Park was a unique area in the city, and the wind turbine would add to the visual pollution created by the two existing cellular towers. He said he objected to the specific location chosen by Metro State because it was the one that most affected the park.

Jean Comstock (729 East 6th Street), representing the District 4 Dayton's Bluff Community Council, stated that the Council had voted to send a letter in opposition to the wind turbine, particularly after hearing the strong opinions of the neighbors.

Matt Mazanec (761 East 6th Street), East 6th Street Block Captain and member the of St. Paul Heritage Preservation Commission (HPC), said he was in favor of Metro State being in the community and of renewable resources, but had serious concerns about the project, the primary one being the strong community opposition. He reiterated concerns expressed by others.

In support of the applicant:

Jesse Bethke-Gomez, Vice President for University Advancement and Executive Director of the Metropolitan State University Foundation, described the proposed

turbine, its use for research, and its location, noting that it was in a B2 Community Business District. He said they appreciated the needs and concerns of the community and hoped the wind turbine would add to the vibrancy of the East Side as a standing symbol for science and technology education and the St. Paul's commitment to innovation and to inspiration for kids. He referred to and summarized information in materials provided to Council members by Metro State staff, and responded to concerns expressed by previous speakers. He introduced Patrick Hamilton, Director of Global Change Initiatives in the Science Learning Division at the Science Museum of Minnesota.

Patrick Hamilton discussed the strong educational benefits of the project.

Mr. Bethke-Gomez made concluding remarks about Metro State's commitment and contributions to the Dayton's Bluff community.

Council President Lantry moved to close the public hearing. Yeas – 6 Nays – 0
(Carter not present for vote)

Council President Lantry said regulations governing wind turbines were still being developed, and the Planning Commission had used the guidelines that apply to cell phone towers. She said the issue was not about Metro State or science education but whether a cell tower antenna was comparable to a wind turbine. She moved to grant the appeal, stating that the moving parts on a wind turbine made the comparison to a cell tower invalid. She said a wind turbine was not comparable to a cell tower because it had moving parts, and even if it were, the proposed turbine would not meet existing cell tower standards in terms of height and design.

Councilmember Thune agreed that such a large structure was not appropriate and said he shared concerns about precedent if this was approved. He asked about alternative options for Metro State to showcase their science program.

Councilmember Brendmoen asked how a decision could be made on Metro State's proposal when there were no standards for wind turbines, and wind turbines were not comparable to cell towers. Council President Lantry said the most comparable situation was the wind turbine at Macalester, which was shorter and located so it was not visible from the street.

Councilmember Stark said it wasn't clear whether this fit the spirit of the existing zoning code and was a judgment call, and for a lot of the reasons mentioned, particularly because guidelines were being developed for this kind of use, he would support the motion.

Motion of intent - Appeal granted

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

Nay: 0

**31 RES PH
12-69**

Final Order amending a portion of Public Hearing Resolution #10-471, approved on May 5, 2010, for the construction of bicycle facilities along Jefferson Avenue from Colborne Street to Mississippi River Boulevard. (File No. Jefferson'10)

Councilmember Tolbert moved an amendment changing the type of pavement markings on Cretin and Cleveland, changing the type of pedestrian crossing sign at Cleveland and Cretin, and eliminating traffic circles at Wheeler and Macalester Streets. He said he felt it was a reasonable solution to the five-plus years of public comment. Councilmember Thune added to the amendment to include a traffic circle at Jefferson at Duke and lighting under the Victoria bridge at Jefferson. After receiving clarification from Councilmember Thune, Councilmember Tolbert accepted the addition.

Councilmember Stark said he supported three of the four components of the amendments but felt retaining the traffic circles was important in completing the project. He said he would support the amendment.

Paul St. Martin, Public Works, said Public Works was okay with the additional traffic circle at Jefferson and Duke. He said added lighting on Jefferson under the I-35E bridge was already part of the project, but Victoria under the I-35E bridge was outside of the limits of the federally funded project and adding it would require finding another funding source. Councilmember Thune removed that portion of the amendment.

The amendment was introduced. Yeas – 7 Nays – 0

Councilmember Stark requested a brief staff report.

Emily Erickson, Public Works, gave a staff report summarizing the process and project. She said the department had received 87 comments, most in support of the bike way project overall, and many expressing appreciation for the City's responsiveness to community concerns. She said the two most controversial issues were traffic circles and two-sided parking.

In opposition:

Gary Fischbach (567 Saratoga Street S.) said it was a lot of money to spend on a project that not everyone wanted, during a time of rising taxes and government cutbacks.

Dede Leininger (2159 Juliet Avenue) echoed Mr. Fischbach's concerns about cost. She said she was in favor of bikes on Jefferson, but the changes to the street were unnecessary, and would continue to require maintenance after the federal grant was gone.

Colleen Kelly (1803 Juliet Avenue) said she resented having her neighborhood being used as a social experiment and objected to the piecemeal physical alteration of the roadways without an overall plan. She said the issue of City's liability with traffic circles had not been addressed.

Larry McIntyre (property owner at 2071 Jefferson) objected to the expenditure of additional funds to change the character of Jefferson at all. He said changes were not needed to accommodate bike traffic, and he shared Ms. Kelly's concerns about adding traffic calming devices without a firm plan. He said the special pedestrian signals were nice but had nothing to do with bike traffic and he didn't feel they would not be utilized by bikers.

In opposition to the amended version:

Brian Valento (333 Macalester) said he was in favor of the project with the exception of the traffic calming devices, which he objected to on the basis of their disruption of the architectural integrity of the neighborhoods and safety concerns.

Jessica Treat (1509 Lafond Avenue), Executive Director of St. Paul Smart Trips, said she was opposed to the amended resolution and supported the design recommended by the Planning Commission. She said her organization was concerned about going beyond "good enough" to encourage people to bike and walk more often by making it the safe and easy choice. She said calm safe streets were a goal of both supporters and opponents of the project, and traffic circles had been demonstrated to be better at calming traffic than stop signs. She said the proposed amendments subverted the extended public process and the advice of City staff, and asked that the matter at least be laid over.

Council President Lantry said there had been confusion about signing up to testify because some people were in opposition to the amended resolution but not the resolution itself. She said each person opposing the amendment would be allowed two minutes to testify. Some in attendance expressed frustration that the amendment had not been made available before the meeting.

Amber Dallman (1328 Sargent) said providing facilities like the bicycle boulevard on Jefferson with the recommended design from City staff and the community's input, supported calming traffic and facilitated better, safer movement for people choosing to walk or bike on Jefferson. She asked that the matter be laid over so the amendments could be considered.

Deb Jessen (1878 Jefferson) said she was a proponent of the bike lane and adamantly against stripping the traffic calming measures from the proposal. She said City officials had bowed to the pressure of the "squeaky wheel of the opponents" and gone against the reasonable, factual and professional arguments in favor of traffic calming and the benefits of increased biking and walking.

Patrick Campion (1880 Jefferson) expressed disappointment that over the past two years Minneapolis had doubled the number of bike lanes and bikeways while St. Paul tried to get one started, but said it also provided a practical example of what could and should be done. He said he was also disappointed by the eleventh hour amendment after a long and engaged process.

Elizabeth Fable (1880 Jefferson Avenue) thanked Public Works staff, especially Emily Erickson. She questioned the removal of traffic circles between Fairview and Cleveland when they were considered safe and effective from Snelling to Fairview and from Cleveland to the Mississippi River. She said she opposed the amendment and was disappointed that even more traffic circles were being dropped.

Robert Spaulding (1153 Churchill Street N.), representing the Transportation Committee of the Planning Commission, said the Transportation Committee had been established by the Council in 2010 to monitor and advance the Transportation Chapter of the Comprehensive Plan, and the project addressed a theme that ran through the core of the plan. He reviewed the process leading to the approval of the project.

Dave Pasiuk (1984 Jefferson Avenue) said 23 meetings had gone into the project and it was all done away with by one amendment. He said he did not feel that was appropriate given all of the input and trust in the process by the community.

Christopher Johnson (1801 Jefferson) echoed the sentiments expressed by Mr. Pasiuk. He said the repaving and removal of trees on Jefferson between Snelling and Fairview encouraged speed, and a traffic circle at Wheeler would make it look less like a throughway. He thanked the City engineers and sustainable transportation planner for their work on the plan.

Jeff Zaayer (1750 Saunders Avenue) said he as a proponent of the bikeway but felt the amendment undermined the community process and recommendation of the Planning and Transportation Commission as presented by Public Works.

Paul Nelson (1678 Van Buren Avenue) said he was very supportive of the Jefferson Avenue Bike-Walk Project but did not support the amendment. He said projects of this kind recovered and restored the public function of public right-of ways that had been lost in the past 100 years.

Mary Karlsson (1717 Jefferson Avenue) commended staff on the welcoming, inclusive, and productive process, and stressed the importance of focusing on innovation in transportation. She said she very much wanted to see the project with the traffic circles implemented.

Joyce Krech (1696 Jefferson Avenue) said she supported the original proposal and opposed the removal of the two traffic circles.

Andrew Ostenso (1456 Berkeley Avenue) said he was very much in favor of the Jefferson Avenue Bikeway, but removing the elements that made a bikeway a bikeway was not in the best interests of the City or community.

In support:

Andrew Singer (2103 Berkeley Avenue) said there was data supporting the effectiveness of traffic circles and he liked them, but he felt the amended plan retained the core elements of crossing aids at Cretin and Cleveland.

Jim Skoville (2093 Jefferson Avenue) said there was very little traffic between Cretin and Cleveland, and their concern was safety for people with mobility limitations. He said they were in favor of the additional pedestrian accommodations at Cretin and Cleveland included in the amendment.

Oriana Leishman (2183 Jefferson Avenue) said she and her husband participated in the process, were happy their concerns were heard, and supported the project. She said they were particularly in favor of the change to pedestrian activated lights from continuously flashing LED signs, which would have been intrusive. She said the amendment might not satisfy everyone's concerns but was still for the betterment of the community.

Mike Jones (3240 Fremont Avenue S., #208, Minneapolis) said he biked regularly from Minneapolis to St. Paul. He said he was in favor of the proposal without the amendment, but didn't want to see it disappear all together.

Councilmember Tolbert moved to close the public hearing. Yeas – 7 Nays – 0

Councilmember Tolbert said it had been a long public process and he thanked everyone for coming to give their testimony and their engagement. He acknowledged that there were a number of viewpoints, but said overall the neighborhood had the opportunity to be heard and Public Works had done a good job

of hearing and responding to concerns. He discussed the effect of the amendment on use of the federal funding, and stressed the importance of being good stewards of taxpayer money.

Councilmember Stark said it was time to move forward with the project even though it wasn't perfect.

Councilmember Tolbert moved to adopt the resolution as amended.

Adopted As Amended

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

Nay: 0

**32 RES PH
12-63**

Approving adverse action against the Food/Boarding Facility and Rooming House and Boarding Supervised license applications submitted by Kingdom Pathways, d/b/a Kingdom Pathways, 426 Oxford Street North. (Public hearing continued from May 16)

Meghan Kisch, Assistant City Attorney representing the Department of Safety and Inspections, said the licensee had asked that the matter be laid over for six weeks while he attended to some matters he had with the state.

No one appeared in opposition; Councilmember Carter moved to continue the public hearing to May 16.

Public hearing continued to May 16

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

Nay: 0

Absent: 1 - Councilmember Brendmoen

**33 RES PH
12-71**

Approving adverse action against all licenses held by Darras Incorporated, d/b/a Maison Darras, 401 Robert Street North, Ste. #205.

Meghan Kisch, Assistant City Attorney representing the Department of Safety and Inspections (DSI), gave a staff report on the violations involving ambient temperature in a display case. She said DSI recommended imposing the \$250 matrix penalty.

In opposition:

Licensee De Hill Darras said the inspector came when the business was busy and the display case was being opened and closed. She said it was a new machine and the company didn't know what was wrong with it, but they'd had repairmen out and had ordered parts to try to fix it. She said a repairman came about a week after the second inspection and made an adjustment that took care of the problem. She noted that the inspector had come both times in the middle of the lunch rush, and she had been told that inspectors understood and were lenient under those circumstances. She said that was the only violation and that they ran a very tight ship and were meticulous about temperatures and hygiene. She offered to show photos of the restaurant. She said the cooler was repaired and the inspector had signed off, and she asked that the fine be removed.

Councilmember Thune moved to close the public hearing. Yeas – 6 Nays – 0 (Brendmoen not present for vote)

Councilmember Thune said he didn't know why inspections were conducted during the lunch rush, and given that there were no past infractions he moved that the fine be stayed with the condition of no same or similar violations for one year.

Adopted As Amended

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

Nay: 0

Absent: 1 - Councilmember Brendmoen

**34 RES PH
12-88**

Authorizing the Department of Planning and Economic Development to accept a grant in the amount of \$105,000 from the Mississippi Watershed Management Organization for stormwater and green infrastructure planning along the Central Corridor.

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

Adopted

Yea: 6 - Councilmember Bostrom, Councilmember Brendmoen, City Council President Lantry, Councilmember Stark, Councilmember Thune and Councilmember Tolbert

Nay: 0

Absent: 1 - Councilmember Carter III

- 35 RES PH 12-85** Authorizing the Police Department to enter into the sub-grant agreement in the amount of \$5,000 from the National Association of Police Athletic/Activities Leagues, Inc. (National PAL) and to amend the department's special funds budget.
- No one appeared in opposition; Councilmember Tolbert moved to close the public hearing and approve the resolution.*
- Adopted**
- Yea:** 5 - Councilmember Bostrom, Councilmember Brendmoen, City Council President Lantry, Councilmember Thune and Councilmember Tolbert
- Nay:** 0
- Absent:** 2 - Councilmember Carter III and Councilmember Stark
-
- 36 RES PH 12-86** Authorizing the Police Department to accept a grant in the amount of \$179,400 from the State of Minnesota Department of Public Safety for department's bomb unit.
- No one appeared in opposition; Councilmember Thune moved to close the public hearing and approve the resolution.*
- Adopted**
- Yea:** 5 - Councilmember Bostrom, Councilmember Brendmoen, City Council President Lantry, Councilmember Thune and Councilmember Tolbert
- Nay:** 0
- Absent:** 2 - Councilmember Carter III and Councilmember Stark
-
- 37 RES PH 12-73** Amending the financing and spending plan in the Capital Improvement Budget (CIB) for the Department of Public Works to realign revenues and spending to approved projects where needed.
- No one appeared in opposition; Councilmember Tolbert moved to close the public hearing and approve the resolution.*
- Adopted**
- Yea:** 5 - Councilmember Bostrom, Councilmember Brendmoen, City Council President Lantry, Councilmember Thune and Councilmember Tolbert
- Nay:** 0
- Absent:** 2 - Councilmember Carter III and Councilmember Stark

LEGISLATIVE HEARING ITEMS REQUIRING DISCUSSION

- 38** **RLH RR
11-61** Ordering the rehabilitation or razing and removal of the building(s) at 499 LYNNHURST AVENUE WEST within one hundred eighty (180) days after the April 4, 2012 City Council public hearing.

Legislative Hearing Officer Marcia Moermond recommended that the Council grant 180 days for the rehabilitation of the structure, with the condition that the partial demolition of the back portion be complete within 60 days and that there be substantial progress at 120 days.

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

Adopted as amended

Yea: 6 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Carter III, City Council President Lantry, Councilmember Stark and Councilmember Tolbert

Nay: 0

Absent: 1 - Councilmember Thune

- 76** **RLH TA
12-197** Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1206A, Assessment No. 128505 at 83 JESSAMINE AVENUE WEST.

Legislative Hearing Officer Marcia Moermond recommended that the Council approve the assessment. She said it had been scheduled for Legislative Hearings twice and the property owner had been a no-show.

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

Adopted

Yea: 6 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Carter III, City Council President Lantry, Councilmember Stark and Councilmember Tolbert

Nay: 0

Absent: 1 - Councilmember Thune

**86 RLH RR
12-13**

Ordering the razing and removal of the structures at 1901 MARYLAND AVENUE EAST within thirty (30) days after the April 4, 2012 City Council Public Hearing.

Legislative Hearing Officer Marcia Moermond said there was no dispute that the property should be demolished but the question was who would do the demolition and when. She said there was also a question of whether or not there was a public easement. She said the key issue for the Council was that the structure had been determined to be a nuisance and ordered abated. She recommended ordering removal of the structure within 30 days.

In opposition:

Property owner Michael Ahrndt said his family had purchased the property a dozen years ago with the intent to make the necessary improvements. The City approved a plan for interior rehabilitation and that work commenced, but a problem was discovered involving what they'd thought was their driveway, and exterior work was halted. He said he'd continued to invest in the property for ten years while while trying repeatedly to work out a fair and congenial solution with the City. He displayed a drawing showing the shape of the property as they'd believed it existed at the time of purchase; he indicated the property line currently recognized by the City. He said he, his family, and his organization had suffered incomprehensible damage and he didn't feel he'd been allowed due process. He reviewed the history at the property and expressed frustration over the process.

Councilmember Bostrom moved to close the public hearing. Yeas - 7 Nays - 0

In response to a question from Councilmember Bostrom, Ms. Moermond said the City had been involved with the property for 12 to 18 months. She reviewed the history. Council President Lantry noted that records showed problems with the property dating back to 2000.

Councilmember Bostrom referred to the photos in the file, and said it had been a long-time work in progress that had not really gotten anywhere. He moved to adopt the recommendation of the Legislative Hearing Officer.

Adopted

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

Nay: 0

**112 RLH TA
12-205**

Deleting the Appealed Special Tax Assessment for Real Estate Project No. VB1204, Assessment No. 128803 at 681 WESTERN AVENUE.

Legislative Hearing Officer Marcia Moermond said she had conducted a hearing and staff recommended that the assessment be deleted. She said she concurred with that recommendation.

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

Adopted as amended

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

Nay: 0

**113 RLH FCO
12-151**

Appeal of Minnesota Tenants Union, on behalf of twelve tenants, to a Re-Inspection of Fire Certificate of Occupancy With Deficiencies at 1205 WESTMINSTER STREET.

Council President Lantry asked that the public hearings for Items 113 and 114 be combined.

Legislative Hearing Officer Marcia Moermond summarized the appeals. She recommended the Council deny the appeal related to extermination; deny the appeal related to access to the decks, but ask inspectors to work with the receiver on allowing the sliding doors to be opened to four inches to allow air circulation but prevent egress to the decks; and grant the appeal requiring the creation of a document linking the correction orders with the work plan.

Vera Ashley, Organizing for Ward 1&other Communities (OWC) and had been contracted by the Minnesota Tenants Union on March 29 to ensure transparency and facilitate communication between the tenants and receiver, and to help the tenants stay in their units.

Councilmember Brendmoen moved to close the public hearing for Items 113 and 114. Yeas - 7 Nays - 0

Councilmember Brendmoen thanked Ms. Ashley and the Tenants' Union for their continued attention to the situation. She noted that Ms. Ashley had not received a copy of Ms. Moermond's written response to the Tenants' Union's most recent concerns until that day. She and Ms. Ashley discussed the progress being made and measures being taken to keep the tenants in the units and paying rent so the receiver could continue with repairs.

Ms. Brendmoen said she would move to adopt the recommendation of the Legislative Hearing Officer because she felt confident the information was getting to Ms. Ashley. She said she hoped Ms. Ashley felt the same way and would continue ask questions and ask for help when needed.

Adopted

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

Nay: 0

**114 RLH FCO
12-157**

Appeal of Minnesota Tenants Union, on behalf of 12 tenants, to a Re-Inspection Fire Certificate of Occupancy With Deficiencies at 1225 WESTMINSTER STREET.

Councilmember Brendmoen approval. (See minutes for Item 113)

Adopted

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

Nay: 0

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

Consent Agenda adopted as amended

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

Nay: 0

- | | | |
|-----------|--------------------------|---|
| 39 | RLH FOW
12-81 | Appeal of Thomas Rodriguez, Nelson Capital LLC, to a Fire Certificate of Occupancy Inspection Correction Notice at 1014 ARMSTRONG AVENUE.

Adopted |
| 40 | RLH TA
12-103 | Deleting the Appealed Special Tax Assessment for Real Estate Project No. J1205P, Assessment No. 128404 at 484 ASHLAND AVENUE.

Adopted |
| 41 | RLH FOW
12-91 | Appeal of Jessica Kelley to a Fire Certificate of Occupancy Inspection Correction Notice at 1622 BARCLAY STREET.

Adopted |
| 42 | RLH TA
12-139 | Deleting the Appealed Special Tax Assessment for Real Estate Project No. J1206A, Assessment No. 128505 at 249 BATES AVENUE.

Adopted |
| 43 | RLH FOW
12-76 | Appeal of Mai Song Vang to a Fire Certificate of Occupancy Inspection Correction Notice at 1338 BIRMINGHAM STREET.

Adopted |
| 44 | RLH TA
12-118 | Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1206A, Assessment No. 128505 at 1025 BRADLEY STREET.

Adopted |

- 45 RLH TA Deleting the Appealed Special Tax Assessment for Real Estate Project
12-130 No. VB1204, Assessment No. 128803 at 1173 BRADLEY STREET.

 Adopted**
- 46 RLH FOW Appeal of Nina Moua to a Fire Certificate of Occupancy Correction
12-82 Notice at 1011 BURR STREET.

 Adopted**
- 47 RLH TA Ratifying the Appealed Special Tax Assessment for Real Estate
12-136 Project No. VB1204B, Assessment No. 128813 at 752 BUSH
 AVENUE. (Public hearing continued from April 4)

 Referred to May 1 Legislative Hearing and May 16 City Council Public Hearing**
- 48 RLH TA Ratifying the Appealed Special Tax Assessment for Real Estate
12-143 Project No. J1206A, Assessment No. 128505 at 533 CASE AVENUE.

 Adopted**
- 49 RLH FOW Appeal of Saint Paul Public Housing Agency to a Fire Certificate of
12-96 Occupancy Inspection Correction Notice at 1570 CHAMBER STREET.

 Adopted**
- 50 RLH FOW Appeal of Tony Swanson, Saint Paul Public Housing Agency, to a Fire
12-86 Certificate of Occupancy Inspection Correction Notice at 1664
 CHAMBER STREET.

 Adopted**
- 51 RLH FOW Appeal of Grand Avenue Holdings, LLC to a Re-inspection Fire
12-68 Certificate of Occupancy With Deficiencies at 54 CHATSWORTH
 STREET SOUTH.

 Adopted**
- 52 RLH FCO Appeal of Kathryn Christopherson, on behalf of International Institute
12-143 of Minnesota, to a Fire Certificate of Occupancy Inspection Correction
 Notice at 1694 COMO AVENUE.

 Adopted**
- 53 RLH FOW Appeal of Saint Paul Public Housing Agency to a Fire Certificate of
12-93 Occupancy Inspection Correction Notice at 771 DAYTON AVENUE.

 Adopted**

- 54 RLH FOW 12-85** Appeal of Tony Swanson, Saint Paul Public Housing Agency, to a Fire Certificate of Occupancy Inspection Correction Notice at 1222 DESOTO STREET.
Adopted
- 55 RLH TA 12-138** Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1206A, Assessment No. 128505 at 872 DULUTH STREET.
Adopted
- 56 RLH TA 12-140** Ratifying the Appealed Special Tax Assessment for Real Estate Project No. VB1204, Assessment No. 128803 at 872 DULUTH STREET.
Adopted
- 57 RLH FCO 12-200** Amending RLH FCO 11-562, Appeal of Staci Vang to a Fire Certificate of Occupancy Correction Notice at 482 EARL STREET.
Adopted
- 58 RLH TA 12-121** Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1206A, Assessment No. 128505 at 759 EDGERTON STREET.
Adopted
- 59 RLH VBR 12-7** Appeal of Chandradatt Persaud to a Vacant Building Registration Requirement at 1531 ELEANOR AVENUE.
Adopted
- 60 RLH SAO 12-8** Appeal of Albert J. Fitzgibbons to a Vehicle Abatement Order at 901 FAIRMOUNT AVENUE.
Adopted
- 61 RLH FOW 12-73** Appeal of Heron Lopez to a Fire Certificate of Occupancy Inspection Correction Notice at 1008 FIFTH STREET EAST.
Adopted
- 62 RLH FCO 12-122** Appeal of Amy Westerlund to a Fire Certificate of Occupancy Inspection Correction Notice at 1245 FIFTH STREET EAST.
Adopted

- 63 RLH FOW
12-80** Appeal of Ronald D. Juelfs to a Fire Certificate of Occupancy Correction Notice at 1142 FOREST STREET.

 Adopted
- 64 RLH TA 12-84** Ratifying the Appealed Special Tax Assessment for Real Estate Project No. VB1203A, Assessment No. 128808 at 1197-1199 FOREST STREET. (Public hearing continued from March 7, 2012)

 Adopted
- 65 RLH FOW
12-89** Appeal of Tony Swanson, Saint Paul Public Housing Agency, to a Fire Certificate of Occupancy Inspection Correction Notice at 842 GERANIUM AVENUE EAST.

 Adopted
- 66 RLH TA
12-131** Ratifying the Appealed Special Tax Assessment for Real Estate Project No. VB1204, Assessment No. 128803 at 973 GERANIUM AVENUE EAST.

 Adopted
- 67 RLH FOW
12-77** Appeal of Brad Leventhal to a Re-Inspection Fire Certificate of Occupancy With Deficiencies at 441 GRAND AVENUE.

 Adopted
- 68 RLH AR
12-62** Deleting the assessment for Graffiti Removal on Private Property from April 19 to June 1, 2010 for property at 530 GRAND HILL, A/K/A HEATHER PLACE. (File No. J1009P, Assessment No. 108902)

 Adopted
- 69 RLH FOW
12-94** Appeal of Andrew Hilliard to a Fire Certificate of Occupancy Inspection Correction Notice at 1630 HEWITT AVENUE.

 Adopted
- 70 RLH FCO
12-117** Appeal of Sudani Xiong, on behalf of Dean Lindstrom, to a Fire Certificate of Occupancy Inspection Correction Notice (Revised) at 350 HOPE STREET.

 Adopted
- 71 RLH FOW
12-95** Appeal of Saint Paul Public Housing Agency to a Fire Certificate of Occupancy Inspection Correction Notice at 434 HOYT AVENUE EAST.

 Adopted

- 72 **RLH FOW
12-69** Appeal of Urban Enterprises, on behalf of Paul and Rebecca Nickerson, to a Fire Certificate of Occupancy Inspection Correction Notice at 604 HYACINTH AVENUE EAST.

 Adopted
- 73 **RLH FOW
12-87** Appeal of Tony Swanson, Saint Paul Public Housing Agency, to a Fire Certificate of Occupancy Inspection Correction Notice at 789 HYACINTH AVENUE EAST.

 Adopted
- 74 **RLH FCO
12-126** Appeal of Sandra M. Bishop to a Fire Certificate of Occupancy Correction Notice at 1580 IOWA AVENUE EAST.

 Adopted
- 75 **RLH FOW
12-97** Appeal of Saint Paul Public Housing Agency to a Fire Certificate of Occupancy Inspection Correction Notice at 504 IVY AVENUE EAST.

 Adopted
- 77 **RLH TA
12-119** Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1206A, Assessment No.128505 at 772 JESSAMINE AVENUE EAST.

 Adopted
- 78 **RLH TA
12-127** Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1206A, Assessment No.128505 at 1074 JESSIE STREET.

 Adopted
- 79 **RLH FCO
12-100** Appeal of Ryan Marvin to a Fire Certificate of Occupancy Inspection Correction Notice at 876 JUNO AVENUE.

 Adopted
- 80 **RLH FOW
12-92** Appeal of David Nelson to a Fire Certificate of Occupancy Inspection Correction Notice at 929 and 931 KENNARD STREET.

 Adopted
- 81 **RLH FCO
12-127** Appeal of Joseph P. Flood to a Fire Certificate of Occupancy Correction Notice at 903-905 LAUREL AVENUE.

 Adopted

- 82 RLH WP 12-25** Appeal of Marpe Development, on behalf of Mark Pasvogel Jr., to two Egress Window Non-Compliance Determinations at 336 MAPLE STREET.
Adopted
- 83 RLH FCO 12-129** Appeal of James Schoffman, on behalf of JBI & Associates, Inc., to a Fire Certificate of Occupancy Correction Notice at 1833 MARGARET STREET.
Adopted
- 84 RLH TA 12-120** Ratifying the Appealed Special Tax Assessment for Real Estate Project No. VB1204, Assessment No.128803 at 255 MARIA AVENUE.
Adopted
- 85 RLH TA 12-199** Amending to delete the assessment for Collection of Delinquent Vacant Building Fees in October 2011 at 1668 MARION STREET. (File No. VB1203, Assessment No. 128802)
Adopted
- 87 RLH TA 12-73** Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1205A1, Assessment No.128516 at 1300 MISSISSIPPI STREET/0 HYACINTH AVENUE EAST. (Public hearing continued from April 4, 2012)
Referred to April 17 Legislative Hearing and May 2 City Council Public Hearing
- 88 RLH VO 12-17** Appeal of Reginald E. Moore to a Fire Certificate of Occupancy Revocation and Order to Vacate 818 OCEAN STREET.
Adopted
- 89 RLH FOW 12-78** Appeal of Michael S. Amos, Sr. to a Fire Certificate of Occupancy Inspection Correction Notice at 2071 ORANGE AVENUE EAST.
Adopted
- 90 RLH FOW 12-70** Appeal of Brad Forester to a Re-Inspection Fire Certificate of Occupancy With Deficiencies at 54 PASCAL STREET SOUTH.
Adopted
- 91 RLH TA 12-193** Ratifying the Appealed Special Tax Assessment for Real Estate Project No. VB1204, Assessment No. 128803 at 702 PREBLE STREET.
Adopted

- 92 RLH FOW 12-83** Appeal of Paul Santacruz to a Fire Certificate of Occupancy Correction Notice at 1377 PRIOR AVENUE SOUTH.
Adopted
- 93 RLH FOW 12-72** Appeal of Ira Kipp to a Re-Inspection Fire Certificate of Occupancy With Deficiencies at 1083 RANDOLPH AVENUE.
Adopted
- 94 RLH FCO 12-162** Appeal of Lisa Ryskamp to a Re-Inspection Fire Certificate of Occupancy With Deficiencies at 1999 RANDOLPH AVENUE.
Adopted
- 95 RLH TA 12-117** Deleting the Appealed Special Tax Assessment for Real Estate Project No. J1206A, Assessment No. 128505 at 1182 REANEY AVENUE.
Adopted
- 96 RLH TA 12-128** Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1206A, Assessment No. 128505 at 1830 ROBLYN AVENUE.
Adopted
- 97 RLH TA 12-158** Amending Council File AR 11-100 to delete the assessment for Collection of Delinquent Vacant Building Fees in May 2011 at 1028 ROSS AVENUE. (File No. VB1111, Assessment No. 118082)
Adopted
- 98 RLH FCO 12-141** Appeal of Michael Jorgenson to a Fire Certificate of Occupancy Correction Notice at 904 ST. PAUL AVENUE.
Adopted
- 99 RLH FOW 12-115** Appeal of The Markham Co. to a Fire Certificate of Occupancy Inspection Correction Notice at 408 ST. PETER STREET.
Adopted
- 100 RLH FCO 12-123** Appeal of Mark Finley to a Fire Certificate of Occupancy Inspection Correction Notice at 571 SARATOGA STREET SOUTH.
Adopted
- 101 RLH TA 12-137** Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1206A, Assessment No. 128505 at 872 SELBY AVENUE.
Adopted

- 102 RLH TA 12-134** Ratifying the Appealed Special Tax Assessment for Real Estate Project No. VB1204, Assessment No. 128803 at 872 SELBY AVENUE.
Adopted
- 103 RLH TA 12-129** Deleting the Appealed Special Tax Assessment for Real Estate Project No. J1205P, Assessment No. 128404 at 1186 SEVENTH STREET EAST.
Adopted
- 104 RLH TA 12-132** Ratifying the Appealed Special Tax Assessment for Real Estate Project No. VB1204, Assessment No. 128803 at 1186 SEVENTH STREET EAST.
Adopted
- 105 RLH FOW 12-88** Appeal of Tony Swanson, Saint Paul Public Housing Agency, to a Fire Certificate of Occupancy Inspection Correction Notice at 876 SHERWOOD AVENUE.
Adopted
- 106 RLH FOW 12-75** Appeal of Ying Vang, on behalf of Johanna Lee, to a Re-Inspection Fire Certificate of Occupancy With Deficiencies at 754 SIXTH STREET EAST.
Adopted
- 107 RLH FOW 12-74** Appeal of Thao Vang to a Re-Inspection Fire Certificate of Occupancy With Deficiencies at 1109 SIXTH STREET EAST.
Adopted
- 108 RLH FCO 12-136** Appeal of Glen Lucken, Capitol View Cafe, to a Fire Certificate of Occupancy Inspection Correction Notice at 635-637 SMITH AVENUE SOUTH.
Adopted
- 109 RLH FCO 12-159** Appeal of Jason Koenig to a Fire Certificate of Occupancy Inspection Correction Notice at 1391 STANFORD AVENUE.
Adopted
- 110 RLH FCO 12-95** Appeal of Attorney MaManee Moua, on behalf of Henry K. Her, to a Fire Certificate of Occupancy Inspection Correction Notice at 899 THIRD STREET EAST.
Adopted

- 111 RLH TA 12-125** Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1206A, Assessment No. 128505 at 1214-1218 THOMAS AVENUE.
Adopted
- 115 RLH FOW 12-90** Appeal of Tony Swanson, Saint Paul Public Housing Agency, to a Fire Certificate of Occupancy Inspection Correction Notice at 1676 WESTMINSTER STREET.
Adopted
- 116 RLH FOW 12-84** Appeal of Jeremy Hollingsworth to a Fire Certificate of Occupancy Correction Notice at 447 WHITALL STREET.
Adopted
- 117 RLH TA 12-142** Ratifying the Appealed Special Tax Assessment for Real Estate Project No. VB1204A, Assessment No. 128812 at 724 WILSON AVENUE. (Public hearing continued from April 4)
Referred to May 1 Legislative Hearing and May 16 City Council Public Hearing
- 118 RLH FCO 12-120** Appeal of Patrick Moore to a Correction Notice-Reinspection Complaint at 227 WINIFRED STREET EAST.
Adopted
- 119 RLH VBR 12-8** Appeal of Ahmed Al-Beheary to a Vacant Building Registration Fee at 622 WINSLOW AVENUE.
Adopted
- 120 RLH AR 12-12** Ratifying the assessments for Collection of Vacant Building Fees Services from November 2011. (File No. VB1204, Assessment No. 128803)
Adopted
- 121 RLH AR 12-13** Ratifying the assessments for Demolition Services during December 2011. (File No. J1207C, Assessment No. 122006)
Adopted
- 122 RLH AR 12-14** Ratifying the assessments for Property Cleanup Services from November 30 to December 30, 2011 (File No. J1206A, Assessment No. 128505)
Adopted

- 123 RLH AR Ratifying Trash Hauling services during December 7 to 29, 2011. (File
12-15 No. J1205G, Assessment No. 128704)**

Adopted

- 124 RLH AR Ratifying the assessments for Graffiti Removal Services from
12-16 November 28 to December 20, 2011. (File No. J1205P, Assessment
 No. 128404)**

Adopted

ADJOURNMENT

Councilmember Stark moved adjournment.

The meeting was adjourned at 8:35 p.m.

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

Nay: 0

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