



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 3, 2013

3:30 PM

Council Chambers - 3rd Floor

Public Hearings at 5:30 p.m.

ROLL CALL

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

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

Absent 1 - Councilmember Amy Brendmoen

Councilmember Brendmoen arrived after roll call.

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

COMMUNICATIONS & RECEIVE/FILE

- 1 CO 13-10** Letter from the Department of Safety and Inspections declaring 740 Western Avenue North a nuisance property. (For notification purposes only; public hearings will be scheduled at a later date if necessary.)
Received and Filed

- 2 AO 13-9** Authorizing proper City Officials to execute a lease agreement that is one year or less with District 10 Community Council at the Como Park Streetcar Station.
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 3 - 10)

Councilmember Stark moved approval of the Consent Agenda.

Consent Agenda adopted

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

Nay: 0

- 3 RES 13-514** Approving the Mayor's appointment of Charles Vander Aarde to serve on the Neighborhood STAR Board.
Adopted
- 4 RES 13-501** Approving the use of grant funds through the Neighborhood STAR Year-Round Program for a traffic bump-out at Hamline and Nebraska Avenues.
Adopted
- 5 RES 13-502** Approving the use of Neighborhood STAR Year-Round Loan Program Funds for a project in Ward 7.
Adopted
- 6 RES 13-500** Amending Appendix Chapter A-11 of the Administrative Code entitled Early Notification System Policy and Procedures to include notification of a determination by the zoning administrator of the original number of units for legal nonconforming structures vacant for more than one year.
Adopted
- 7 RES 13-406** Authorizing the release of easements for the property located at the southwest corner of University Avenue and Fairview Avenue as requested by Anchor Episcopal Homes of Minnesota.
Adopted
- 8 RES 13-475** Authorizing the Department of Parks and Recreation to accept a donation of \$50 from Jerabek's New Bohemian Bakery for the Arbor Month event on May 18, 2013.
Adopted

- 9 **RES 13-482** Authorizing submission of the FY2013 Consolidated Plan (CDBG, ESG, HOME) to the U.S. Department of Housing and Urban Development.
Adopted
- 10 **RES 13-467** Approving adverse action against the Second Dealer license application submitted by John E. Norris, d/b/a EJ Liquidation at 323 Larch Street.
Adopted

FOR DISCUSSION**No Discussion Items****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

- 11 **Ord 13-15** Memorializing City Council action granting the application of the City of St. Paul for the Rezoning of 1564 Lafond Avenue from R4 One-Family Residential to T2 Traditional Neighborhood, and amending Chapter 60 of the Saint Paul Legislative Code pertaining to the Saint Paul zoning map. (Public hearing held February 20, 2013)
Councilmember Stark moved approval.
Adopted
Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Carter III, City Council President Lantry, Councilmember Stark, Councilmember Thune and Councilmember Tolbert
Nay: 0

Second Reading

- 12 **Ord 13-17** Memorializing City Council action granting the application of Craig Thaemert and Maureen Herring for the rezoning of 1537 White Bear Avenue North 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. (Public hearing held March 6, 2013)
Laid over to April 10 for third reading

First Reading

- 13 Ord 13-19** Amending Chapter 183 of the Saint Paul Legislative Code to add a provision to prohibit prospective employers from requesting pre-hiring criminal record checks.

Councilmember Carter moved to lay the matter over to May 22.

Laid over to May 22 for second reading

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

Nay: 0

- 14 Ord 13-21** Memorializing City Council action granting the application of Keith W. Jacobson/Patricia A. Jacobson for the rezoning of 1836 Grand Avenue from B2 Community Business to BC Community Business (Converted), and amending Chapter 60 of the Saint Paul Legislative Code pertaining to the Saint Paul zoning map. (Public hearing held March 20, 2013)

Laid over to April 10 for second reading

The Council recessed at 3:33 p.m.

PUBLIC HEARINGS

The Council reconvened for public hearings at 5:31 p.m.

- Present** 6 - Councilmember Dan Bostrom, Councilmember Amy Brendmoen, City Council President Kathy Lantry, Councilmember Russ Stark, Councilmember Dave Thune and Councilmember Chris Tolbert
- Absent** 1 - Councilmember Melvin Carter III

Councilmember Carter arrived after roll call.

- 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

- 15 **Ord 13-16** Amending Chapter 427 of the Saint Paul Legislative Code pertaining to exercise only facilities.

In opposition:

Monica Hartman (240 Spring Street, # 330), secretary for the board of the Mississippi Flats Condo Association, asked that a requirement be added for noise- and vibration-dampening materials for the floor. She spoke about the detrimental affects of noise from the exercise facility on property values and quality of life for residents and businesses.

Councilmember Thune noted that the requirement for noise- and vibration-dampening floor materials had been added.

Tim Griffin (240 Spring Street, #227) echoed Ms. Hartman's concerns, and said they had not been successful in resolving the problems through the existing condominium regulations. He made suggestions for other ways to mitigate the problems, including increased staffing at clubs. He said there was a temporary restraining order in place limiting the hours the fitness center could operate until the noise issue was resolved.

Ben Cowen (1209 Tyler Street N.E., Suite 160, Minneapolis), owner of three Snap Fitnesses in St. Paul, spoke about mitigation measures being implemented, and said most noise problems arose from weights being dropped. He said previous changes to the ordinance added a requirement for cameras, so he didn't feel increased staffing was necessary. He said the popularity of group fitness was not something they anticipated when the ordinance was changed in 2008, and they were asking to be able to add space to meet the demand for those services. He noted that safety measures added in the earlier ordinance were still in place. He thanked Council members Stark and Thune for their help.

Councilmember Stark moved to close the public hearing.

Public hearing held and closed; laid over to April 10 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

- 16 **RES PH 13-70** Approving the application of Midwest Soda Clean for a sound level variance for the cleaning of the exterior parking ramp at 95 Seventh Street East on April 20, 21, 27, 28, and May 4 and 5 from 8:00 a.m. until 6:00 p.m. (The May 4 and 5 dates will be used in the event of a weather- related delay.)

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

- 17 RES PH 13-72** Authorizing the acceptance of an education grant from the Saint Paul Foundation's Education Impact Fund and amending the 2013 budget in the amount of \$40,000.
- No one appeared in opposition; Councilmember Brendmoen 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
- 18 RES PH 13-73** Amending the financing and spending plans in the Department of Planning And Economic Development in the amount of \$12,300 to accept additional funds from the Metropolitan Council and reallocate existing funds 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:** 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Carter III, City Council President Lantry, Councilmember Stark, Councilmember Thune and Councilmember Tolbert
- Nay:** 0
- 19 RES PH 13-74** Authorizing acceptance of grant funds from Department of Employment and Economic Development for a Contamination Cleanup grant in the amount of \$84,750 for the East River Apartments Project, and authorizing amendment of the 2013 Budget to accept this grant.
- No one appeared in opposition; Councilmember Stark 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
- 20 PH 13-13** Public hearing to consider the application of the Housing and Redevelopment Authority to rezone property at 719 Burr Street from B1 Local Business to T1 Traditional Neighborhood and RT1 Two-Family Residential.
- No one appeared in opposition; Councilmember Brendmoen moved to close the public hearing and grant the application.*
- Motion of Intent - Application granted**

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

Nay: 0

- 21 RES PH 13-50** Final Order to acquire property rights and construct new roadways, lighting, boulevards, sidewalks, and trails for the Prince Street Project. (Public hearing held April 3; laid over from April 17)

In opposition:

Jim Ivey (300 Wall Street, #708) said he didn't know whether there had been a public meeting in Lowertown about the issue yet and they were still waiting for additional information.

Councilmember Thune moved to continue the public hearing for two weeks to allow time for information to go to the district council. Council President Lantry confirmed with public works staff that a two-week delay was okay.

No one appeared in opposition; Councilmember Thune moved to continue the public hearing to April 17.

Public hearing continued to April 17

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

Nay: 0

- 22 RES PH 13-60** Amending the financing and spending plans in the Department of Public Works in the amount of \$3,388,157.53 for the Prince Street Project, and closing old projects.

No one appeared in opposition; Councilmember Thune moved to continue the public hearing to April 17.

Public hearing continued to April 17

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

Nay: 0

23 RES PH 13-67 Expanding residential permit parking Area 22.

In opposition:

Paul Moe (179 Finn Street) said the question involved how flexible the City was willing to be to accommodate its neighbors. He said the neighbors affected by the change had reached an agreement but City staff felt the proposed resolution wasn't convenient and wouldn't work. He reviewed the plan which included adding permit parking to the portion of the block where residents wanted it.

Kathleen Whitney (2117 Princeton Avenue) said she was opposed to the expansion because parking along her lot was already limited by a fire hydrant and driveway, and she felt the the 8:00 p.m. end time for permit-only parking was too late. She asked that the north part of Finn from Princeton to the alley be kept non-permit.

In response to questions from Councilmember Tolbert, Mr. Moe said the permit parking request came from neighbors who felt students parking on Finn created a nuisance, and that the streets north and west of the area had permit parking, and those south and east did not.

In support:

Mick Crandall (2122 Princeton Avenue) said he went around to neighbors on Finn Street from Fairmount to Sargent, and the majority were annoyed about the parking and felt it had become a nuisance. He said the number of cars parked also created safety issues for people leaving their alleys.

Cathy Wick (161 S. Finn) said she'd lived there for nearly 47 years and wanted to continue to feel safe and happy and get along with her neighbors, but the parking situation had become oppressive. She said the day and night foot and vehicle traffic was extensive. She said she had letters from six of her neighbors on Fairmount and one on Lincoln who already had permit parking and supported the extension.

Jill Weis (2118 Princeton) said it was her understanding that the permit parking extension was going to happen since 75% of the neighbors wanted it to, and the current discussion was over whether there would be a sign for half of the block. She shared anecdotal evidence of the the high demand for parking and the detrimental effects.

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

Councilmember Stark asked Public Works staff for clarification of their objection to Mr. Moe's proposal to add part of a block. Elizabeth Stiffler, Public Works, said the original proposal was for the addition of the two short blocks on Finn between Fairmount and Sargent, affecting a total of eight properties. She said the amended proposal would leave one property with a different restriction than everywhere else, and staff felt that would be confusing. She said there were typically one or two signs per block, and a lot of people were confused by signage in St. Paul already. She said Public Works as well as the Mac Groveland District Council supported the petition as initially proposed. She said Permit Parking Area 22 had been around for a long time and there had been a lot of additions, and making small changes at an individual level was not something they could do.

Councilmember Stark asked whether there was any precedent for only having permit parking on part of a block? Ms. Stiffler said there were some examples, but Public Works had been trying over the past few years to make things more consistent.

Councilmember Carter asked for an objective perspective from staff on whether there was a need for the permit parking. Ms. Stiffler said the practice now was to do a study before sending out a petition, and it was determined that there was parking pressure for the 33 spaces in the petition area. She noted that expanding the permit parking area would result in parking spilling onto Fairmount and potentially the need for permit parking there.

Councilmember Stark said he felt the proposal from the opponent was too fine, and signage would be confusing for users and parking enforcement. He moved approval based on the original petition.

Councilmember Tolbert expressed concern about the piecemeal approach of continuously pushing the problem on to the next block, and said he would be voting against it.

Councilmember Stark noted that Permit Area 22 hadn't expanded much since 2001, but said he agreed with the fundamental point of trying to figure out other ways of dealing with the issue.

Councilmember Carter said he would support the plan but also felt other options should be explored.

Adopted

Yea: 5 - Councilmember Brendmoen, Councilmember Carter III, City Council President Lantry, Councilmember Stark and Councilmember Thune

Nay: 2 - Councilmember Bostrom and Councilmember Tolbert

24 RES PH 13-62 Adopting the Great River Passage Master Plan. (Public hearing held April 3)

Council President Lantry said she would be introducing amendments that were the result of communications between constituents and the Parks department.

Don Ganje, Parks and Recreation, gave a staff report on the plan and the amendments, which he said had been agreed to by the Parks department. He thanked City staff and the task force, described the development of plan, and reviewed the changes. He said most were corrections and clarifications. He reviewed the goals of the plan. He stressed that it was a 30 to 50 year legacy plan, and a vision of what could be along the river in the future.

Council President Lantry said there was competing language related to Island Station, and the agreement was to leave what was originally in the plan. She said it was hers and Councilmember Thune's impression that items 5, 6, and 7 on page 4 would be deleted from the resolution, and the language presented in the books would remain. She said the language was not that much different, and noted that it was all concept plans which would require further public input and discussions before anything happened. She moved the amended resolution with items 5, 6, and 7 on page 4 removed. Yeas - 7 Nays - 0

Public testimony:

Bob Spaulding, Friends of the Mississippi River (360 N. Robert Street, Suite 400), spoke in support of the plan, especially the proposal for Watergate Marina.

Tia Anderson (2091 Pinehurst Avenue), president of the Highland District Council, said the length and complexity of the plan made it difficult to understand, and they fully supported modifications adding the requirement for community notification and public input before individual projects were implemented. She expressed concerns about Chapter 7 of the plan, and said the potential impact on an already strained City budget and finite tax base raised questions about the fiscal soundness of implementing the full plan.

Paul Labovitz, National Park Service superintendent of the Mississippi National River and Recreation Area, congratulated the City of St. Paul on their concept for the 17 miles of the Mississippi River, and said they were excited to use the plan as an example for other communities along the river.

Patrick Seeb, Executive Director of the St. Paul Riverfront Corporation (25 W. 6th Street), spoke in favor of the plan, acknowledged the Parks department and its leadership, and thanked City staff, especially Council President Lantry and Councilmember Thune for finessing the details.

Greg Lais (3211 Keewaydin Place, Minneapolis), Executive Director of Wilderness Inquiry, spoke in favor of the plan.

Kent Peterson (503 St. Clair Avenue) spoke in support of the plan, and thanked staff for their work. He noted some problems with the way the plan appeared online. He also noted some bluff areas that weren't marked and said he felt there should be a bluff protection plan wherever there was a bluff. He suggested that more attention be paid to making the river accessible to people of different abilities. He said he applauded the language added recognizing the fact that the plan was conceptual in nature.

Betsy Leach, Executive Director of District 1 Community Council (2105 1/2 Old

Hudson Road), referred to their earlier correspondence expressing concern about the plan's impact on neighborhood parks, and read a statement elaborating on those concerns. She asked for consideration of how this plan fit in with the current system plan, and an examination of the public process for implementation of the plan.

Peggy Lynch (1621 Beechwood), Executive Director of Friends of the Parks of St. Paul and Ramsey County, and task force member, expressed enthusiasm about the plan and commended staff for all of their work. She said one significant concern was about the location at environmental learning center at Watergate Marina, because of the potential for flooding. She said they agreed that Watergate Marina was a mess and needed to be cleaned up but spending close to \$15 million to construct an environmental learning center in a flood plain was not the answer.

Tom Dimond, thanked Parks and Public Works staff for their work, and commended the Council for their involvement. He said the important element was enhanced access to the river, and while there were elements that still needed to be worked on, it was important to remember it was an evolving plan. He said he would like to see more opportunities for people using the river to access downtown and neighborhood businesses.

Lorrie Louder, Port Authority, thanked Parks Director Mike Hahm and Parks staff for their work and for involving the Port Authority, and thanked Council President Lantry for the language related to Riverview Industrial Park.

Councilmember Thune asked Mr. Ganje whether the bluff protection could be extended to the areas mentioned by Mr. Peterson. Mr. Ganje said it could be.

Council President Lantry said the intention was to take testimony and lay the plan over for a week before passage, and changes could be added in the intervening time.

Councilmember Tolbert asked how implementation of the plan fit into the budget. Parks and Recreation Director Mike Hahm first took a moment to thank Mr. Ganje and Parks staff, Planning and Economic Development and Public Works staff, and members of the community for all of their work. In response to Councilmember Tolbert's question he said capital projects would be brought forward on a case by case basis as was already the practice. He said recreation centers were not eligible for some government funding and some private funding, and private donors were not always interested in funding rec centers. He said implementation of the Great River Passage would not come at the expense of community recreation programs, as they were independent operations and financed independently of one another in terms of sources of money. He said any new funding proposed for implementation of the plan would be handled through the City's budgeting process and ultimately vetted and approved by the Council. He said at the most basic level they had been thinking about a modest investment of \$200,000 to \$250,000 to add a manager and support staff for an operating division, and professional design staff. He said some operating funds could be moved from operating budgets for existing activities into the control of the new operating manager. He stressed the importance of a new operating division with leadership available to leverage private investment, working with existing and new partners.

Mr. Hahm answered additional questions from Councilmember Tolbert regarding sources of funding for implementation of the plan. He said there currently were no specific plans for implementation or funding.

Councilmember Thune confirmed with Mr. Hahm that approving the plan didn't mean approval of specific spending decisions. Mr. Hahm said specific actions to establish

the new division or budget for new activity would require future action as part of the budget. Councilmember Thune congratulated Mr. Hahm on the plan.

Councilmember Stark added his appreciation for all of the great work leading to the plan, and reiterated the point that decisions about the plan were independent of decisions about operating and priorities.

Councilmember Bostrom said he shared the concerns expressed by Councilmember Tolbert, and felt it was critically important that this didn't take any funding or potential funding away from rec centers.

Council President Lantry said a lot of time and process had gone into making sure everyone's voice was heard; she commended staff for their work.

Councilmember Brendmoen moved to close the public hearing and lay the matter over to April 10.

Amended; public hearing held and closed; laid over to April 10

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

Nay: 0

LEGISLATIVE HEARING ITEMS REQUIRING DISCUSSION

- 38 RLH RR 13-15** Ordering the rehabilitation or removal of the structures at 423 JESSAMINE AVENUE EAST within fifteen (15) days after the April 3, 2013 City Council Public Hearing. (Amended to remove only)

Legislative Hearing Officer Marcia Moermond asked that the matter be referred for a Legislative Hearing on April 9, and the Council public hearing be continued to April 17.

No one appeared in opposition; Councilmember Brendmoen moved to continue the public hearing to April 17.

Referred to Legislative Hearings on April 9; Council public hearing continued to April 17

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

Nay: 0

- 42 RLH OA 13-48** Re-examining the record for RLH RR 13-10 approved by the City Council on March 6, 2013, ordering the razing and removal of the structures located at 758 MARYLAND AVENUE EAST within fifteen (15) days.

Legislative Hearing Officer Marcia Moermond said a copy of the work plan was omitted from the record when the address was before the Council on March 6, so it was brought back for the Council to hear with the complete record available. She reviewed the history, and said the situation had not changed in terms of a work plan and financial information, and maintenance of the property had been lacking. She said a Ker Moua tried to pay the bond the previous Friday, and told staff he had purchased the property along with two other properties from Raven Financial. Ms. Moermond said the bond was not accepted, because current code stipulates that the work must be done by the current owner. She reviewed and responded to documents provided by the appellant. She said it appeared to have been an illegal sale to Mr. Moua, and she couldn't give a recommendation that there be time granted for rehabilitation.

Council President Lantry confirmed with Ms. Moermond that the issue before the Council was the order to raze and remove the building, and that Ms. Moermond's recommendation was to order razing and removal within 15 days. She asked Ms. Moermond to review the standard conditions for time to be granted. Ms. Moermond said the taxes and code compliance inspection were current, but the property was not being maintained, there was not an adequate work plan or sufficient finances, and the performance deposit had not been posted.

Mary Kaye (880 Clark) appeared in behalf of Raven Financial and read a statement. She said Raven Financial had completed four of the five items they'd been asked to and were unable to complete the last due to a clerical error on the part of the City. She said a history of errors on the part of DSI (the Department of Safety and Inspections), Ms. Moermond's office, and the City Council had made it impossible to finish rehabbing the property. She outlined steps taken by Raven Financial to meet the conditions set, and reviewed a report from a retired building inspector stating that the building did not constitute a nuisance. She said photographs and email correspondence in the property file had been modified, and inspectors could not have accessed the property at the time they stated they had. She said if the demolition order were removed they could get things done, otherwise they would use the money set aside for the rehab and pursue legal action.

Councilmember Stark asked whether the property had been sold. Ms. Kaye said the title hadn't changed, but there was a private agreement that could possibly result in transfer of the property in two years. She said Mr. Moua would be doing all of the work. In response to questions from Councilmember Tolbert and Council President Lantry she said Raven Financial, LLC was a husband and wife residing in North Dakota. Councilmember Stark said if Raven was the owner they should be able to post bond. Ms. Kaye said they could, but had not been allowed to post bond or pull permits because of the demolition order and not for any reason related to ownership as stated by Ms. Moermond.

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

Councilmember Bostrom said the Council had heard all of this before, and the property had been a vacant building since 2007. He said the evidence made it clear that inspectors had been at the property, and he was troubled by the allegations that they hadn't. He said there was nothing to prevent the owners from posting bond and

providing documentation of finances available to do the work right. He said the photographs indicated that there were serious problems and a lot of work was needed. 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

- 55 RLH RR 13-12** Ordering the razing and removal of the structures at 1220 VIRGINIA STREET within fifteen (15) days after the March 6, 2013 City Council Public Hearing. (Public hearing continued from March 6, April 3, and April 17) (To be laid over to May 15, 2013)

Legislative Hearing Officer Marcia Moermond asked that the matter be referred for a Legislative Hearing on April 9, and the Council public hearing be continued to April 17.

No one appeared in opposition; Councilmember Brendmoen moved to continue the public hearing to April 17.

Referred to Legislative Hearings on April 9; Council public hearing continued to April 17

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

No one appeared in opposition; Councilmember Thune moved to close the public hearing and approve the Legislative Hearing Consent Agenda as amended.

Legislative Hearing 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

- 25 RLH TA 13-137** Ratifying the Appealed Special Tax Assessment for Real Estate Project No. CRT1305, Assessment No. 138204 at 1337 ARKWRIGHT STREET.

Adopted

- 26 RLH TA 13-175** Amending Council File RLH AR 13-11 to ratify the assessments and spread the payments over 5 years for Removal of Diseased and/or Dangerous Trees on Private Properties during September 2012 at 1073 ASHLAND AVENUE. (File No. 1302T, Assessment No. 139001)
Adopted
- 27 RLH TA 13-133** Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1303E, Assessment No. 138303 at 286 BATES AVENUE.
Adopted
- 28 RLH TA 13-134** Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1303E, Assessment No. 138303 at 1205 BEECH STREET.
Adopted
- 29 RLH TA 13-118** Deleting the Appealed Special Tax Assessment for Real Estate Project No. J1303E, Assessment No. 138303 at 670 BELLOWS STREET.
Adopted
- 30 RLH TA 13-138** Deleting the Appealed Special Tax Assessment for Real Estate Project No. J1303E, Assessment No. 138303 at 345 CASE AVENUE.
Adopted
- 31 RLH TA 13-140** Ratifying the Appealed Special Tax Assessment for Real Estate Project No. CRT1305, Assessment No. 138204 at 1646 CONCORDIA AVENUE.
Adopted
- 32 RLH TA 13-130** Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1305G, Assessment No. 138704 at 46 ELIZABETH STREET EAST.
Adopted
- 33 RLH TA 13-121** Deleting the Appealed Special Tax Assessment for Real Estate Project No. J1304P, Assessment No. 138403 at 958 EUCLID STREET.
Adopted
- 34 RLH OA 13-46** Recommending that the Ramsey County Commissioners approve the application of Jon R. Wendt to repurchase the tax-forfeited property at 170 FARRINGTON STREET.
Adopted

- 35 RLH OA 13-44** Recommending that the Ramsey County Commissioners approve the application of Wells Fargo Financial Minnesota, Inc., to repurchase the tax-forfeited property at 614 HUMBOLDT AVENUE.
Adopted
- 36 RLH TA 13-129** Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1303E, Assessment No. 138303 at 847 IVY AVENUE EAST.
Adopted
- 37 RLH TA 13-142** Ratifying the Appealed Special Tax Assessment for Real Estate Project No. CRT1305, Assessment No. 138204 at 1924 JAMES AVENUE.
Adopted
- 39 RLH FCO 13-56** Appeal of Jan Parker to a Correction Notice - Re-Inspection Complaint at 1382 JULIET AVENUE.
Adopted
- 40 RLH TA 13-135** Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1303E, Assessment No. 138303 at 323 LAWSON AVENUE EAST.
Adopted
- 41 RLH TA 13-120** Deleting the Appealed Special Tax Assessment for Real Estate Project No. J1303E, Assessment No. 138303 at 559 LAWSON AVENUE EAST.
Adopted
- 43 RLH FCO 13-59** Appeal of Charles Cory, on behalf of Big Steer Meats, to a Re-Inspection Fire Certificate of Occupancy with Deficiencies at 1766 MINNEHAHA AVENUE EAST.
Adopted
- 44 RLH RR 13-11** Ordering the rehabilitation or razing and removal of the structures at 1889-1891 MONTANA AVENUE EAST within fifteen (15) days after the March 6, 2013, City Council Public Hearing. (Public Hearing continued from March 6)
Adopted

- 45 RLH TA 13-132** Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1303E, Assessment No.138303 at 1686 ORANGE AVENUE EAST.
Adopted
- 46 RLH TA 13-131** Deleting the Appealed Special Tax Assessment for Real Estate Project No. J1303E, Assessment No. 138303 at 1383 PAYNE AVENUE.
Adopted
- 47 RLH TA 13-141** Ratifying the Appealed Special Tax Assessment for Real Estate Project No. CRT1305, Assessment No. 138204 at 693 SAINT ALBANS STREET NORTH (Assessment Roll under 681 VAN BUREN AVENUE).
Adopted
- 48 RLH TA 13-144** Deleting the Appealed Special Tax Assessment for Real Estate Project No. CRT1305, Assessment No. 138204 at 1986 SAINT CLAIR AVENUE.
Adopted
- 49 RLH TA 13-203** Deleting the Appealed Special Tax Assessment for Real Estate Project No. J1304P, Assessment No. 138403 at 414 SEVENTH STREET WEST.
Adopted
- 50 RLH TA 13-162** Deleting the Appealed Special Tax Assessment for Real Estate Project No. J1303E, Assessment No. 138303 at 1620 SEVENTH STREET EAST.
Adopted
- 51 RLH TA 13-136** Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1303E, Assessment No.138303 at 2196 SIXTH STREET EAST.
Adopted
- 52 RLH TA 13-128** Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1303E, Assessment No. 138303 at 1763 THOMAS AVENUE.
Adopted

- 53 RLH OA 13-45** Recommending that the Ramsey County Commissioners deny the application of Emad Abed, on behalf of RKL Landholding, LLC, to repurchase the tax-forfeited property at 1563 UNIVERSITY AVENUE WEST.
Adopted
- 54 RLH TA 13-145** Ratifying the Appealed Special Tax Assessment for Real Estate Project No. CRT1305, Assessment No. 138204 at 405 VANCE STREET.
Adopted
- 56 RLH AR 13-6** Ratifying the assessments for Collection of Certificate of Occupancy Fees billed from August 29 to September 27, 2012. (File No. CRT1305, Assessment No. 138204)
Adopted
- 57 RLH AR 13-7** Ratifying the assessments for Excessive Use of Inspection Services billed from September 4 to October 24, 2012. (File No. J1303E, Assessment No. 138303)
Adopted
- 58 RLH AR 13-8** Ratifying the assessments for Graffiti Removal Services from September 27 to November 18, 2012. (File No. J1304P, Assessment No. 138403)
Adopted
- 59 RLH AR 13-9** Ratifying the assessments for Demolition Services during October 2012. (File No. J1305C, Assessment No. 132004)
Adopted
- 60 RLH AR 13-10** Ratifying the assessments for Trash Hauling Services during November 2012. (File No. J1305G, Assessment No. 138704)
Adopted

ADJOURNMENT

Councilmember Brendmoen moved adjournment.

The meeting was adjourned at 7:41 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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