



City of Saint Paul

City Hall and Court House
15 West Kellogg
Boulevard
Council Chambers - 3rd
Floor
651-266-8560

Meeting Agenda

City Council

Council President Amy Brendmoen
Councilmember Dan Bostrom
Councilmember Mitra Jalali Nelson
Councilmember Rebecca Noecker
Councilmember Jane L. Prince
Councilmember Dai Thao
Councilmember Chris Tolbert

Wednesday, October 10, 2018

3:30 PM

Council Chambers - 3rd Floor

ROLL CALL

COMMUNICATIONS & RECEIVE/FILE

- 1 [AO 18-52](#) Amending the 2018 grant budget for the Department of Emergency Management to more accurately record 2016 UASI Grant and 2017 UASI Grant expenditures.
Attachments: [AO 18-52](#)
- 2 [AO 18-53](#) Amending the 2018 spending budget for the Citywide Assessment Fund (Fund 215).
Attachments: [AO 18-53 - Assessment Financing Fund - Financial Analysis](#)
- 3 [AO 18-54](#) Establishing new account codes for four Year-Round STAR awards adopted via City Council Resolutions RES 18-1398, RES 18-1435, RES 18-1459 and RES 18-1635.
Attachments: [2018 YR NEIGHBORHOOD STAR Financial Analysis AO 18-54 September 20](#)

CONSENT AGENDA

Items listed under the Consent Agenda will be enacted by one motion with no separate discussion. If discussion on an item is desired, the item will be removed from the Consent Agenda for separate consideration.

- 4 [RES 18-1674](#) Approving the Settlement Agreement and Release between the City of St. Paul and Desiree Collins and her attorneys Robert Bennett and Andrew Noel.
Sponsors: Brendmoen
Attachments: [Settlement Agreement and Release, Redacted.pdf](#)
[Financial Analysis.xls](#)
[Administrative Code 3.02.pdf](#)

- 5 [RES
18-1644](#) Authorizing the Fire Department to pay for all costs incurred for the department to host a firefighter cancer study meeting on October 17, 2018 at Saint Paul Fire Department headquarters.

 Sponsors: Brendmoen
 Attachments: [RES 18-1644](#)
- 6 [RES
18-1588](#) Approving payment in the amount of twelve thousand forty-five dollars and eighty-two cents (\$12,045.82) in full settlement of the claim of West Bend Insurance Company as Subrogee of Christopher and Catherine Schneeman.

 Sponsors: Brendmoen
 Attachments: [Copy of c180261 financial analysis](#)
 [Resolution C180261](#)
 [W9 C180261](#)
 [PD Release C180261](#)
- 7 [RES
18-1602](#) Changing the rate of pay for the classification of Building and Facility Supervisor (formerly Building Superintendent) from Grade 010 to Grade 012 of EG 09, SPSO. (Laid over from September 26)

 Sponsors: Brendmoen
 Attachments: [Financial Analysis - Building Facility Supvr](#)
- 8 [RES
18-1609](#) Changing the rate of pay for the classification of SPRWS Safety and Security Officer (formerly Security Officer-Water) from Grade 17A to Grade 017 of EG 12, Operating Engineers. (Laid over from September 26)

 Sponsors: Brendmoen
 Attachments: [Financial Analysis-SPRWS Safety and Security Officer](#)
- 9 [RES
18-1649](#) Approving and ratifying the expenses incurred and donations received for the August 14, 2018 City of Saint Paul Employee Cookout.

 Sponsors: Brendmoen
 Attachments: [2018 CITY COOKOUT SUMMARY OF EXPENSES](#)
 [2018 Employee Cookout Expenses and Donations Financial Analysis](#)
 [SPLC Sections 41.03 and 41.04 - Donations](#)

- 10 [RES](#)
 [18-1673](#) Accepting travel and lodging costs for Saint Paul Heritage Preservation Commissioners Barb Bezat and Richard Dana to attend the 38th Annual Statewide Preserve Minnesota Conference to be held on September 12-14, 2018 in Winona to satisfy the City of Saint Paul's contractual obligation set forth in the Certified Local Government (CLG) agreement with the State of Minnesota.
- Sponsors:* Prince
- Attachments:* [res 38th Statewide Preservation Conference](#)
 [Financial Analysis](#)
- 11 [RES](#)
 [18-1688](#) Setting a public hearing date of November 7, 2018 for the 2019 Sanitary Sewer Rates and 2019 Storm Sewer System Charges.
- Sponsors:* Brendmoen
- 12 [RES](#)
 [18-1663](#) Approving adverse action against the Tree Trimmer & 1 Vehicle and Tree Trimmer - Each Additional Vehicle licenses held by Bratt Tree Company, Inc.
- Sponsors:* Brendmoen
- Attachments:* [Notice of Intent to Suspend Licenses with Affidavit of Service.pdf](#)
 [Letter to licensee dated July 18th 2018 with attachments.pdf](#)
 [License Group Comments Text and licensee information.pdf](#)
 [SPLC Section 310.05\(m\) - Presumptive Penalties](#)
- 13 [RES](#)
 [18-1665](#) Approving adverse action against the Tree Trimmer & 1 Vehicle and Tree Trimmer - Each Additional Vehicle licenses held by Ivan's Tree Service, LLC.
- Sponsors:* Brendmoen
- Attachments:* [Notice of Intent to Suspend Licenses with Affidavit of Service.pdf](#)
 [Letter to licensee dated July 18th 2018 with attachmets.pdf](#)
 [License Group Comments Text with licensee information.pdf](#)
 [SPLC Section 310.05\(m\) - Presumptive Penalties](#)
- 14 [RES](#)
 [18-1666](#) Approving adverse action against the Tree Trimmer & 1 Vehicle and Tree Trimmer - Each Additional Vehicle licenses held by Shorewood Tree Service, LLC.
- Sponsors:* Brendmoen
- Attachments:* [Notice of Intent to Suspend Licenses with Affidavit of Service.pdf](#)
 [Letter to licensee dated July 18th 2018 with attachments.pdf](#)
 [License Group Comments and licensee information.pdf](#)
 [SPLC Section 310.05\(m\) - Presumptive Penalties.pdf](#)

- 15 [RES](#)
[18-1667](#) Approving adverse action against the Tree Trimmer & 1 Vehicle and Tree Trimmer - Each Additional Vehicle licenses held by Xtreme Tree Team, Inc. d/b/a Xtreme Tree.

Sponsors: Brendmoen

Attachments: [Notice of Intent to Suspend Licenses with Affidavit of Service.pdf](#)
[Letter to licensee dated July 18th 2018 with attachments.pdf](#)
[License Group Comments Text with licensee information.pdf](#)
[SPLC Section 310.05\(m\) - Presumptive Penalties.pdf](#)

- 16 [RES](#)
[18-1628](#) Setting a public hearing date of November 7, 2018 for the 2019 Water Charges.

Sponsors: Brendmoen

FOR DISCUSSION

- 17 [RES PH](#)
[18-296](#) Approving adverse action against the Second Hand Dealer license application submitted by Thrifty Nifty, LLC, d/b/a Thrifty Nifty at 741 University Avenue West. (Public hearing held October 3)

Sponsors: Thao

Attachments: [Notice of Council Hearing with Affidavit of Service sent September 19th 2018.pdf](#)
[Uncontested License Matter Coversheet.pdf](#)
[License Application dated August 8th 2018.pdf](#)
[Notarized Personal Affidavit dated August 10th 2018.pdf](#)
[Email from Sergeant Stanway with background check informatino dated August](#)
[Criminal-Traffic-Petty Case Records Search Results from MNCIS Systems date](#)
[Notice of Intent to Deny License with Affidavit of Service dated September 6th 2](#)
[Letter from licensee requesting a public hearing dated September 11th 2018.pdf](#)
[License Group Comments Text and licensee information from ECLIPS System c](#)
[Saint Paul Legislative Code Section 310.06.pdf](#)

- 18 [RLH RR
18-38](#) Ordering the rehabilitation or razing and removal of the structures at 610 SAINT ALBANS STREET NORTH within fifteen (15) days after the September 26, 2018 City Council public hearing. (Public hearing held September 26) (Amend to remove within 15 days)

Sponsors: Thao

Attachments: [610 St Albans St N.OTA 5-23-18](#)

[610 St Albans St N.PH 7-23-18](#)

[610 St Albans St N.Code Compliance Report 10-19-17](#)

[610 St Albans St N.SHPO Form 6-1-18](#)

[610 St Albans St N.Photos 5-17-18](#)

[610 St Albans St N.Photo Doc #1.10-6-14](#)

[610 St Albans St N.Photo Doc #2.10-6-14](#)

[610 St Albans St N.Photo Doc #3.10-6-14](#)

[610 St Albans St N.Condemnation.8-11-14](#)

[610 St Albans St N.Photos.8-11-14](#)

[610 Saint Albans St N.FTA RR-Ltr.9-4-18](#)

[610 Saint Albans St N.Askar Ltr.9-6-18.doc](#)

[610 Saint Albans St N.Askar Revised Ltr.9-7-18.doc](#)

[610 Saint Albans St. N.McLemore Construction Sworn Construction Statement.](#)

[610 Saint Albans St. N.BNC National Bank Pre-Approved Letter.8-16-18.pdf](#)

[610 Saint Albans St. N.McLemore Construction Letter Projected Timeline for Rel](#)

[610 Saint Albans St. N.Naylor Email.9-25-18.pdf](#)

[610 Saint Albans St N.Askar Ltr.9-26-18.doc](#)

[610 St Albans St N.BNC Natl Bank Email.9-28-18](#)

[610 St Albans St N.Subcontractor Bids.9-28-18](#)

[610 St Albans St N.Electrical Bid.5-14-18](#)

[610 St Albans St N.McLemore Time Line.10-1-18](#)

[610 St Albans St N.Moermond-Luckett Email.10-1-18](#)

[610 St Albans St N.Financial Documentation.10-3-18](#)

[610 St. Albans St N.Revised Work Plan.10-3-18](#)

[610 Saint Albans St. N.chain emails.10-3-18.pdf](#)

[610 Saint Albans St. N.chain emails.10-8-18.pdf](#)

[610 Saint Albans St. N.Affidavit.10-3-18.pdf](#)

[610 Saint Albans St. N.MGIC Notice of Loan Approval.8-20-18.pdf](#)

[610 Saint Albans St. N.Appraisal Report.10-8-18.pdf](#)

[610 Saint Albans St. N.Construction Items.pdf](#)

[610 Saint Albans St. N.McLemore Construction Sworn Construction Statement.](#)

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

- 19 [Ord 18-28](#) Amending Chapters 65 and 66 of the Legislative Code pertaining to Accessory Dwelling Units.

Sponsors: Brendmoen and Henningson

Attachments: [City Council Resolution](#)

[Planning Commission Report \(final\)](#)

[Planning Commission Minutes 4-20-2018](#)

[Written Testimony](#)

[Planning Commission Resolution](#)

[Table 66.221](#)

[Union Park District Council Letter 05-02-18](#)

[Macalester Grove Community Council Letter](#)

[SPAAR ADU Support Letter to St. Paul City Council](#)

[HDC Resolution in Support of ADUs 07192018](#)

[D1 Letter of Support 8-1-18](#)

[SHA Comment ADU Ordinance 8.10.18](#)

[SHA - ADU public comments](#)

[MN-OZA Letter](#)

[FHFund Letter - ADUs - Saint Paul Aug 2018](#)

[ACOA Support ADU August 2018](#)

[ADU Presentation City Council \(final\) \)](#)

[Arlandson letter re ADUs](#)

[Comment rec'd by Council re ADUs](#)

[ADU Amendment 10-10-18](#)

Second Reading

- 20 [Ord 18-50](#) Amending Section 409.08 of the Legislative Code to prohibit licensees of exclusive liquor stores which sell tobacco, tobacco-related devices, electronic delivery device, or nicotine or lobelia delivery products from allowing persons under eighteen (18) years of age from entering the store.

Sponsors: Noecker

Attachments: [Notice of Public Hearing - Sec. 409.08 Off-Sale Youth Access Amendment 0912](#)

- 21 [Ord 18-51](#) Granting the application of Dorothy Gherity to rezone the property at 418 Sherburne Avenue from R4 Single Family Residential to T2 Traditional Neighborhood, and amending Chapter 60 of the Legislative Code pertaining to the zoning map.

Sponsors: Thao

Attachments: [Staff Report](#)

[Application Documents](#)

[Maps](#)

[Minutes](#)

[PC Resolution](#)

[Extension Letter](#)

- 22 [Ord 18-52](#) Establishing a Community Advisory Committee for the position of Director of Human Rights and Equal Economic Opportunity pursuant to the provisions Section 11.01 of the Administrative Code.

Sponsors: Brendmoen

Attachments: [Community Panelists - HREEO](#)

BUDGET AMENDMENT PUBLIC HEARINGS

- 23 [RES PH 18-303](#) Amending the 2018 budgets in the Public Works Streets General Fund and the Street Maintenance Program.

Sponsors: Brendmoen

Attachments: [2018 ROW Resolution- 10-1-18 FINAL.xlsx](#)

SUSPENSION ITEM

- [RES 18-1753](#) Proclaiming Saturday, October 13, 2018 as Lieutenant Colonel Kou B. Vang Day in the City of Saint Paul.

Sponsors: Thao

LEGISLATIVE HEARING CONSENT AGENDA

Items listed under the Consent Agenda will receive a combined public hearing and be enacted by one motion with no separate discussion. Items may be removed from the Consent Agenda for a separate public hearing and discussion if desired.

- 24 [RLH SAO 18-59](#) Appeal of Ronald Staeheli to a Summary Abatement Order at 358 ARBOR STREET.

Sponsors: Noecker

Attachments: [358 Arbor St.appeal.8-27-18](#)

[358 Arbor St.Staeheli Ltr.9-7-18.doc](#)

- 25 [RLH VBR
18-61](#) Appeal of Shirzad Raimi to a Vacant Building Registration Requirement at 370 BATES AVENUE.
- Sponsors:** Prince
- Attachments:** [370 Bates Ave.appeal.8-24-2018](#)
 [370 Bates Ave.Photos.8-12-18](#)
 [370 Bates Ave.Raimi Ltr.9-7-18.doc](#)
- 26 [RLH VO
18-44](#) Appeal of William Dunnigan to a Notice of Condemnation-Unfit for Human Habitation-Order to Vacate at 754 BLAIR AVENUE.
- Sponsors:** Thao
- Attachments:** [754 Blair Ave.appeal.8-16-18](#)
 [754 Blair Ave.photos 8-8-18](#)
 [754 Blair Ave.Owner Photos.8-28-18](#)
 [754 Blair Ave.Owner Property Info.8-28-18](#)
 [754 Blair Ave.Code Compl Insp Rpt.12-10-1992](#)
 [754 Blair Ave.Neis Email.8-30-18](#)
 [754 Blair Ave E.Dunnigan Ltr.9-4-18](#)
 [754 Blair Ave E.Dunnigan Ltr.9-14-18.doc](#)
 [754 Blair Ave.Neis-Soley-Moermond Email.9-17-18](#)
 [754 Blair Ave.Dunnigan Ltr.9-20-18.doc](#)
 [754 Blair Ave.Revised Condemnation Order.9-25-18.pdf](#)
 [754 Blair Ave.Dunnigan Ltr.9-26-18.doc](#)
- 27 [RLH FCO
18-166](#) Appeal of Asha Raleigh to a Fire Inspection Correction Notice at 1043 CONWAY STREET.
- Sponsors:** Prince
- Attachments:** [1043 Conway St.appeal.9-6-18](#)
 [1043 Conway St.photos 8-30-18](#)
 [1043 Conway St.Raleigh Ltr.9-14-18.doc](#)

- 28** [RLH RR
18-39](#) Ordering the rehabilitation or razing and removal of the structures at 1049 EDGERTON STREET within fifteen (15) days after the October 10, 2018 City Council public hearing. (Public hearing to be continued to October 24 with a Legislative hearing on October 23)
- Sponsors:** Brendmoen
- Attachments:** [1049 Edgerton St.OTA 5-21-18](#)
[1049 Edgerton St.PH 8-3-18](#)
[1049 Edgerton St.SHPO Form 5-23-18](#)
[1049 Edgerton St.Photos 12-8-16](#)
[1049 Edgerton St.Photos.4-27-18](#)
[1049 Edgerton St.Fire C of O Revocation.11-30-16](#)
[1049 Edgerton St.Flyckt R-R Ltr.9-13-18.doc](#)
[1049 Edgerton St.CCI Application Fee.pdf](#)
[1049 Edgerton St.Flyckt-Vang Email.10-8-18](#)
- 29** [RLH VBR
18-59](#) Appeal of John Kellermann Jr. to a Vacant Building Registration Notice at 1349 EDGERTON STREET.
- Sponsors:** Brendmoen
- Attachments:** [1349 Edgerton St.appeal.8-23-2018](#)
[1349 Edgerton St.photos.8-15-2018](#)
[1349 Edgerton St.Kellermann Ltr.9-7-18.doc](#)
- 30** [RLH VBR
18-67](#) Appeal of Charnell Hudson to a Vacant Building Registration Notice at 134 ELIZABETH STREET EAST.
- Sponsors:** Noecker
- Attachments:** [134 Elizabeth St E.appeal.9-11-18](#)
[134 Elizabeth St E.photos 8-28-18](#)
[134 Elizabeth St.emails.8-20-18.pdf](#)
[134 Elizabeth St E.Hudson Ltr.9-14-18.doc](#)

- 31 [RLH FCO](#) Appeal of Wayne Young to a Correction Notice-Reinspection Complaint at
[18-106](#) 949 FOREST STREET.

Sponsors: Bostrom

Attachments: [949 Forest St.appeal.7-5-18](#)
[949 Forest St.Photos.3-9-18](#)
[949 Forest St.Photos.10-4-17](#)
[949 Forest St.Photos.6-23-17](#)
[949 Forest St.Affidavit.7-30-18.pdf](#)
[949 Forest St.Inspection Appt email.5-26-10.pdf](#)
[949 Forest St.Lee Johnson Ltr.2-10-17.pdf](#)
[949 Forest St.Young Ltr.8-3-18.doc](#)
[949 Forest St.Young Ltr.9-7-18.doc](#)

- 32 [RLH VBR](#) Appeal of Anh Pham to a Vacant Building Registration Notice at 721
[18-64](#) JACKSON STREET.

Sponsors: Brendmoen

Attachments: [721 Jackson St.appeal.8-30-18](#)
[721 Jackson St.photos 8-14-18](#)
[721 Jackson St.Moermond Email.9-12-18](#)
[721 Jackson St.Pham & Zadow Ltr.9-27-18.doc](#)

- 33 [RLH CO](#) Appeal of Derald Theis to a Correction Notice at 1365 MARION STREET.
[18-36](#)

Sponsors: Brendmoen

Attachments: [1365 Marion St.appeal.9-17-18](#)
[1365 Marion St.Owner Photos.9-25-18.pdf](#)
[1365 Marion St.FRA-Dor Inc. Receipts.9-24-18.pdf](#)
[1365 Marion St.Permit and Photo.6-5-18](#)
[1365 Marion St.Aerial Map](#)
[1365 Marion St.Photos.9-24-18](#)
[1365 Marion St.Theis Ltr.10-4-18.doc](#)

- 34 [RLH FCO](#) Appeal of Evan Bibbee to a Fire Inspection Correction Notice at 1060
[18-160](#) MATILDA STREET.

Sponsors: Brendmoen

Attachments: [1060 Matilda St.appeal.8-31-18](#)
[1060 Matilda Street.Photos.8-16-18](#)
[1060 Matilda St.Bibbee Ltr.9-14-18.doc](#)

- 35** [RLH VBR
18-62](#) Appeal of Marjorie Pitz to a Vacant Building Registration Fee Warning Letter at 664 PLUM STREET.
- Sponsors:** Prince
- Attachments:** [664 Plum St.appeal.8-24-18](#)
 [664 Plum St.Pitz Ltr.9-7-18.doc](#)
- 36** [RLH VO
18-49](#) Appeal of Lynn Fagerness to a Revocation of Fire Certificate of Occupancy and Order to Vacate at 1127 RAYMOND AVENUE.
- Sponsors:** Jalali Nelson
- Attachments:** [1127 Raymond Ave. appeal.9-13-18](#)
 [1127 Raymond Ave.photos.6-1-18](#)
 [1127 Raymond Ave.photos.8-17-18](#)
 [1127 Raymond Ave.Tenant Letters.9-18-18.pdf](#)
 [1127 Raymond Ave.Moermond Email.9-18-18](#)
 [1127 Raymond Ave.Tenant Letters.9-18-18.pdf](#)
 [1127 Raymond Ave.Fagerness Ltr.9-20-18.doc](#)
 [1127 Raymond Ave.Fagerness Ltr.9-27-18.doc](#)
- 37** [RLH VBR
18-56](#) Appeal of Gonzo Guerra, Connection Realty, to a Vacant Building Registration Notice at 1056 REANEY AVENUE.
- Sponsors:** Prince
- Attachments:** [1056 Reaney Ave.appeal.8-14-18](#)
 [1056 Reaney Ave.Fire C of O Revocation.4-25-18](#)
 [1056 Reaney Ave.Photos.4-11-18](#)
 [1056 Reaney Ave.Plumbing Permit Ap Notes ao 8-15-18](#)
 [1056 Reaney Ave.Guerra Ltr.9-4-18](#)
 [1056 Reaney Ave.Guerra Ltr.9-14-18.doc](#)
- 38** [RLH VBR
18-63](#) Appeal of Christopher Weltzien to a Vacant Building Registration Renewal Notice at 1960 ROME AVENUE.
- Sponsors:** Tolbert
- Attachments:** [1960 Rome Ave.appeal.8-28-2018](#)
 [1960 Rome Ave.Weltzien Ltr.9-7-18.doc](#)
- 39** [RLH VBR
18-66](#) Appeal of Roger Cheatham to a Vacant Building Registration Notice at 1895 SAINT ANTHONY AVENUE.
- Sponsors:** Jalali Nelson
- Attachments:** [1895 St. Anthony Ave.appeal.8-30-2018](#)
 [1895 Saint Anthony Ave.Fire C of O Revocation.8-9-18](#)
 [1895 Saint Anthony Ave.Photos.8-9-18](#)
 [1895 St Anthony Ave.Cheatham Ltr.9-14-18.doc](#)

- 40 [RLH TA
18-533](#) Deleting the Appealed Special Tax Assessment for property at 796 VAN BUREN AVENUE. (File No. J1812A, Assessment No. 188532)

Sponsors: Thao

Attachments: [796 Van Buren Ave.SA Letter.3-19-18.pdf](#)

[796 Van Buren Ave.Photo.4-2-18.pdf](#)

ADJOURNMENT

Council Meeting Information

The City Council is paperless which saves the environment and reduces expenses. The agendas and Council files are all available on the Web (see below). Council members use iPads to review the files during the meeting. Using the iPad greatly reduces costs since most agendas, including the documents attached to files, are over 1000 pages when printed.

Web

Meetings are available on the Council's website. Email notification and web feeds (RSS) of newly released minutes, agendas, and meetings are available by subscription. Visit www.stpaul.gov/council for meeting videos and updated copies of the agendas, minutes, and supporting documents.

Cable

Meetings are live on St Paul Channel 18 and replayed on Thursdays at 5:30 p.m., Saturdays at 12:30 p.m., and Sundays at 1:00 p.m. (Subject to change)

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