



# 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 Melvin Carter III*  
*Councilmember Pat Harris*  
*Councilmember Lee Helgen*  
*Councilmember Russ Stark*  
*Councilmember Dave Thune*

---

Wednesday, April 27, 2011

3:30 PM

Council Chambers - 3rd Floor

---

#### ROLL CALL

- Present** 4 - Councilmember Pat Harris, Councilmember Lee Helgen, City Council President Kathy Lantry and Councilmember Russ Stark
- Absent** 3 - Councilmember Dan Bostrom, Councilmember Melvin Carter III and Councilmember Dave Thune

*Council members Bostrom, Carter and Thune arrived after roll call.*

*Council President Lantry asked that Public Works staff members injured in an accident the previous day be kept in thoughts and prayers.*

#### 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

*Councilmember Bostrom moved approval of the Consent Agenda.*

#### Consent Agenda adopted

**Yea:** 7 - Councilmember Bostrom, Councilmember Carter III, Councilmember Harris, Councilmember Helgen, City Council President Lantry, Councilmember Thune and Councilmember Stark

**Nay:** 0

- 1      **Min 11-11**      Approving the minutes of the March 2, 9, 16 and 23 City Council meetings.

**Sponsors:**      Lantry

**Adopted**

- 2        **RES 11-656**        Approving Labor Agreements of the Independent School District No. 625 and Lakes and Plains Regional Council of Carpenters and Joiners (May 1, 2010 - April 30, 2013); Cement Mason, Plasterers and Shophands Local 633 (May 1, 2010 - April 30, 2013); United Union of Roofers, Waterproofers, and Allied Workers - Local Union No. 96 (May 1, 2010 - April 30, 2013); AFSCME District Council 5 - Local 844, Clerical and Technical Workers (July 1, 2010 - June 30, 2012); Minnesota School Employees Association representing Classified Confidential Employees Association (July 1, 2010 - June 30, 2012); International Union of Operating Engineers, Local No. 70 (July 1, 2010 - June 30, 2012); and Tri-Council Local 49, Local 120 and Local 132 - Drivers, Grounds, and Labor employees and Heavy Equipment Operators (July 1, 2010 - June 30, 2012). (Laid over from April 20 for adoption)

**Sponsors:**        Lantry

**Adopted**

- 3        **RES 11-749**        Approving the Wage and Fringe Adjustment (January 1, 2011) between the City of Saint Paul and The Sprinkler-Fitters, Local 417. (Laid over from April 20 for adoption)

**Sponsors:**        Lantry

**Adopted**

- 4        **RES 11-796**        Accepting the gift of dinner and lodging from the Saint Paul Hotel for the annual Karl Neid Community Involvement Award.

**Sponsors:**        Lantry and Bostrom

**Adopted**

- 5        **RES 11-765**        Authorizing the Police Department to enter into an agreement with the State of Minnesota, Second Judicial District, to obtain citation records in electronic format.

**Sponsors:**        Lantry

**Adopted**

- 6        **RES 11-766**        Authorizing the Police Department to enter into an agreement with the Public Housing Agency (PHA) of the City of Saint Paul to continue the "A Community Outreach Program" (ACOP) from April 1, 2011 through March 31, 2012.

**Sponsors:**        Lantry

**Adopted**

- 7        **RES 11-767**        Authorizing the Police Department to remit an amount not to exceed \$10,000 to cover expenses incurred from various recognition ceremonies held throughout the year at various places and times.

**Sponsors:**        Lantry

**Adopted**

- 8      **RES 11-769**      Approving the Department of Parks and Recreation's request to apply for grant funds for youth development with the City's Sprockets Program.
- Sponsors:**      Lantry
- Adopted**
- 9      **RES 11-786**      Authorizing the Department of Planning and Economic Development to apply to the Department of Employment and Economic Development for Contamination and Cleanup Grants and to the Metropolitan Council for Tax Base Revitalization Grants for the Pioneer Endicott Phase II, Schmidt Brewery Phase II, Chittenden Eastman Building, West 7th Housing Project, Starky Building, the East Seventh and Reany, Nova Classical Academy, Rayette Ramp, and Cochrane-Breshnahan Building sites.
- Sponsors:**      Lantry
- Adopted**
- 10     **RES 11-783**      Memorializing City Council action taken March 2, 2011 for properties at 1187 Woodbridge Street and 1641 Conway Street.
- Sponsors:**      Lantry and Helgen
- Adopted**
- 11     **RES 11-784**      Memorializing City Council action taken March 16, 2011 for properties at 256 Marshall Avenue, 878 Clark Street, and 864 Marion Street.
- Sponsors:**      Helgen and Carter III
- Adopted**
- 12     **RES 11-789**      Memorializing City Council action taken on April 6, 2011, upholding the decision of the Board of Zoning Appeals and denying the appeal of Tuan J. Pham for a variance of the River Corridor setback standards in order to allow an existing statue structure in the rear yard on the bluff side of the property to remain on the property commonly known as 231 Isabel Street West in Saint Paul.
- Sponsors:**      Thune
- Adopted**
- 13     **RES 11-706**      Preliminary Order setting the date of Public Hearing for May 18, 2011 for the improvement of Payne Avenue from Cook to Orange.
- Sponsors:**      Bostrom
- Adopted**
- 14     **RES 11-776**      Reducing the assessment for Property Clean Up services from December 28, 2010 to January 28, 2011 at 602 Mendota Street (aka 889 Fifth Street) (File No. J1110A, Assessment No. 118034).
- Sponsors:**      Lantry
- Adopted**

- 15      **RES 11-562**      Reducing the assessment for Tree Removal services during the month of October 2010 at 1986 St. Clair Avenue. (File No. 1103T, Asmt No. 119090).

**Sponsors:**      Stark

**Adopted**

- 16      **RES 11-561**      Deleting the assessment for Tree Removal services in October 2010 at 1348 THIRD STREET EAST. (File No. 1103T, Assessment Number 119090)

**Sponsors:**      Lantry

**Adopted**

#### **FOR DISCUSSION**

- 17      **RES 11-49**      Approving the application with conditions, per the Deputy Legislative Hearing Officer, for Gas Station, Cigarette/Tobacco, Restaurant (1) - No Seats, and Retail Food (C) - Grocery 1001-3000 sq. ft., for Northern Tier Retail LLC, d/b/a Superamerica #4151 (ID #20100004247) at 1580 Ford Parkway. (Laid over from February 23)

**Sponsors:**      Harris

*Councilmember Harris moved approval with amended license conditions.*

**Adopted as amended**

**Yea:** 7 - Councilmember Bostrom, Councilmember Carter III, Councilmember Harris, Councilmember Helgen, City Council President Lantry, Councilmember Thune and Councilmember Stark

**Nay:** 0

- 18      **RES 11-237**      Approving the application with conditions, per the Legislative Hearing Officer, for a Gas Station, Malt Off Sale, Cigarette/Tobacco, Restaurant (1) - No Seats, and Retail Fd (C) Grocery 1001-3000 sq ft licenses (Note: this is for a change in ownership of an existing location), for Northern Tier Retail LLC, doing business as Superamerica #4358 (ID #20100004249) at 756 Snelling Avenue North. (Laid over from February 23)

**Sponsors:**      Stark

*Councilmember Stark moved approval with amended license conditions.*

**Adopted as amended**

**Yea:** 7 - Councilmember Bostrom, Councilmember Carter III, Councilmember Harris, Councilmember Helgen, City Council President Lantry, Councilmember Thune and Councilmember Stark

**Nay:** 0

**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 11-30**     Amending Chapter 28 of the Saint Paul Legislative Code regarding campaign financial reports.
- Sponsors:**     Helgen
- Councilmember Helgen moved approval.*
- Adopted**
- Yea:** 7 - Councilmember Bostrom, Councilmember Carter III, Councilmember Harris, Councilmember Helgen, City Council President Lantry, Councilmember Thune and Councilmember Stark
- Nay:** 0
- 20     **Ord 11-31**     Amending Chapter 30 of the Saint Paul Legislative Code pertaining to election signs.
- Sponsors:**     Helgen
- Councilmember Helgen moved approval.*
- Adopted**
- Yea:** 7 - Councilmember Bostrom, Councilmember Carter III, Councilmember Harris, Councilmember Helgen, City Council President Lantry, Councilmember Thune and Councilmember Stark
- Nay:** 0
- 21     **Ord 11-33**     Repealing Administrative Code Chapter 96 pertaining to collection of registered bills, to replace it with an updated Chapter 96 pertaining to accounts receivable and clarifying certain procedures for collection.
- Sponsors:**     Lantry
- Councilmember Thune moved approval.*
- Adopted**
- Yea:** 7 - Councilmember Bostrom, Councilmember Carter III, Councilmember Harris, Councilmember Helgen, City Council President Lantry, Councilmember Thune and Councilmember Stark
- Nay:** 0

- 22      **Ord 11-34**      Amending Chapter 246 of the Saint Paul Legislative Code pertaining to the regulation of drinking on streets and in parks.

**Sponsors:**      Lantry

*Councilmember Thune moved approval.*

**Adopted**

**Yea:** 7 - Councilmember Bostrom, Councilmember Carter III, Councilmember Harris, Councilmember Helgen, City Council President Lantry, Councilmember Thune and Councilmember Stark

**Nay:** 0

**Second Reading**

- 23      **Ord 11-40**      Amending Charter Section § 7.10 regarding the Canvass of Election Returns.

**Sponsors:**      Lantry

**Laid over to May 4 for third reading/public hearing**

**SUSPENSION ITEMS**

*Councilmember Carter moved suspension of the rules.*

**Rules suspended**

**Yea:** 7 - Councilmember Bostrom, Councilmember Carter III, Councilmember Harris, Councilmember Helgen, City Council President Lantry, Councilmember Thune and Councilmember Stark

**Nay:** 0

- RES 11-845**      Accepting the gift of travel from the Harlem Children's Zone for Councilmember Melvin Carter III to participate in a meeting in Washington D.C. on May 3, 2011 to discuss the Saint Paul Promise Neighborhood initiative.

**Sponsors:**      Carter III

*Councilmember Carter moved approval.*

**Adopted**

**Yea:** 7 - Councilmember Bostrom, Councilmember Carter III, Councilmember Harris, Councilmember Helgen, City Council President Lantry, Councilmember Thune and Councilmember Stark

**Nay:** 0

*Councilmember Carter congratulated the Council on the event of the previous day's signing of the full funding grant agreement for the Central Corridor Light Rail project.*

## **ADJOURNMENT**

*Councilmember Carter moved to adjourn the meeting at 3:37 p.m.*

### **Meeting adjourned**

**Yea:** 7 - Councilmember Bostrom, Councilmember Carter III, Councilmember Harris, Councilmember Helgen, City Council President Lantry, Councilmember Thune and Councilmember Stark

**Nay:** 0

## **Council Meeting Information**

### **Web**

Meetings are available on the Council's website. Email notification and web feeds (RSS) of newly released Minutes, Agendas and Meetings are available by subscription. Please visit [www.stpaul.gov/council](http://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)