



# City of Saint Paul

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

## Meeting Agenda City Council

*Council President Kathy Lantry*  
*Councilmember Dan Bostrom*  
*Councilmember Melvin Carter III*  
*Councilmember Pat Harris*  
*Councilmember Lee Helgen*  
*Councilmember Russ Stark*  
*Councilmember Dave Thune*

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Wednesday, September 14, 2011

3:30 PM

Council Chambers - 3rd Floor

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### ROLL CALL

### COMMUNICATIONS & RECEIVE/FILE

- 1      [AO 11-35](#)      Amending the 2011 spending budget for the Recreation Service Area One Special Fund.  
**Attachments:**      [23181 Budget Resolution Financial Analysis.xls](#)

### 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.**

- 2      [RES 11-1711](#)      Approving the Maintenance Labor Agreement (May 1, 2011 - April 30, 2013) between the City of Saint Paul and the International Union of Painters and Allied Trades District Council 82. (To be laid over one week for adoption)  
**Sponsors:**      Lantry  
**Attachments:**      [2011-2013 Painters Contract.pdf](#)  
   [2011 2013 Painters Summary Agreement Sheet.pdf](#)
- 3      [RES 11-1662](#)      Approving the Maintenance Labor Agreement (May 1, 2011 - April 30, 2014) between the City of Saint Paul and the Sheet Metal Workers International Association, Local 10. (Laid over from September 7 for adoption.)  
**Sponsors:**      Lantry  
**Attachments:**      [2011 2014 Sheet Metal Workers Contract.pdf](#)  
   [2011 2014 Sheet Metal Wkrs Agree Summary.pdf](#)

- 4      [RES 11-1740](#)      Changing the rate of pay for the classifications of Parks and Recreation Manager, occ code 287A, and Parks and Recreation Design Manager, occ code 269B, from Grade 026 to Grade 028, in the Saint Paul Supervisors Organization, Employee Group 09 Salary Schedule.  
**Sponsors:**      Lantry  
**Attachments:**      [Parks & Rec Mgr Financial Analysis.pdf](#)
- 5      [RLH TA 11-319](#)      Amending Council File RLH AR 11-16 to delete the assessment for Graffiti Removal Services from January 18 to February 9, 2011 at 1696 GRAND AVENUE. (File No. J1110P, Assessment No. 118052)  
**Sponsors:**      Harris
- 6      [RES 11-1735](#)      Amending Council Files RLH AR 11-40 and RLH TA 11-158 to delete the assessment for Excessive Inspection Services billed from March 14 to April 9, 2011 at 1270 CLEVELAND AVENUE SOUTH. (File No. J1108E, Assessment No. 118084)  
**Sponsors:**      Harris
- 7      [RES 11-1736](#)      Setting the date of Public Hearing for October 5, 2011 for ratification of 2011 Right-of-Way Maintenance Assessment Program charges to be assessed against benefited properties.  
**Sponsors:**      Lantry  
**Attachments:**      [2011 ROW Notice of Public Hearing](#)
- 8      [RES 11-1739](#)      Setting the date of Public Hearing for November 2, 2011 for proposal of the 2012 Right-of-Way Maintenance Assessment Program.  
**Sponsors:**      Lantry  
**Attachments:**      [2012 ROW Notice of Public Hearing](#)
- 9      [RES 11-1742](#)      Approving the use of Neighborhood STAR Year-Round Program funds for projects in Ward 2, 4 and 5.  
**Sponsors:**      Thune, Stark and Helgen  
**Attachments:**      [Aug 10 - 2011 - STAR Board Memo.pdf](#)
- 10     [RES 11-1759](#)      Approving adverse action against the Solid Waste Hauler & Vehicle license held by William J. Horrigan, d/b/a Horrigan Hauling at 321 Arlington Avenue East.  
**Sponsors:**      Helgen  
**Attachments:**      [Letter dated June 6th 2011.pdf](#)  
   [Renewal Invoice.pdf](#)  
   [Notice of Intent to Suspend License.pdf](#)  
   [Email dated July 27th 2011.pdf](#)  
   [SPLC Section 310.05 \(m\).pdf](#)

- 11     **RES 11-1760**    Approving adverse action against the Taxicab Driver (Provisional) license application submitted by Lester Owens for the City of Saint Paul.
- Sponsors:**     Lantry
- Attachments:**    [License application.pdf](#)  
                              [Receipt for License Application.pdf](#)  
                              [Conviction record in MNCIS.pdf](#)  
                              [Notice of Intent to Deny License.pdf](#)  
                              [Minn. Stat. Section 152.021 \(2010\).pdf](#)  
                              [SPLC Section 376.16.pdf](#)
- 12     **RES 11-1761**    Approving adverse action against all licenses held by Donald L. Coury, d/b/a St. Paul Flatbread at 439 Robert Street South.
- Sponsors:**     Thune
- Attachments:**    [St Paul Flatbread Request for License Adverse Action.pdf](#)  
                              [St Paul Flatbread Notice of Violation.pdf](#)  
                              [St Paul Flatbread Correction Email dated July 22nd 2011.pdf](#)  
                              [MN Admin Rules part 4626.0395.pdf](#)  
                              [SPLC Section 331A.11.pdf](#)  
                              [SPLC Section 310.05 \(m\).pdf](#)
- 13     **RES 11-1733**    Authorizing the Fire Department to accept a donation of \$300.00 from the Residential Mortgage Group (RMG) Inc. to continue to provide public safety services and community education.
- Sponsors:**     Lantry
- Attachments:**    [RMG Donation.xls](#)
- 14     **RES 11-1772**    Authorizing the Police Department to enter into an agreement with the State of Minnesota, Century College for Peace Officers and Standards Training Board (POST) approved training.
- Sponsors:**     Lantry
- Attachments:**    [Century College.pdf](#)
- 15     **RES 11-1775**    Authorizing the Police Department to enter into an agreement with Sibley Plaza Limited Partners to lease 1,969 square feet of space at Sibley Plaza, 2447 West 7th Street, for use as a Police Department sub-station.
- Sponsors:**     Lantry
- Attachments:**    [Sibley Plaza Lease.pdf](#)
- 16     **RES 11-1788**    Authorizing the Department of Parks and Recreation to apply for and, if awarded, accept grant funds in the amount of \$150,000 from the Minnesota State Arts Board for recreation center youth programs.
- Sponsors:**     Lantry

- 17     [RES 11-1773](#)    Acknowledging receipt of the District Cooling rate change proposal and assigning a rate review team.  
          Sponsors:     Lantry  
          Attachments:    [Attachment A: Cooling Rate Change Request.pdf](#)
- 18     [RES 11-1776](#)    Acknowledging receipt of the District Heating rate change proposal and assigning a rate review team.  
          Attachments:    [Attachment A: Heating Rate Change Request.pdf](#)
- 19     [RES 11-1785](#)    Approving and ratifying the expenditures and donations for the 2011 City Employee Cookout held at the Como Park East Picnic Pavilions on August 15, 2011.  
          Sponsors:     Lantry  
          Attachments:    [RES #11-1042.pdf](#)  
                              [2011 Cookout Expenditures.pdf](#)  
                              [2011 Cookout Donations.pdf](#)  
                              [Administrative Code Section 41.03.pdf](#)
- 20     [RES 11-1689](#)    Recognizing Constitution Week, September 17 - 23, 2011.  
          Sponsors:     Lantry
- 21     [RES 11-1803](#)    Recognizing the outstanding service of John Vomastek.  
          Sponsors:     Helgen

#### FOR DISCUSSION

The Council will recess and convene as the Library Board to consider the following item:

**RES 11-1796 Requesting that the City levy property taxes for the Library Agency.**

The Library Board will adjourn and the Council will reconvene.

- 22     [RES 11-1804](#)    Setting the 2012 maximum property tax levy for the City of Saint Paul.  
          Sponsors:     Lantry  
          Attachments:    [Blees email.pdf](#)

The Council will recess and the HRA will reconvene to consider the following item:

**RES 11-1782 Certifying the proposed HRA tax levy payable in 2012.**

The HRA will adjourn and the Council will reconvene.

- 23     [RES 11-1784](#)     Certifying the proposed Housing and Redevelopment Authority tax levy payable in 2012.  
**Sponsors:**     Thune
- 24     [AHPC 11-1](#)     Public hearing to consider the appeal of Shari Wilsey and Susan Foote to a decision of Heritage Preservation Commission Staff for conditionally approving a 78 feet by 34 feet galvanized steel panel fence with cedar posts and top in the front yard at 797 Summit Avenue, House of Hope Presbyterian Church, Hill Historic District. (Laid over from August 10)  
**Sponsors:**     Carter III  
**Attachments:**   [797 Summit, Ground for Appeal](#)  
                          [797 Summit, Certificate of Approval for Work](#)  
                          [797 Summit application materials](#)  
                          [SARPA testimony.pdf](#)  
                          [AHPC 11-1 Photos 797 Summit.pdf](#)  
                          [AHPC 11-1 Staff Repor 797 Summit.pdf](#)  
                          [AHPC 11-1 Testimony 797 Summit.pdf](#)

## 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

- 25     [Ord 11-74](#)     An interim ordinance preserving the status quo of land uses in the District 9 Planning Area for the purpose of augmenting the zoning study undertaken pursuant to Council File Ord 11-5.  
**Sponsors:**     Thune

- 26     **Ord 11-75**     Amending the Zoning Map as recommended in the District 9 Commercial Zoning Study.

**Sponsors:**     Thune

**Attachments:**   [D9commzngstudystaffmemo.pdf](#)  
[D9commzngstudypcrecs.pdf](#)  
[D0commzngstudypcres&mins.pdf](#)  
[D9CommZoningOrdAttachment A.xls](#)  
[District9CommercialZoningStudyProposed.pdf](#)  
[letter of objection.pdf](#)  
[D9 Rezoning City Council Myers-Rich letter.pdf](#)  
[Patrin letter.pdf](#)  
[Davidson email.pdf](#)  
[Wing email.pdf](#)  
[Fisher email.pdf](#)  
[Harris email.pdf](#)  
[Reid email.pdf](#)  
[Willson email for Ord 11-75 & Ord 11-76.pdf](#)

- 27     **Ord 11-76**     Amending the Zoning Map as recommended in the District 9 Residential Zoning Study.

**Sponsors:**     Thune

**Attachments:**   [Attachment A - Map Amendments.pdf](#)  
[Attachment B - Zoning Study Map.pdf](#)  
[Attachment C - D9 Residential Zoning Study.pdf](#)  
[Attachment D - Planning Commission Resolution.pdf](#)  
[Attachment E - Planning Commission Action Minutes.pdf](#)  
[Attachment F - Memo on PH Testimony.pdf](#)  
[Willson email for Ord 11-75 & Ord 11-76.pdf](#)

### Third Reading, No Public Hearing

- 28     **Ord 11-78**     Memorializing City Council action granting the application of Saint Paul Housing and Redevelopment Authority for the rezoning from I3 Restricted Industrial to T3M Traditional Neighborhood (Master Plan), T3 Traditional Neighborhood and I1 Light Industrial of 852 Hathaway Street and adjacent parcels, and amending Chapter 60 of the Saint Paul Legislative Code pertaining to the Saint Paul zoning map.

**Sponsors:**     Thune

**Attachments:**   [vicparkProposedZoning.pdf](#)  
[vicparkzoningParcels.xls](#)

**Second Reading**

- 29     [Ord 11-93](#)     Amending Chapter 310.05 of the Saint Paul Legislative Code to simplify matrix penalties for repeat violations.  
          Sponsors:     Lantry  
          Attachments:   [Chapter 310 Penalty Matrix.pdf](#)
- 30     [Ord 11-95](#)     Memorializing City Council action taken on August 17, 2011, granting the application to rezone property at 745 White Bear Avenue N from OS Office-Service to B2 Community Business and amending Chapter 60 of the Saint Paul Legislative Code pertaining to the Saint Paul zoning map. [Zoning File # 11-143721] [Public hearing held August 17, 2011].  
          Sponsors:     Lantry

**SUSPENSION ITEMS**

- [RES 11-1832](#)     Authorizing the Mayor to submit an application to the Department of Housing and Urban Development for a 2011 Community Challenge Planning Grant.  
          Sponsors:     Stark

**ADJOURNMENT****Council Meeting Information****Web**

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