



City of Saint Paul

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

Meeting Agenda City Council

*Council President Russ Stark
Councilmember Dan Bostrom
Councilmember Amy Brendmoen
Councilmember Bill Finney
Councilmember Dai Thao
Councilmember Dave Thune
Councilmember Chris Tolbert*

Wednesday, April 1, 2015

3:30 PM

Council Chambers - 3rd Floor

Public Hearings at 5:30 p.m.

Council Voting

The reader calls the names of all Councilmembers. A vote in favor is cast by remaining silent, and a vote against is cast by saying no or nay. When the voting is complete, the reader will state whether the motion passed or failed.

ROLL CALL

COMMUNICATIONS & RECEIVE/FILE

- 1 [CO 15-14](#) Letter from the Department of Safety and Inspections declaring 614 California Avenue East a nuisance property. (For notification purposes only; public hearings will be scheduled at a later date if necessary.)
Sponsors: Bostrom
Attachments: [614 California Ave E.OTA 2-17-15](#)
- 2 [CO 15-15](#) Letters from the Department of Safety and Inspections declaring 1181 Edgerton Street, 870 Fuller Avenue, 1839 St. Anthony Avenue, and 155 Wheelock Parkway East as nuisance properties. (For notification purposes only; public hearings will be scheduled at a later date if necessary.)
Sponsors: Brendmoen, Stark and Thao
Attachments: [1181 Edgerton St.OTA 3-6-15](#)
[870 Fuller Ave.OTA 3-6-15](#)
[1839 St. Anthony Ave.OTA 3-6-15](#)
[155 Wheelock Pkwy E.OTA 3-6-15](#)
- 3 [AO 15-32](#) Amending the 2014 spending budget in the Right of Way Fund, Traffic division accounting units.
Attachments: [Fund 230 ROW Traffic Financial Analysis Template 03-10-15](#)

- 4 [AO 15-35](#) Amending the CDBG activity budget for the Frogtown Flexible Fund program.
Attachments: [Attachment A CDBG Frogtown Flexible Fund AO-15-35 20150319](#)

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.

- 5 [RES 15-570](#) Approving the Mayor's appointment of Mailee Lor to serve on the Human Rights and Equal Economic Opportunity Commission.
Sponsors: Stark
- 6 [Min 15-21](#) Approving the minutes of the February 18 and 25, 2015 City Council meetings.
Sponsors: Stark
Attachments: [Minutes 02-18-15](#)
[Minutes 02-25-15](#)
- 7 [RES 15-560](#) Approving the use of neighborhood STAR grant funds for a security camera at Payne and Maryland Avenues.
Sponsors: Bostrom
- 8 [RES 15-576](#) Approving the use of Neighborhood STAR Year-Round Loan Program Funds for the Mounds Theatre for a project in Ward 7.
Sponsors: Finney
- 9 [RES 15-548](#) Authorizing the proper city officials to approve the Amendment to the Grant of Easement and the Amendment to the Pedestrian Concourse Agreement between Pioneer Endicott LLC and the City of Saint Paul.
Sponsors: Thune
Attachments: [Exhibit A - Pioneer Endicott Building Legal Description](#)
[Exhibit B- Pioneer Endicott](#)
- 10 [RES 15-558](#) Approving Liquor On Sale - 291 or More Seats, Liquor On Sale-Sunday, Liquor On Sale - 2 AM Closing, Liquor Outdoor Service Area (Sidewalk), Liquor Outdoor Service Area (Patio), and Entertainment (B) licenses with conditions to Lowry Kitchen & Bar, LLC, d/b/a Bookmakers (License ID #20140003650) at 345 Wabasha Street North.
Sponsors: Thune
Attachments: [Bookmakers signed license conditions](#)

- 11 [RES 15-559](#) Approving the addition of Liquor On Sale - 100 Seats or less, Liquor On Sale - Sunday, and Liquor Outdoor Service Area (Sidewalk) licenses with conditions to Lowertown Café, LLC, d/b/a Lowertown Café (License ID #20150000321) at 400 Sibley Street, Suite 150.
 Sponsors: Thune
 Attachments: [Lowertown Cafe signed license conditions](#)
- 12 [RES 15-536](#) Waiving the 45-day notice requirement to add Wine On Sale and Malt On Sale (Strong) licenses to Blindside 75 Minnesota, LLC, d/b/a Pieology Pizzeria (License ID #20150000083) at 2111 Ford Parkway.
 Sponsors: Tolbert
 Attachments: [Pieology Pizzeria signed license conditions dated March 9th 2015](#)
 [Highland District Council 45-day waiver Approval letter](#)
- 13 [RES 15-478](#) Authorizing the Department of Public Works to apply for the Metropolitan Council Environmental Services 2014 State Bond Fund Municipal I/I Grant.
 Sponsors: Stark

FOR DISCUSSION

No 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.

Second Reading

- 14 [Ord 15-12](#) Amending Chapter 324 of the Saint Paul Legislative Code pertaining to licensing the sale of tobacco at retail, adding a penalty for revocation of license at a location.
 Sponsors: Thune, Bostrom, Stark, Thao, Brendmoen and Finney
 Attachments: [Tobacco retailers letter re Ord 15-12](#)
 [Assn for Nonsmokers letter re Ordinance 15-12](#)
- 15 [Ord 15-13](#) Repealing Legislative Code Chap. 67, Art. III, pertaining to the Shepard Davern Commercial and Residential Redevelopment Overlay District as recommended in the Shepard Davern Area Zoning Study adopted on January 28, 2015.
 Sponsors: Tolbert

First Reading

- 21 [RES PH
15-50](#) Ratifying the assessment for the improvement of the westernmost 190 feet of the alley in Finch's Addition, Block 5 (bounded by Watson Avenue, Armstrong Avenue, Bay Street, and Osceola Avenue). (File No. 19159, Assessment No. 145001)
- Sponsors:** Thune
- Attachments:** [Assessment Roll](#)
- 22 [RES PH
15-51](#) Ratifying the assessment for the safety improvement of the sidewalk at 9 Seventh Place West (Seventh Place Associates LLC) by filling in the areaway. (File No. S1501, Assessment No. 155301)
- Sponsors:** Thune
- Attachments:** [Assessment Roll](#)
- 23 [RES PH
15-87](#) Allocating \$1,375,000 of the \$9,500,000 streets and public spaces improvements funding of the 8-80 Vitality Fund to four projects, and establishing a capital project and spending budget for the Snelling Avenue Streetscape Project being administered and constructed by Mn/DOT and that requires a City cost share based on the location and types of improvements being made.
- Sponsors:** Stark, Thune, Thao, Brendmoen and Finney
- Attachments:** [Attachment 1- North Snelling Memo](#)
- [Attachment 2 - Downtown Bike LoopMemo](#)
- [Attachment 3 - Little Mekong Plaza Memo](#)
- [Attachment 4 - River Balcony Memo](#)
- [Attachment 5 - RES PH 15-87 8-80 Streets and Public Spaces Financial](#)
- 24 [RES PH
15-71](#) Amending the financing and spending budgets in the Department of Public Works in order to transfer \$138,000 of available MSA financing from the Ames/Case/White Bear Avenue Project into the 2015 MSA Contingency Project.
- Sponsors:** Bostrom
- Attachments:** [RES PH 15-071 AMES CASE WHITE BEAR](#)
- 25 [RES PH
15-72](#) Amending the financing and spending budgets in the Department of Public Works in order to transfer \$63,000 from 2015 MSA Contingency into the Cayuga at Arkwright Street Improvements and Traffic Signal Installation Project.
- Sponsors:** Brendmoen
- Attachments:** [RES PH 15-072 CAYUGA ARKWRIGHT](#)

- 26 [RES PH
15-73](#) Amending the financing and spending budgets in the Department of Public Works by adding \$1,403,913 of MSA into the 2015 MSA Contingency Project known as SU-6600818 and approved on Council File PH 14-24.

Sponsors: Stark

Attachments: [RES PH 15-073 MSA UNDERPROGRAMMING](#)

- 27 [RES PH
15-75](#) Amending the financing and spending budgets in the Department of Public Works to fully fund the Reconstruction of the Kellogg Bridges at Market and St. Peter Streets known as SU-1702332 and SU-1703186 and approved on Council File(s) RES 09-1368 and PH 14-24.

Sponsors: Thune

Attachments: [RES PH 15-075 KELLOGG BRIDGES](#)

LEGISLATIVE HEARING ITEMS REQUIRING DISCUSSION

No items

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.

- 28 [RLH VO
15-12](#) Appeal of Terry Scot Glass to a Revocation of Fire Certificate of Occupancy and Order to Vacate at 646 AURORA AVENUE.

Sponsors: Thao

Attachments: [646 Aurora Ave.appeal.3-6-15](#)

[646 Aurora Ave.Photos.3-3-15](#)

[646 Aurora Ave.Glass Ltr.3-12-15](#)

- 29 [RLH TA
15-96](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. VB1504, Assessment No. 158803 at 361 BATES AVENUE. (Amended to VB1504A, Assessment No. 158813) (Public hearing continued from March 18)

Sponsors: Finney

- 30 [RLH TA
15-183](#) Amending Council File RLH AR 14-81 to reduce the assessment for Collection of Certificate of Occupancy fees billed April 22 to June 13, 2014 at 498 BRIMHALL STREET. (File No. CRT1502, Assessment No. 158201)

Sponsors: Tolbert

Attachments: [498 Brimhall St.CRT1502.3-11-15](#)

- 31 [RLH TA
15-117](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. VB1505, Assessment No. 158804 at 810 BUFFALO STREET. (To be referred back to Legislative Hearing on August 18, 2015; Council Public Hearing to be continued to September 2, 2015)
Sponsors: Brendmoen
- 32 [RLH VBR
15-16](#) Appeal of DeMarcus Robertson to a Vacant Building Registration Notice at 1152 BUSH AVENUE.
Sponsors: Bostrom
Attachments: [1152 Bush Ave.appeal.3-4-15](#)
[1152 Bush Ave.revocation notice.2-24-15](#)
[1152 Bush Ave.Photos.3-3-15](#)
[1152 Bush Ave.SAO.3-3-15](#)
[1152 Bush Ave.Robertson Ltr.3-13-15](#)
- 33 [RLH TA
15-198](#) Amending Council File RLH AR 15-1 to delete the assessment for Collection of Vacant Building fees billed November 5, 2013 to September 19, 2014 at 452 CONCORD STREET. (File No. VB1504, Assessment No. 158803)
Sponsors: Thune
Attachments: [452 Concord St.Chain Email.3-25-15](#)
- 34 [RLH RR
15-5](#) Ordering the rehabilitation or razing and removal of the structures at 668-670 CONWAY STREET within fifteen (15) days after the March 4, 2015, City Council Public Hearing. (Public Hearings continued from March 4) (To be laid over to Legislative Hearings on August 11; Council Public Hearing to be continued to August 19)
Sponsors: Lantry
Attachments: [668-670 Conway St.OTA 12-2-14](#)
[668-670 Conway St.PH 1-9-15](#)
[668-670 Conway St.Expired Code Comp Report 2-3-11](#)
[668-670 Conway St.SHPO Form 12-4-14](#)
[668-670 Conway St.Photos.11-13-14](#)
[668-670 Conway St.Photos.10-12-12](#)
[668-670 Conway St.FTA&HPC-LO.Ltr 2-11-15](#)
[668-670 Conway St.Kujala-Scharf Ltr.3-12-15](#)
[668-670 Conway St.HPC Adopted Res.3-16-15](#)

- 35 [RLH TA
15-184](#) Amending Council File RLH AR 14-89 to reduce the assessment for Collection of Certificate of Occupancy fees billed July 14 to August 15, 2014 at 1228 DANFORTH STREET. (File No. CRT1504, Assessment No. 158203)
Sponsors: Brendmoen
Attachments: [1228 Danforth St.Email to delete assessment.3-11-15](#)
- 36 [RLH TA
15-124](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. VB1505, Assessment No. 158804 at 1181 EDGERTON STREET.
Sponsors: Brendmoen
- 37 [RLH FCO
15-31](#) Appeal of Scott Black to a Fire Inspection Correction Notice at 1805 HAWTHORNE AVENUE EAST.
Sponsors: Bostrom
Attachments: [1805 Hawthorne Ave E.appeal.3-4-15](#)
[1805 Hawthorne Ave E.Photos.2-23-15](#)
[1805 Hawthorne Ave E.Black Ltr.3-12-15](#)
- 38 [RLH FCO
15-21](#) Appeal of Donald Eldred to a Fire Inspection Correction Notice at 784 HOLTON STREET.
Sponsors: Stark
Attachments: [784 Holton St.appeal.2-13-15](#)
[784 Holton St.Owner Photo.submitted.3-10-15](#)
[784 Holton St N.Eldred Ltr.3-12-15](#)
- 39 [RLH TA
15-114](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1504G1, Assessment No. 158408 at 699 IVY AVENUE EAST.
Sponsors: Bostrom
Attachments: [699 Ivy Ave E.Garbage Hauler Ltr.10-7-14](#)
[699 Ivy Ave E.Photos.10-6-14](#)
[699 Ivy Ave E.Garbage Hauler Receipt.sent by email on 2-12-15](#)
[699 Ivy Ave E.Email to Nguyen.2-19-15](#)
- 40 [RLH TA
15-115](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. CRT1506, Assessment No. 158205 at 699 IVY AVENUE EAST.
Sponsors: Bostrom
Attachments: [699 Ivy Ave E.Fee Invoice.9-26-14](#)
[699 Ivy Ave E.Final Fee Invoice.10-27-14](#)

- 41 [RLH TA
15-127](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1505B, Assessment No. 158104 at 551 JENKS AVENUE.
Sponsors: Brendmoen
Attachments: [551 Jenks Ave.Boarding Ltr to Owner.11-13-14](#)
[551 Jenks Ave.Respo Invoice.11-2-14](#)
[551 Jenks Ave.Police Report.11-2-14](#)
[551 Jenks Ave #4.SPPD Answer to Email on Process at Scene.3-2-15](#)
[551 Jenks Ave.Email to Appellant.3-5-15](#)
- 42 [RLH TA
15-129](#) Deleting the Appealed Special Tax Assessment for Real Estate Project No. J1505B, Assessment No. 158104 at 675 MAGNOLIA AVENUE EAST.
Sponsors: Bostrom
Attachments: [675 Magnolia Ave E.Respro Invoice.11-13-14](#)
- 43 [RLH FCO
15-28](#) Appeal of Felicia Reed to a Fire Inspection Correction Notice Updated with Corrected Dates at 1858 MAGNOLIA AVENUE EAST, UNIT 306.
Sponsors: Bostrom
Attachments: [1858 Magnolia Ave. E. unit 306.appeal.2-27-15](#)
[1858 Magnolia Ave. E.photos.1-30-15](#)
[1858 Magnolia Ave. E.photos.2-3-15](#)
[1858 Magnolia Ave. E.photos.2-3-15 \(2\)](#)
[1858 Magnolia Ave. E.photos.2-3-15 \(3\)](#)
[1858 Magnolia Ave E.Owner Photos.submitted on 3-10-15](#)
[1858 Magnolia Ave E.Stipulation and Order.3-10-15](#)
[1858 Magnolia Ave E.Reed Ltr.3-12-15](#)
- 44 [RLH TA
15-128](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1505B, Assessment No. 158104 at 134 MARIA AVENUE.
Sponsors: Finney
Attachments: [134 Maria Ave.Respro Invoice.11-14-14](#)
[134 Maria Ave.Police Reports.11-14-14](#)
- 45 [RLH TA
15-100](#) Deleting the Appealed Special Tax Assessment for Real Estate Project No. CRT1506, Assessment No. 158205 at 1210 PACIFIC STREET.
Sponsors: Finney
- 46 [RLH TA
15-126](#) Deleting the Appealed Special Tax Assessment for Real Estate Project No. VB1505, Assessment No. 158804 at 827 PEDERSEN STREET.
Sponsors: Lantry

- 47 [RLH VBR
15-15](#) Appeal of Gary Southward to a Vacant Building Registration Fee at 723 PLUM STREET.
Sponsors: Finney
Attachments: [723 Plum St.appeal.3-2-15](#)
[723 Plum St.Condemnation Ltr.10-30-14](#)
[723 Plum St.Photos.11-4-14](#)
[723 Plum St.Southward Ltr.3-13-15](#)
- 48 [RLH TA
15-109](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1503C, Assessment No. 152002 at 586 RICE STREET.
Sponsors: Thao
Attachments: [586 Rice St.Long Nguyen letter to Council.2-19-15](#)
[586 Rice St.Demolition Costs.attached 2-18-15](#)
[586 Rice St.Nguyen Assessment Ltr.2-19-15](#)
- 49 [RLH TA
15-119](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1502C, Assessment No. 152001 at 586 RICE STREET.
Sponsors: Thao
Attachments: [586 Rice St.Paragon curb cut invoice.9-29-14](#)
[586 Rice St.Nguyen Assessment Ltr.2-19-15](#)
- 50 [RLH TA
15-131](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1505B, Assessment No. 158104 at 1021 ROSE AVENUE EAST.
Sponsors: Bostrom
Attachments: [1021 Rose Ave E.Respro Invoice.11-7-14](#)
[1021 Rose Ave E.BWO.11-7-14](#)
- 51 [RLH TA
15-132](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. VB1505, Assessment No. 158804 at 1021 ROSE AVENUE EAST.
Sponsors: Bostrom
Attachments: [1021 Rose Ave E.VB Reg Notice.11-28-14](#)
- 52 [RLH TA
15-116](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. VB1505, Assessment No. 158804 at 872 SELBY AVENUE. (To be referred to Legislative Hearing on April 14; Council Public Hearing to be continued to May 6)
Sponsors: Thao
- 53 [RLH TA
15-182](#) Amending Council File RLH AR 14-91 to delete the assessment for Boarding and/or Securing services during September 2014 at 882 SEVENTH STREET WEST. (File No. J1503B, Assessment No. 158102)
Sponsors: Thune
Attachments: [882 Seventh St W.Assessment Error Materials.3-11-15](#)

- 54 [RLH TA
15-122](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. VB1505, Assessment No. 158804 at 987 SHERBURNE AVENUE.
 Sponsors: Thao
- 55 [RLH TA
15-134](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. VB1505, Assessment No. 158804 at 688 SIXTH STREET EAST.
 Sponsors: Finney
 Attachments: [688 Sixth St E.Renewal Ltr.9-29-14](#)
 [688 Sixth St E.Warning Ltr.10-29-14](#)
 [688 Sixth St E.Ratification of Assessment Notice.2-17-15](#)
- 56 [RLH SAO
15-16](#) Appeal of Leo Reck to a Summary Abatement Order at 1119 SIXTH STREET EAST.
 Sponsors: Finney
 Attachments: [1119 Sixth St. E.appeal.3-11-15](#)
 [1119 6th St E.Photos.3-11-15](#)
 [1119 Sixth St E.Reck Ltr.3-13-15](#)
- 57 [RLH TA
15-185](#) Amending Council File RLH AR 14-85 to delete the assessment for Collection of Vacant Building fees billed December 12, 2013 to July 17, 2014 at 1548 VAN BUREN AVENUE. (File No. VB1502, Assessment No. 158801)
 Sponsors: Stark
 Attachments: [1548 Van Buren Ave.VB1502](#)
- 58 [RLH TA
15-123](#) Deleting the Appealed Special Tax Assessment for Real Estate Project No. VB1505, Assessment No. 158804 at 419 VAN DYKE STREET.
 Sponsors: Finney
- 59 [RLH TA
15-121](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1503C, Assessment No. 152002 at 601 WESTERN AVENUE NORTH.
 Sponsors: Thao
- 60 [RLH TA
15-133](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. VB1505, Assessment No. 158804 at 427 WHITALL STREET.
 Sponsors: Brendmoen
 Attachments: [427 Whitall St.Renewal VB Reg Notice.10-21-14](#)
 [427 Whitall St.Warning VB Reg Notice.11-20-14](#)
 [427 Whitall Street. VB fee Ltr to Wybierala.3-23-15](#)
 [427 Whitall St.Wybierala Email to council.3-26-15](#)
- 61 [RLH TA
15-125](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. VB1505, Assessment No. 158804 at 1673 YORK AVENUE.
 Sponsors: Bostrom

- 62 [RLH AR
15-5](#) Ratifying the assessments for Collection of Certificate of Occupancy fees billed September 15 to October 10, 2014. (File No. CRT1506, Assessment No. 158205)
 Sponsors: Stark
 Attachments: [Assessment Roll](#)
- 63 [RLH AR
15-6](#) Ratifying the assessments for Collection of Vacant Building fees billed January 27 to October 22, 2014. (File No. VB1505, Assessment No. 158804)
 Sponsors: Stark
 Attachments: [Assessment Roll](#)
- 64 [RLH AR
15-7](#) Ratifying the assessments for Demolition services from August and October 2014. (File No. J1502C, Assessment No. 152001)
 Sponsors: Stark
 Attachments: [Assessment Roll](#)
- 65 [RLH AR
15-8](#) Ratifying Demolition services from September to October 2014. (File No. J1503C, Assessment No. 152002)
 Sponsors: Stark
 Attachments: [Assessment Roll](#)
- 66 [RLH AR
15-9](#) Ratifying the assessments for Boarding and/or Securing services during November 2014. (File No. J1505B, Assessment No. 158104)
 Sponsors: Stark
 Attachments: [Assessment Roll](#)

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). Councilmembers 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

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Cable

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