



City of Saint Paul

Meeting Agenda

City Council

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

Katie Burger, Executive
Assistant, 651-266-8560

Council President Russ Stark
Councilmember Dan Bostrom
Councilmember Amy Brendmoen
Councilmember Rebecca Noecker
Councilmember Jane L. Prince
Councilmember Dai Thao
Councilmember Chris Tolbert

Wednesday, November 16, 2016

3:30 PM

Council Chambers - 3rd Floor

Budget Amendment Public Hearings at 3:30 p.m.

Public Hearings at 5:30 p.m.

There will be no meetings on November 23 or 30.

ROLL CALL

COMMUNICATIONS & RECEIVE/FILE

- 1 [AO 16-87](#) Amending the 2016 spending budget in the Public Works Engineering Fund.
Attachments: [AO 16-87 Engineering Fund](#)
- 2 [AO 16-88](#) Amending the 2016 general fund budget for the Fire Department to more accurately record expenditures.
Attachments: [Fire Dept General Fund Budget Amendment](#)
- 3 [AO 16-89](#) Amending the 2016 spending budget in the Central Service Fund, Treasury Fiscal Services accounting unit.
Attachments: [AO 16-89 - Treasury](#)
- 4 [AO 16-90](#) Amending the 2016 spending budget for the Office of Financial Services.
Attachments: [AO 16-90 OFS General Fund](#)

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 16-1744](#) Approving the settlement agreement and release between the City of Saint Paul and Illinois Farmers Insurance Company and their attorney Daniel Hintz.
Sponsors: Stark

Attachments: [Sec. 3.02. Powers and duties.](#)
[Illinois Farmers \(signed Stmt Agree\).pdf](#)
[Financial Analysis, Illinois Farmers.xls](#)

- 6 [RES](#)
[16-2012](#) Accepting the gift of airfare, lodging, ground transportation from the airport, and some meal expenses from the National Computer Forensics Institute (NCFI), for Yamy Vang, Assistant City Attorney, to attend the Computer Forensics for Prosecutors Course.
- Sponsors:** Stark
- 7 [RES](#)
[16-1950](#) Approving the City's cost of providing Collection of Fire Certificate of Occupancy fees billed during June 24 to July 8, 2016, and setting date of Legislative Hearing for December 20, 2016 and City Council public hearing for February 1, 2017 to consider and levy the assessments against individual properties. (File No. CRT1703, Assessment No. 178202)
- Sponsors:** Stark
- Attachments:** [Report of Completion](#)
[Assessment Roll](#)
- 8 [RES](#)
[16-1951](#) Approving the City's cost of providing Graffiti Removal services during August 23 to September 1, 2016, and setting date of Legislative Hearing for December 20, 2016 and City Council public hearing for February 1, 2017 to consider and levy the assessments against individual properties. (File No. J1703P, Assessment No. 178402)
- Sponsors:** Stark
- Attachments:** [Report of Completion](#)
[Assessment Roll](#)
- 9 [RES](#)
[16-1952](#) Approving the City's cost of providing Excessive Use of Inspection/Abatement services billed during May 23 to June 22, 2016, and setting date of Legislative Hearing for December 20, 2016 and City Council public hearing for February 1, 2017 to consider and levy the assessments against individual properties. (File No. J1702E, Assessment No. 178301)
- Sponsors:** Stark
- Attachments:** [Report of Completion](#)
[Assessment Roll](#)
- 10 [RES](#)
[16-1953](#) Approving the City's cost of providing Tree Removal services from August 2016, and setting date of Legislative Hearing for December 20, 2016 and City Council public hearing for February 1, 2017 to consider and levy the assessments against individual properties. (File No. 1701T, Assessment No. 179000)
- Sponsors:** Stark

Attachments: [Assessment Roll](#)

[Report of Completion](#)

- 11 [RES](#)
 [16-2031](#) Authorizing the issuance and direct placement of Subordinate Sales Tax Revenue Refunding Bonds, Series 2016A, and Taxable Subordinate Sales Tax Revenue Refunding Bonds, Series 2016B; delegating to a Pricing Committee the authority to set the terms thereof; and approving an Indenture of Trust, Continuing Covenant Agreement, and related documents.

 Sponsors: Stark
- 12 [RES](#)
 [16-2000](#) Authorizing the City to enter into a Joint Powers Agreement with the Saint Paul Port Authority to implement and administer the Property Assessed Clean Energy Program.

 Sponsors: Bostrom
 Attachments: [Joint Powers Agreement](#)
- 13 [RES](#)
 [16-1954](#) Approving the City's cost of providing Collection of Fire Certificate of Occupancy Fees billed during July 11 to August 6, 2016, and setting date of Legislative Hearing for December 20, 2016 and City Council public hearing for February 1, 2017 to consider and levy the assessments against individual properties. (File No. CRT1704, Assessment No. 178203)

 Sponsors: Stark
 Attachments: [Report of Completion](#)
 [Assessment Roll](#)
- 14 [RES](#)
 [16-1969](#) Authorizing the Fire Department to enter into a joint powers agreement with Chippewa Valley Technical College to allow paramedic students from Chippewa Valley Technical College to participate in clinical ride alongs with the Saint Paul Fire Department.

 Sponsors: Stark
 Attachments: [Chippewa Valley Tech College Agreement](#)
- 15 [RES](#)
 [16-1977](#) Authorizing the Department of Planning and Economic Development to submit applications to the Department of Employment and Economic Development for Contamination Cleanup and Investigation Grants, and to the Metropolitan Council for Tax Base Revitalization Account Program, for the 428 Minnesota Street, RiverEast School, Empire Building, Degree of Honor Building, Hamm's Brewery, Karibu Grocery and Deli, and Lexington Library sites.

 Sponsors: Stark
- 16 [RES](#)
 [16-1878](#) Approving the 2016 Round 2 Cultural STAR Projects.

 Sponsors: Stark

Attachments: [Attachment A Financial analysis 2016 Cultural STAR Round 2 RES 16-1878](#)
[Attachment B Board and Mayoral recommendations 2016 Round 2 Cultural ST](#)

- 17 [RES](#)
[16-2002](#) Accepting the gift of airfare, lodging, and meals from the Lincoln Institute of Land Policy, for Jonathan Sage-Martinson, Director of the Department of Planning and Economic Development, to attend a National League of Cities event featuring HUD Secretary Julián Castro for the Prosperity Playbook Community of Practice meeting.

Sponsors: Brendmoen

- 18 [RES](#)
[16-1959](#) Approving adverse action against all licenses held by Jeffrey M. Richter, d/b/a Midwest Auto Connection at 33 Acker Street East.

Sponsors: Brendmoen

Attachments: [Notice of Violation with Affidavit of Service.pdf](#)
[SPLC Section 310.05 \(m\).pdf](#)

- 19 [RES](#)
[16-2037](#) Authorizing the demolition of Skyway Bridge Number 10.

Sponsors: Noecker

Attachments: [Skyway 10 Agreement.pdf](#)
[#10 1976 Proceedings of the Council - Council File No 268198 Ord No.pdf](#)

- 20 [RES](#)
[16-2003](#) Authorizing the Office of Technology and Communications to enter into an agreement with Apple for the creation and maintenance of mobile applications.

Sponsors: Stark

Attachments: [Apple Developer Program License Agreement 20160921](#)

FOR DISCUSSION

- 21 [RES](#)
[16-2029](#) Awarding the sale of General Obligation Various Purpose Bonds, Series 2016E; fixing the form and specifications of the Series 2016E Bonds; directing the execution and delivery of the Series 2016E Bonds; and levying a tax for the Series 2016E Bonds.

Sponsors: Stark

Attachments: [StP 2016E GO Completion Form](#)
[StP 2016E GO Exhibit A](#)
[StP 2016E GO Exhibit B](#)
[StP 2016E GO Exhibit C](#)
[StP 2016E GO Exhibit D](#)

- 22 [RES](#)
[16-2030](#) Providing for the issuance of and accepting a proposal on the sale of General Obligation Street Improvement Special Assessment Refunding Bonds, Series 2016F; fixing the form and specifications of the Series 2016F Bonds; providing for the issuance of the Series 2016F Bonds; and levying a tax for the payment of the Series 2016F Bonds.

Sponsors: Stark

Attachments: [StP 2016F Street Refunding Completion Form](#)

[StP 2016F Street Ref Exhibit A](#)

[StP 2016F Street Ref Exhibit B](#)

[StP 2016F Street Ref Exhibit C](#)

[StP 2016F Street Ref Exhibit D](#)

- 23** [RES PH](#)
[16-406](#) Approving the petition of Gan Mizrachi, LLC to vacate a portion of alley and Idaho Avenue East adjacent to 76 Wheelock Avenue East. (Public hearing held November 2)

Sponsors: Brendmoen

Attachments: [Exhibit A](#)

[Map of area to be vacated](#)

- 24** [RLH TA](#)
[16-387](#) Ratifying the Appealed Special Tax Assessment for Property at 598 CASE AVENUE. (File No. VB1615, Assessment No. 168822, Amended to File No. VB1615A, Assessment No. 168826) (Public hearing held October 5 and 19)

Sponsors: Bostrom

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.

First Reading

- 25** [Ord 16-52](#) Amending Chapter 357 of the Saint Paul Legislative Code to update language related to the handling and storage of solid waste and other waste streams.

Sponsors: Stark

BUDGET AMENDMENT PUBLIC HEARINGS (held during the 3:30 portion of the meeting)

- 26 [RES PH
16-427](#) Authorizing Parks and Recreation to establish a 2016 financing and spending budget to recognize a donation in the amount of \$300,000 for the Rice Park Revitalization Project.
Sponsors: Noecker
Attachments: [Copy of RES PH 16-XXXX Rice Park \(2\).xlsx](#)
- 27 [RES PH
16-423](#) Amending the financing and spending plans in the Police Department in the amount of \$100,000 for to more accurately record expenditures.
Sponsors: Stark
Attachments: [Financial Analysis](#)
- 28 [RES PH
16-422](#) Authorizing the Police Department to accept two grants from the Target Corporation totaling \$7,000 and to amend the 2016 activity budget for these funds.
Sponsors: Stark
Attachments: [Target Corporation Grants](#)
[Financial Analysis](#)
- 29 [RES PH
16-420](#) Authorizing Public Works to request Public Entity Innovation Grant funds from Ramsey County for recycling carts.
Sponsors: Stark
Attachments: [Financial Analysis Template - RES PH 16-420 Ramsey County PEI Grant for R](#)

PUBLIC HEARINGS

- 30 [Ord 16-44](#) Amending Chapter 33 of the Saint Paul Legislative Code pertaining to Fence Requirements.
Sponsors: Brendmoen
Attachments: [Memo to Council re Fence Permits](#)
- 31 [Ord 16-45](#) Amending provisions of the zoning code pertaining to wall and roof signs, and clarifying where wall signs may be located on buildings.
Sponsors: Noecker
- 32 [Ord 16-49](#) Amending Chapter 102 of the Administrative Code to implement certain recommendations of the audit of the Police Civilian Internal Affairs Review Commission.
Sponsors: Stark and Thao

Attachments: [Version 1.docx](#)
[Tolbert Amendment 11/9](#)
[Kyser Email.docx](#)
[Public comment on PCIARC](#)
[Noecker PCIARC amendments.docx](#)
[Prince Amendments to Version 1.docx](#)

- 33 [PH 16-15](#) Inviting the public to comment on the Saint Paul Police Department's draft body worn camera policy for its pilot program. (Public hearing continued from November 2)

Sponsors: Stark

Attachments: [BWC 10252016.pdf](#)
[Mgeni Email.docx](#)
[NAACP SPPD BWC Draft Policy Response](#)
[110216ACLU Statement on St Paul Body Camera Pilot Policy.pdf](#)
[110216 Civil Rights News Release on Body Worn Cameras.doc](#)
[MNCOGI written comments St Paul BWC proposal.pdf](#)
[Communities United Against Police Brutality.pdf](#)

- 34 [PH 16-16](#) Public hearing to consider the report of the Administrative Law Judge concerning all licenses held by Maryam, Inc., d/b/a Mounds Park Market at 241 Earl Street.

Sponsors: Prince

Attachments: [Notice of Council Hearing - ALJ Report with Affidavit of Service.pdf](#)
[ALJ - Findings of Fact Conclusions of Law and Recommendation Upon Default](#)

- 35 [RES PH 16-400](#) Approving adverse action against all licenses held by Bennett Restaurant Company, LLC, d/b/a Bennett's Chop and Railhouse at 1305 Seventh Street West.

Sponsors: Noecker

Attachments: [Notice of Council Hearing with Affidavit of Service.pdf](#)
[Uncontested License Matter form.pdf](#)
[License Group Comments Text from ECLIPS dated August 18th 2016.pdf](#)
[Certificate of Liability Insurance dated August 12th 2016.pdf](#)
[Direct Bill History dated August 15th 2016.pdf](#)
[Certificate of Liability Insurance dated September 11th 2015.pdf](#)
[Notice of Intent to Suspend License with Affidavit of Service dated September 7](#)
[Letter from licensee requesting a public hearing dated September 12th 2016.pdf](#)
[SPLC Section 409.065.pdf](#)
[SPLC Section 409.26.pdf](#)

- 36 [RES PH
16-342](#) Adopting the Union Park Community Plan as an addendum to the Saint Paul Comprehensive Plan.
- Sponsors:** Stark and Thao
- Attachments:** [Union Park District Plan](#)
[Planning Commission Resolution Union Park District 13 Community Plan 09-02-](#)
[Planning Commision Approved Minutes 08.05.16](#)
[Neighborhood Planning Committee Memo 8.24.16](#)
[Planning Commission Approved Minutes 09.02.16](#)
[ENS & Legal Ledger Notices of CC Public Hearing](#)
- 37 [RES PH
16-414](#) Approving the Energy Park Utility Company Schedule A.
- Sponsors:** Stark
- Attachments:** [Letter to Shari Moore re-Energy Park Utility Company - 2017 Rates](#)
[Schedule A](#)
[Port Authority Board Memo](#)
[Port Authority Resolution No. 4585](#)
[Financial Analysis Template -for EPUC Resolution to approve Schedule A for 20](#)
- 38 [RES PH
16-418](#) Approving Team Ortho Foundation's request for a sound level variance at Harriet Island, with use of a sound system, for the Polar Dash Run on Sunday, January 1, 2017.
- Sponsors:** Noecker
- Attachments:** [Application](#)
[ENS](#)
[Map](#)
[Notice to Property Owners](#)
[List of Property Owners](#)
[Letter to Applicant](#)

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.

- 39 [RLH SAO
16-40](#) Appeal of Kimie Clinton Kearney to Summary and Vehicle Abatement Orders at 408 BANFIL STREET.
- Sponsors:** Noecker
- Attachments:** [408 Banfil Street.appeal.10-07-16](#)
[408 Banfil St.Photos.10-10-16](#)
[408 Banfil St.Clinton-Kearney Ltr.10-20-16](#)
[408 Banfil St.chain emails.10-21-16](#)
[408 Banfil St.Clinton-Kearney Ltr.10-26-16](#)

- 40 [RLH FCO
16-183](#) Appeal of Teresa Hamernick to a Fire Inspection Correction Notice at 1023 BURNS AVENUE.
- Sponsors:** Prince
- Attachments:** [1023 Burns Ave.appeal.10-17-16](#)
[1023 Burns Ave.photos 10-12-16](#)
[1023 Burns Ave.Hamernick Ltr.10-25-16](#)
[1023 Burns Ave.TISH](#)
- 41 [RLH VO
16-44](#) Appeal of Glenn Bartelmy, on behalf of owner Samantha Bartelmy, to a Notice of Condemnation-Unfit for Human Habitation-Order to Vacate at 1323 BUSH AVENUE.
- Sponsors:** Prince
- Attachments:** [1323 Bush Ave.appeal.10-17-16](#)
[1323 Bush Ave.Photos.10-13-16](#)
[1323 Bush Ave.Photos.10-24-16](#)
[1323 Bush Ave.Bartelmy Ltr.10-26-16](#)
- 42 [RLH VO
16-45](#) Appeal of Augustina Bonkat to a Fire Certificate of Occupancy Revocation and Order to Vacate at 123-125 COLORADO STREET EAST.
- Sponsors:** Noecker
- Attachments:** [123 Colorado Street E.appeal.10-26-16](#)
[123 Colorado Street E.photos.10-12-16](#)
[123 Colorado Street E.photos1.08-17-16](#)
[123 Colorado Street E.photos2.08-17-16](#)
[123 Colorado Street E.photos3.08-17-16](#)
[123 Colorado Street E.photos4.08-17-16](#)
[123 Colorado St E.Bonkat Ltr.11-10-16](#)
- 43 [RLH RR
16-47](#) Ordering the substantial abatement/cleanup of the property at 776 DESOTO STREET within fifteen (15) days after the November 16, 2016 City Council Public Hearing. (To be laid over to Legislative Hearing on November 22 and City Council Public Hearing December 7, 2016)
- Sponsors:** Brendmoen
- Attachments:** [776 Desoto St.OTA 8-15-16](#)
[776 Desoto St.PH 9-23-16](#)
[776 Desoto St.Photos Doc 1.7-28-16](#)
[776 Desoto St.Photos Doc 2.7-28-16](#)
[776 Desoto St.Zoning Letter 10-28-15](#)
[776 Desoto St.Zoning Letter 1-12-16](#)
[776 Desoto St.Zoning Letter 1-22-16](#)
[776 Desoto St.DeLisle Ltr.10-26-16](#)

- 44 [RLH VBR](#) Appeal of Elizabeth Fish, POA for Duane Fish, to a Vacant Building
[16-68](#) Registration Requirement at 687 FIFTH STREET EAST.
Sponsors: Prince
Attachments: [687 Fifth Street E.appeal.10.12.16](#)
[687 Fifth Street E. POA](#)
[687 E. Fifth St.photos.9-23-16](#)
[687 5th St E.Condemnation-Order to Vacate.8-2-16](#)
[687 Fifth St E.Fish Ltr.10-20-16](#)
- 45 [RLH SAO](#) Appeal of Ganghis Khang to a Summary Abatement Order at 1225
[16-44](#) FOURTH STREET EAST.
Sponsors: Prince
Attachments: [1225 Fourth Street E.appeal.10-25-16](#)
[1225 Fourth St E.Khang Ltr.11-2-16](#)
- 46 [RLH SAO](#) Appeal of Dr. Michael W. Ross to a Summary Abatement Order at 883
[16-41](#) FRY STREET.
Sponsors: Stark
Attachments: [883 Fry St.appeal.10-19-16](#)
[883 Fry St.Ross Ltr.10-26-16](#)
- 47 [RLH RR](#) Ordering the substantial abatement/cleanup of the property at 778 JESSIE
[16-48](#) STREET within fifteen (15) days after the November 16, 2016 City Council
Public Hearing. (To be laid over to Legislative Hearing on November 22
and Public Hearing December 7)
Sponsors: Brendmoen
Attachments: [778 Jessie St.OTA 8-15-16](#)
[778 Jessie St.PH 9-23-16](#)
[778 Jessie Street.Photos.7-28-16](#)
[778 Jessie St.Zoning Letter 10-28-15](#)
[778 Jessie St.Caliquire Ltr.10-26-16](#)
- 48 [RLH VO](#) Appeals of Robert Mandile to a Notice of Condemnation as Unfit for
[16-47](#) Human Habitation and Order to Vacate, Summary Abatement Order, and
Vehicle Abatement Order at 1627 MARSHALL AVENUE.
Sponsors: Stark
Attachments: [1627 Marshall Ave.appeal.10-27-16](#)
[1627 Marshall Ave.Photos 10-26-16](#)
[1627 Marshall Ave.Photos-Bids.11-2-16](#)
[1627 Marshall Ave.Mandile Ltr.11-2-16](#)
[1627 Marshall Ave.Mandile Revised Ltr.11-2-16](#)
- 49 [RLH FCO](#) Appeal of Mark Younghans, Safe Home Transactions LLC, to a
[16-160](#) Reinspection Fire Certificate of Occupancy With Deficiencies at 449

MOUNT IDA STREET.

Sponsors: Brendmoen

Attachments: [449 Mount Ida.appeal.9-19-16](#)
[449 Mount Ida St.Photos.9-2-16](#)
[449 Mount Ida.Younghans Ltr.10-5-16](#)
[449 Mount Ida.chain emails.10-6-16](#)
[449 Mount Ida St.Aerial Map.2011](#)
[449 Mount Ida.chain emails.11-4-16](#)
[449 Mount Ida.Zacho email.11-4-16](#)
[449 Mount Ida St.Zoning Memo.10-20-16](#)
[449 Mount Ida.Younghans Ltr.11-9-16](#)
[449 Mount Ida.Younghans Revised Ltr.11-9-16](#)

- 50 [RLH SAO
16-43](#) Appeal of Amani Issa to a Summary Abatement Order at 748 OTTAWA AVENUE.
Sponsors: Noecker
Attachments: [748 Ottawa Ave.appeal.10-24-16](#)
[748 Ottawa Ave.Photos 10-24-16](#)
[748 Ottawa Ave.Twin City Refuse Letter.11-2-16](#)
[748 Ottawa Ave.Issa Ltr.11-2-16](#)
- 51 [RLH FCO
16-159](#) Appeal of Vincent Hughes to a Fire Safety Inspection Appointment at 1058 SELBY AVENUE.
Attachments: [1058 Selby Ave.appeal.09-12-16](#)
[1058 Selby Ave.Hughes Ltr.10-20-16](#)
- 52 [RLH FCO
16-177](#) Appeal of Celeste Yanisch to a Fire Safety Inspection Appointment Letter at 1600 UPPER AFTON ROAD.
Sponsors: Prince
Attachments: [1600 Upper Afton Road.appeal.10-13-16](#)
[1600 Upper Afton Rd.Yanisch-Perron Ltr.10-20-16](#)
- 53 [RLH VBR
16-67](#) Appeal of Laura Orr, SMRLS, obo Charles Bastel, to a Vacant Building Registration Notice at 1372 VICTORIA STREET NORTH.
Sponsors: Brendmoen

Attachments: [1372 N. Victoria Street.appeal.10-07-16](#)
[1372 Victoria Street N.photos.10-03-16](#)
[1372 Victoria Street N.photos2.10-03-16](#)
[1372 Victoria Street N.photos3.10-03-16](#)
[1372 Victoria Street N.photos 09-28-16](#)
[1372 Victoria Street N.photos.09-26-16](#)
[1372 Victoria Street N.photos2.09-26-16](#)
[1372 Victoria Street N.photos.09-07-16](#)
[1372 Victoria Street N.photos.08-30-16](#)
[1372 Victoria Street N.photos2.08-30-16](#)
[1372 Victoria Street N.photos 06-16-16](#)
[1372 Victoria Street N.photos2.06-16-16](#)
[1372 Victoria Street N.photos3.06-16-16](#)
[1372 Victoria Street N.photos4.06-16-16](#)
[1372 Victoria St N.Photos 10-11-16](#)
[1256 Wilson Ave.Johnson Ltr.10-20-16](#)

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

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 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)