



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, December 5, 2018

3:30 PM

Council Chambers - 3rd Floor

Budget Amendment Public Hearings and Legislative Hearing Items at 3:30 p.m.

Public Hearings at 5:30 p.m.

**The Final Hearing on the Proposed Budget and Tax Levy (Truth in Taxation Hearing)
will be held at or shortly after 6:30 p.m.**

ROLL CALL

COMMUNICATIONS & RECEIVE/FILE

- 1 [AO 18-63](#) Amending the CDBG activities budget.
Attachments: [Attachment A CDBG AO-18-63.pdf](#)

- 2 [AO 18-64](#) Establishing a new account code for one Year-Round STAR award adopted via City Council Resolution #18-1998 and returning STAR funds to the Year-Round STAR Program from three Year-Round STAR projects no longer moving forward.
Attachments: [2018 YR NEIGHBORHOOD STAR Financial Analysis AO 18-64 November 201](#)

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.

- 3 [RES 18-2019](#) Approving the Settlement Agreement and Release between Glenn Slaughter and the City of St. Paul and his attorney Robert Bennett.
Sponsors: Brendmoen
Attachments: [Settlement Agreement and Release.pdf](#)
[Financial Analysis.xls](#)
[Administrative Code 3.02.pdf](#)

- 4 [RES](#)
[18-1672](#) Encouraging youth engagement through District Councils.

 Sponsors: Brendmoen and Noecker
- 5 [RES](#)
[18-1998](#) Approving the use of grant funds through the Neighborhood Star
Year-Round Program for Saint Paul Urban Tennis.

 Sponsors: Prince
- 6 [RES](#)
[18-1855](#) Authorizing a 3-year lease with TK 1 LLC to permit private parking on City
property at 630 Pierce Butler Route.

 Sponsors: Thao
Attachments: [Exhibit A - Lease Agreement](#)
- 7 [RES](#)
[18-1971](#) Approving the City's cost of providing Property Clean Up services during
August 30 to September 14, 2018, and setting date of Legislative Hearing
for December 18, 2018 and City Council public hearing for February 13,
2019 to consider and levy the assessments against individual properties.
(File No. J1907A, Assessment No. 198206) (This resolution amends RES
18-1869 adopted on November 14, 2018)

 Sponsors: Brendmoen
Attachments: [Report of Completion](#)
[Assessment Roll](#)
- 8 [RES](#)
[18-1972](#) Approving the City's cost of providing Property Clean Up services during
September 14 to 27, 2018, and setting date of Legislative Hearing for
December 18, 2018 and City Council public hearing for February 13, 2019
to consider and levy the assessments against individual properties. (File
No. J1908A, Assessment No. 198207) (This resolution amends RES
18-1870 adopted on November 14, 2018)

 Sponsors: Brendmoen
Attachments: [Report of Completion](#)
[Assessment Roll](#)
- 9 [RES](#)
[18-1980](#) Approving the City's cost of providing Boarding and/or Securing services
during September 2018, and setting date of Legislative Hearing for
January 8, 2019 and City Council public hearing for February 20, 2019 to
consider and levy the assessments against individual properties. (File No.
J1904B, Assessment No. 198103)

 Sponsors: Brendmoen
Attachments: [Report of Completion](#)
[Assessment Roll](#)

- 10** [RES](#)
[18-1982](#) Approving the City's cost of providing Collection of Vacant Building Registration fees billed during March 12 to September 21, 2018, and setting date of Legislative Hearing for January 8, 2019 and City Council public hearing for February 20, 2019 to consider and levy the assessments against individual properties. (File No. VB1905, Assessment No. 198804)
- Sponsors:* Brendmoen
- Attachments:* [Report of Completion](#)
 [Assessment Roll](#)
- 11** [RES](#)
[18-1983](#) Approving the City's cost of providing Collection of Fire Certificate of Occupancy fees billed during June 26 to August 6, 2018, and setting date of Legislative Hearing for January 8, 2019 and City Council public hearing for February 20, 2019 to consider and levy the assessments against individual properties. (File No. CRT1904, Assessment No. 198203)
- Sponsors:* Brendmoen
- Attachments:* [Report of Completion](#)
 [Assessment Roll](#)
- 12** [RES](#)
[18-1984](#) Approving the City's cost of providing Trash Hauling services during September 5 to 28, 2018, and setting date of Legislative Hearing for January 8, 2019 and City Council public hearing for February 20, 2019 to consider and levy the assessments against individual properties. (File No. J1904G, Assessment No. 198703)
- Sponsors:* Brendmoen
- Attachments:* Report of Completion
 [Assessment Roll](#)
- 13** [RES](#)
[18-1985](#) Approving the City's cost of providing Excessive Use of Inspection or Abatement services billed during July 23 to August 21, 2018, and setting date of Legislative Hearing for January 8, 2019 and City Council public hearing for February 20, 2019 to consider and levy the assessments against individual properties. (File No. J1904E, Assessment No. 198303)
- Sponsors:* Brendmoen
- Attachments:* [Report of Completion](#)
 [Assessment Roll](#)

- 14 [RES](#)
[18-1987](#) Approving the City's cost of providing Graffiti Removal services during September 24 to October 16, 2018, and setting date of Legislative Hearing for January 8, 2019 and City Council public hearing for February 20, 2019 to consider and levy the assessments against individual properties. (File No. J1904P, Assessment No. 198403)
- Sponsors:* Brendmoen
 Attachments: [Report of Completion](#)
 [Assessment Roll](#)
- 15 [RES](#)
[18-1953](#) Approving the 2019 - 2020 Memorandum of Understanding between the City of Saint Paul and Fire Fighters Local 21; Professional Employees Association; Saint Paul Police Federation; and Tri-Council, General Drivers Local 120, LIUNA Laborers Local 363; and Operating Engineers Local 49 for the purpose of continuing Council Resolution 04-1068 concerning military pay salary differential for City employees who are called to active service in the Reserves or National Guard.
- Sponsors:* Brendmoen
 Attachments: [2019-2020 MOU Military Pay Fire Police PEA TriCouncil](#)
- 16 [RES](#)
[18-1931](#) Authorizing the Como Park Zoo and Conservatory to accept funding for two representatives to attend a symposium on fostering empathy within the zoo and aquarium setting, to be held in Seattle Washington from January 22-25, 2019.
- Sponsors:* Brendmoen and Jalali Nelson
- 17 [RES](#)
[18-1951](#) Authorizing the Department of Public Works to accept the Metropolitan Council Environmental Services 2018 MCES I&I Demonstration Project Grant.
- Sponsors:* Brendmoen
 Attachments: [20181019 Agreement.pdf](#)
- 18 [RES](#)
[18-2007](#) Approving adverse action against the Liquor Off Sale and Cigarette/Tobacco licenses held by Phann Liquor, Inc., d/b/a Capital Wine & Spirit at 531 Rice Street.
- Sponsors:* Thao
 Attachments: [Photographs taken during re-inspection on November 6th 2018.pdf](#)
 [Letter to licensee dated October 23rd 2018.pdf](#)
 [Notice of Violation with Affidavit of Service.pdf](#)
 [License Group Comments Text and licensee information.pdf](#)
 [License Group Conditions Text.pdf](#)
 [STAMP Ownership Information.pdf](#)

- 19 [RLH OA 18-7](#) Making recommendation to Ramsey County on the application of Sara Gorton, on behalf of Morton M. Ackerman, for repurchase of tax forfeited property at 1220-1222 SAINT CLAIR AVENUE.
- Sponsors:** Noecker
- Attachments:** [1220-1222 St Clair.repurchase application.10-29-18](#)
[1220 St Clair Ave.STAMP History ao 10-30-18](#)
[1222 St Clair Ave.STAMP History ao 10-30-18](#)
[1220 & 1222 St.Clair SPPD 5 Year Log of Calls for Service](#)
[Repurchase Letter - 1220-1222 St Clair Ave.Kujala Revised Ltr.11-16-18](#)

FOR DISCUSSION

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

- 20 [Ord 18-64](#) Amending Chapter 33 of the Legislative Code pertaining to Establishment of Permit Fees, Certificate of Compliance, and Fences - Requirements.
- Sponsors:** Brendmoen
- Attachments:** [2019 Fee Increase Memo](#)
- 21 [Ord 18-65](#) Amending Chapter 310 of the Legislative Code pertaining to Uniform License Procedures as it relates to the License Fee Schedule. (To be laid over to January 2, 2019 for third reading/public hearing)
- Sponsors:** Brendmoen
- Attachments:** [2019 Fee Increase Memo](#)
- 22 [Ord 18-66](#) Amending Chapter 77 pertaining to the Metropolitan Council Environment Services (MCES) Service Availability Charge (SAC) fee increases.
- Sponsors:** Brendmoen
- Attachments:** [SAC Fee Memo](#)

BUDGET AMENDMENT PUBLIC HEARINGS (3:30 p.m.)

- 23 [RES PH 18-359](#) Amending the spending plans for the Fire and General Government departments in the General Fund.
- Sponsors:** Brendmoen
- Attachments:** [RES PH 18-359 Financial analysis](#)

- 24 [RES PH](#) Amending the financing and spending plans in the Fire Department in the
 [18-362](#) amount of \$3,000 for a contribution received from the Minnesota Board of
 Firefighter Training and Education to pay for training for firefighters.
 Sponsors: Brendmoen
 Attachments: [MBFTE Financial Analysis \\$3,000](#)
 [MBFTE Letter \\$3,000](#)
- 25 [RES PH](#) Amending the financing and spending plans in the Fire Department for the
 [18-366](#) Minnesota Task Force One team reimbursement from the City of Edina in
 the amount of \$43,006.90.
 Sponsors: Brendmoen
 Attachments: [MNTF1 November 2018 Financial Analysis](#)
- 26 [RES PH](#) Authorizing the Police and Emergency Management Departments to
 [18-360](#) accept the 2018 Port Security grant from the U.S. Department of
 Homeland Security through Its Federal Emergency Management Agency.
 Sponsors: Brendmoen
 Attachments: [2018 Port Grant - FEMA](#)
 [Financial Analysis](#)

LEGISLATIVE HEARING CONSENT AGENDA (3:30 p.m.)

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.

- 27 [RLH VBR](#) Appeal of Cheng Zong Xiong to a Fire Inspection Correction Notice
 [18-84](#) (Including Condemnation) and Vacant Building Registration Fee at 1580
 ARKWRIGHT STREET.
 Sponsors: Brendmoen
 Attachments: [1580 Arkwright St.appeal.10-22-18](#)
 [1580 Arkwright St.photos 10-12-18](#)
 [1580 Arkwright St.Xiong Ltr.11-9-18.doc](#)
- 28 [RLH FCO](#) Appeal of Lynne Geistfeld to a Correction Notice - Complaint Inspection at
 [18-186](#) 861 HOWELL STREET NORTH.
 Sponsors: Jalali Nelson
 Attachments: [861 Howell St. N.appeal.10-22-18](#)
 [861 Howell St. N.photos.10-15-18](#)
 [861 Howell St N.Geistfeld Ltr.11-9-18.doc](#)

- 29** [RLH FCO
18-183](#) Appeal of Nathan Austin to a Correction Notice-Reinspection Complaint at 112 LARPENTEUR AVENUE WEST.

 Sponsors: Brendmoen
 Attachments: [112 Larpenteur Ave W.appeal.10-16-18](#)
 [112 Larpenteur Ave.Photos.8-18-18.pdf](#)
 [112 Larpenteur Ave W.Austin Ltr.11-9-18.doc](#)
- 30** [RLH VBR
18-82](#) Appeal of Janelle J. Chambers to a Vacant Building Registration Notice at 1006 MARYLAND AVENUE EAST.

 Sponsors: Bostrom
 Attachments: [1006 Maryland Ave. E.appeal.10-17-18](#)
 [1006 Maryland Ave E.Chambers Ltr.11-9-18.doc](#)
- 31** [RLH RR
18-49](#) Making finding on the appealed nuisance abatement ordered for 544 MINNEHAHA AVENUE WEST in Council File RLH RR 17-12.

 Sponsors: Thao
 Attachments: [544 Minnehaha Ave West.30 Day Forfeit Notice.10-8-18.pdf](#)
 [544 Minnehaha Ave W.Making Finding Ltr.11-2-18.doc](#)
 [544 Minnehaha Ave W.Photos.11-13-18.pdf](#)
 [544 Minnehaha Ave W.CC Findings RR Ltr.11-15-18.doc](#)
 [544 Minnehaha Ave W.Email and Work Timelines.11-27-18.pdf](#)
 [544 Minnehaha Ave W.Landbank Remaining Impact Funds.pdf](#)
- 32** [RLH RR
18-41](#) Making finding on the appealed nuisance abatement ordered for 2096 REANEY AVENUE in Council File Nos. RLH RR 17-52 and RLH RR 17-28. (Public hearing continued from November 28)

 Sponsors: Prince
 Attachments: [2096 Reaney Ave.RR Findings Ltr.8-8-18.doc](#)
 [2096 Reaney Ave.Flyckt Ltr.9-4-18](#)
 [2096 Reaney Ave.email from Chris Marquis & Work Plan.9-7-18.pdf](#)
 [2096 Reaney Ave.Flyckt Ltr.9-13-18.doc](#)
 [2096 Reaney Ave.Vang-Flyckt email.10-22-18.pdf](#)
- 33** [RLH VBR
18-83](#) Appeal of Jenny Louismet to a Vacant Building Registration Notice at 132 WESTERN AVENUE SOUTH.

 Sponsors: Noecker
 Attachments: [132 Western Ave. S.appeal.10-19-2018](#)
 [132 Western Ave S.Louismet Ltr.11-9-18.doc](#)

PUBLIC HEARINGS (5:30 p.m.)

- 34** [Ord 18-60](#) Granting the application of TK Dynamic Home LLC to rezone property at 1350 Payne Avenue from B1 Local Business to T1 Traditional Neighborhood, and amending Chapter 60 of the Legislative Code pertaining to the zoning map.
- Sponsors:*** Bostrom
- Attachments:*** [PC Resolution 18-73](#)
 [pcactionminutes110218](#)
 [ZC draft minutes](#)
 [ZC staff packet](#)
 [60 day extension](#)
- 35** [Ord 18-56](#) Amending Chapter 91 of the Legislative Code pertaining to sprinkling restrictions.
- Sponsors:*** Brendmoen
- Attachments:*** [Proposed Ordinance](#)
 [Code Changes - Redline Form](#)
 [BWC Resolution #18-1699](#)
- 36** [Ord 18-57](#) Amending Chapter 93 of the Legislative Code pertaining to rules governing water service connections.
- Sponsors:*** Brendmoen
- Attachments:*** [Proposed Ordinance](#)
 [Code Changes - Redline Form](#)
 [BWC Resolution #18-1700](#)
- 37** [Ord 18-58](#) Amending Chapter 94 of the Legislative Code pertaining to meters, settings, and cable installations.
- Sponsors:*** Brendmoen
- Attachments:*** [Proposed Ordinance](#)
 [Code Changes - Redline Form](#)
 [BWC Resolution #18-1701](#)
- 38** [Ord 18-59](#) Amending Chapter 157.11 of the Legislative Code to clarify regulations for vehicles containing recyclable materials.
- Sponsors:*** Brendmoen

- 39** [Ord 18-63](#) Amending Chapter 347 of the Legislative Code to include regulations of the sale of dogs and cats at pet shops and pet shop facilities.
- Sponsors:** Noecker
- Attachments:** [Comment recd by Council re Ord 18-63](#)
 [Comment 2 recd by Council re Ord 18-63](#)
 [AKC letter re Ord 18-63](#)
 [Pet Industry Joint Advisory Council \(PIJAC\) letter re Ord 18-63](#)
 [Comment 3 recd by Council re Ord 18-63](#)
- 40** [RES PH
18-357](#) Approving the petition of Everest MN Properties LLC to vacate the alley in Block 1, Lorena Park Plat 2.
- Sponsors:** Bostrom
- Attachments:** [Exhibit A](#)
 [Aerial View](#)
- 41** [RES PH
18-361](#) Approving a Preliminary Design Study for the Canadian Pacific Ford Spur.
- Sponsors:** Noecker and Tolbert
- Attachments:** [Ford Spur Final Report 11 19 18](#)
 [Ford Spur Final Report - Appendix](#)
 [Ford Spur Study PC Resolution](#)
 [PC Action Minutes](#)
 [PC Approved Minutes](#)
 [Bengel Email](#)
 [PED Staff Spur Presentation](#)
 [Fort Road Fed Resolution Ford Spur 4.11.2018 PASSED](#)
- 42** [RES PH
18-350](#) Approving the Energy Park Utility Company Schedule A.
- Sponsors:** Jalali Nelson
- Attachments:** [Letter to City Clerk re 2019 EPUC Rate Change.pdf](#)
 [EPUC Schedule A-2019.pdf](#)
 [Port Authority Board Memo - EPUC Approval of Rates.pdf](#)
 [Port Authority Resolution - EPUC 2019 Rate Schedule.pdf](#)
 [Financial Analysis - EPUC Rate Change.pdf](#)

- 43 [RES PH 18-358](#) Approving the application of Team Ortho Foundation for a sound level variance for the use of a sound system for the Polar Dash Run at Harriet Island on Saturday, January 5, 2019.

Sponsors: Noecker

Attachments: [Application](#)

[ENS](#)

[Map](#)

[Letter to Owners](#)

[Owners List](#)

[Letter to Applicant](#)

- 44 [ABZA 18-7](#) Public hearing to consider the appeal of George Hark, owner of Speedy's Market, to a decision made by the Board of Zoning Appeals denying a variance application regarding the separation requirement between two tobacco products shops at 589 Dale Street.

Sponsors: Thao

Attachments: [AppealApplication](#)

[VarianceApplication](#)

[StaffReport](#)

[589DaleResolution](#)

[PublicComments](#)

[CommentsDSILicensing](#)

[Minutes](#)

[American Lung Assn Letter](#)

[Blue Cross Letter](#)

[Stairstep Foundation Letter](#)

[American Heart Assn Letter](#)

[Smith letter and petition](#)

[TC Medical Society Letter](#)

Truth in Taxation Hearing (To be held at or shortly after 6:30 p.m.)

- 45 [PH 18-5](#) Final Hearing on the proposed 2019 Budget and Tax Levy, aka Truth in Taxation hearing.

Sponsors: Brendmoen

Attachments: [Comment recd by Council re tax levy](#)

[Hosko email](#)

[Hosko written comments rec'd post-public hearing](#)

[2019 TNT Hearing Presentation 12.5.18](#)

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.