



City of Saint Paul

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

City Council Minutes – Final

*Council President Kathy Lantry
Councilmember Dan Bostrom
Councilmember Amy Brendmoen
Councilmember Melvin Carter III
Councilmember Russ Stark
Councilmember Dave Thune
Councilmember Chris Tolbert*

Wednesday, October 10, 2012

3:30 PM

Council Chambers - 3rd Floor

ROLL CALL

The meeting was called to order by Council President Lantry at 3:30 p.m.

Present 7 - Councilmember Dan Bostrom, Councilmember Amy Brendmoen, Councilmember Melvin Carter III, City Council President Kathy Lantry, Councilmember Russ Stark, Councilmember Dave Thune and Councilmember Chris Tolbert

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 (Items 1 - 10)

Item 8 was removed from the Consent Agenda for separate consideration.

Councilmember Brendmoen moved approval of the balance of the Consent Agenda.

Consent Agenda adopted as amended.

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Carter III, City Council President Lantry, Councilmember Stark, Councilmember Thune and Councilmember Tolbert

Nay: 0

- 1 RES 12-1857** Approving the Mayor's appointment of Kellie Charles Connor to serve on the Long-Range Capital Improvement Budget (CIB) Committee.
Adopted

- 2 **RES 12-1785** Preliminary Order setting the date of Public Hearing for November 7, 2012 to consider approval of the improvement of the westernmost 160 feet of the alley in Rice and Irvine's Addition, Block 53. (File No. 19142, Asmt No. 135000)
Adopted
- 3 **RES 12-1807** Preliminary Order setting the date of Public Hearing for November 7, 2012 to consider approval of the 2013 Right-of-Way Maintenance Program and 2013 Above-Standard Lighting Operation and Maintenance Program. (File No. 13ROW FINAL)
Adopted
- 4 **RES 12-1864** Approving adverse action against the Retail Food Establishment - Farmer's Market license held by Andrea K. Pesses, d/b/a Groveland Confections, 290 Fifth Street.
Adopted
- 5 **RES 12-1861** Authorizing the City of Saint Paul, City Attorney's Office to enter into a Joint Powers Agreement with the State of Minnesota, Department of Public Safety - Bureau of Criminal Apprehension regarding network communications.
Adopted
- 6 **RES 12-1900** Approving a purchase agreement to convey City-owned land adjacent to the East Metro Transit Facility to the Minnesota Department of Transportation for its I-35E/Cayuga project and accepting payment for the land.
Adopted
- 7 **RES 12-1884** Authorizing the Department of Parks and Recreation to apply for cost-share funding through the Ramsey Conservation District (RCD) and the Ramsey-Washington Metro Watershed District (RWMWD) to implement habitat restoration and stormwater control measures along the Round Lake lakeshore and at the Phalen golf course and, if successful, enter into agreements providing indemnification for the RCD and the RWMWD.
Adopted
- 8 **RES 12-1809** Approving a development agreement with West Side Flats Apartments LLC and related agreements with the developer and affiliates thereof.
Councilmember Thune moved to lay the matter over to October 24.
Laid over to October 24
Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Carter III, City Council President Lantry, Councilmember Stark, Councilmember Thune and Councilmember Tolbert
Nay: 0

- 9 **RES 12-1880** Granting the request of George Enright to proceed in forma pauperis concerning his appeal of the September 18, 2012 determination of his dog as potentially dangerous by writ of Certiorari to the Minnesota Court of Appeals.
Adopted
- 10 **RES 12-1859** Calling on the Minnesota Congressional Delegation to support shifting federal funding priorities from military operations to meeting the essential needs of our local communities.
Adopted

FOR DISCUSSION

- 11 **RLH RR
12-51** Ordering the rehabilitation or razing and removal of the structures at 595 MACKUBIN STREET within fifteen (15) days after the August 1, 2012 City Council Public Hearing. (Public hearing held August 1; laid over from August 15)

Legislative Hearing Officer Marcia Moermond said there had been no interest on the part of the City or County in rehabilitating the property, and she recommended ordering the structure's removal within 15 days with no option for rehabilitation.

Councilmember Carter moved to approve the resolution as amended.
Adopted as amended (remove with 15 days with no option for repair)

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Carter III, City Council President Lantry, Councilmember Stark, Councilmember Thune and Councilmember Tolbert

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

- 12 **Ord 12-44** Creating Chapter 374 of the Saint Paul Legislative Code to establish a license for commercial pedal cars.

Councilmember Thune moved approval.

Adopted

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Carter III, City Council President Lantry, Councilmember Stark, Councilmember Thune and Councilmember Tolbert

Nay: 0

- 13 **Ord 12-45** Amending Chapter 310 of the Saint Paul Legislative Code pertaining to the Pedal Car Driver and Pedal Car Vehicle License Fee Schedule.

Councilmember Thune moved approval.

Adopted

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Carter III, City Council President Lantry, Councilmember Stark, Councilmember Thune and Councilmember Tolbert

Nay: 0

- 14 **Ord 12-55** Preserving the status quo and protecting the City's planning process pursuant to Minn. Stat. § 462.355, Subd. 4 pending the adoption of the Great River Passage amendment to the City's Comprehensive Plan, for that area of the City commonly known as the Island Station Power Plant.

Councilmember Thune moved approval.

Adopted

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Carter III, City Council President Lantry, Councilmember Stark, Councilmember Thune and Councilmember Tolbert

Nay: 0

- 15 **Ord 12-60** Amending Chapter 4 of the Administrative Code relating to the Office of the City Clerk.

Councilmember Tolbert moved approval.

Adopted

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Carter III, City Council President Lantry, Councilmember Stark, Councilmember Thune and Councilmember Tolbert

Nay: 0

Second Reading

- 16 **Ord 12-61** Amending Chapter 293 of the Saint Paul Legislative Code pertaining to the costs for sound monitoring.

Laid over to October 17 for third reading/public hearing

- 17 **Ord 12-71** Amending Chapters 60, 62, and 64 of the Legislative Code pertaining to nonconforming lots, uses, structures, and signs.

Laid over to October 17 for third reading/public hearing

First Reading

- 18 **Ord 12-65** Amending Chapter 160 of the Saint Paul Legislative Code, Parking Meter Zones to facilitate title changes.
 Laid over to October 17 for second reading

RECONSIDERATION

Councilmember Carter moved to reconsider RLH RR 11-96, adopted at the October 3 Council meeting. Yeas - 7 Nays - 0

- RLH RR 11-96** Ordering the rehabilitation or razing and removal of the structures at 869 FULLER AVENUE within fifteen (15) days after the February 1, 2012 City Council Public Hearing. (Public hearing continued from September 5)

Legislative Hearing Officer Marcia Moermond said the County had expressed interest in rehabilitating the property but would not be able to until the fourth quarter of 2013. She recommended that the Council explore the option of shortening the time period during which the previous owner could repurchase the property, because the property was deteriorating.

Referred back for a November 13 Legislative Hearing

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Carter III, City Council President Lantry, Councilmember Stark, Councilmember Thune and Councilmember Tolbert

Nay: 0

ADJOURNMENT

Councilmember Brendmoen moved adjournment.

The meeting was adjourned at 3:40 p.m.

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Carter III, City Council President Lantry, Councilmember Stark, Councilmember Thune and Councilmember Tolbert

Nay: 0