



City of Saint Paul

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

Meeting Minutes - Action Only 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

Wednesday, December 21, 2011

3:30 PM

Council Chambers - 3rd Floor

ROLL CALL

Present 6 - Councilmember Melvin Carter III, Councilmember Pat Harris, Councilmember Lee Helgen, City Council President Kathy Lantry, Councilmember Dave Thune and Councilmember Russ Stark

Absent 1 - Councilmember Dan Bostrom

COMMUNICATIONS & RECEIVE/FILE

- 1 [AO 11-49](#) Amending the 2011 spending budget for the Office of Technology and Communications - Information Services.
Received and Filed
- 2 [AO 11-50](#) Amending the 2011 budget of the Police General Fund.
Received and Filed

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

Consent Agenda adopted

Yea: 6 - Councilmember Carter III, Councilmember Harris, Councilmember Helgen, City Council President Lantry, Councilmember Thune and Councilmember Stark

Nay: 0

Absent: 1 - Councilmember Bostrom

- 3 [RES 11-2440](#) Approving the Maintenance Labor Agreements (May 1, 2011 - April 30, 2014) between the Saint Paul Public Schools ISD 625 and the United Association of Steamfitters, Pipefitters, and Service Technicians, Local Union No. 455, the United Association of Plumbers, Local 34, and the Sheet Metal Workers International Association Local 10 and the Memorandum of Agreement (May 1, 2011 - April 30, 2012) between the Saint Paul Public Schools ISD 625 and the International Union of Painters and Allied Trades, Local No. 61. (Laid over one week for adoption)
- Sponsors:** Lantry
- Adopted**
- 4 [RES 11-2541](#) Approving the Mayor's appointments of Kathi-Donnelly-Cohen, James McClean, and John Periard to serve on the Business Review Council.
- Sponsors:** Lantry
- Adopted**
- 5 [RES 11-2543](#) Approving the Mayor's reappointments of Shirley Hunt, Renee Skoglund, Sally Staggert, and Arlend 'Buzz' Wilson to the Mayor's Advisory Committee on Aging.
- Sponsors:** Lantry
- Adopted**
- 6 [RES 11-2544](#) Approving the Mayor's appointments of Sean Kealy and Julia Washenburger to the Mayor's Advisory Committee on People with Disabilities.
- Sponsors:** Lantry
- Adopted**
- 7 [RES 11-2548](#) Approving the Mayor's appointments of Jim McGuinn and Sharon DeMark to the Cultural STAR Board.
- Sponsors:** Lantry
- Adopted**
- 8 [RES 11-2549](#) Approving the Mayor's reappointments of Gloria Bogen, Vincent Courtney, and Daniel Ward to the Board of Zoning Appeals.
- Sponsors:** Lantry
- Adopted**
- 9 [RES 11-2558](#) Approving the Mayor's appointment of Steve Marchese and reappointment of Jeanette Sobania to serve on the Civil Service Commission.
- Sponsors:** Lantry
- Adopted**

- 10 [RES 11-2550](#) Approving an amendment to the Twin Cities Public Health Departments in Minnesota PUBLIC HEALTH MUTUAL AID AGREEMENT between the City of Saint Paul and local public health and/or environmental health entities.

Sponsors: Lantry

Adopted

- 11 [RES 11-2512](#) Authorizing the Department of Parks and Recreation to expend an amount not to exceed \$15,000 for the purpose of providing refreshments, marketing materials, and other incentives for various activities, programs and events throughout 2012.

Sponsors: Lantry

Adopted

- 12 [RES 11-2438](#) Approval to accept a donation of Dry Erase Marker Boards from Building Material Supply, Inc. for use in the City of Saint Paul's recreation facilities.

Sponsors: Lantry

Adopted

- 13 [RES 11-2452](#) Authorizing the Fire Department to accept a grant of \$20,000 from the F. R. Bigelow Foundation in support of the Saint Paul EMS Academy.

Sponsors: Lantry

Adopted

- 14 [RES 11-2500](#) Authorizing the Fire Department to enter into a joint powers agreement with Inver Hills Community College to provide services for the EMS Academy January 9 through April 13, 2012.

Sponsors: Lantry

Adopted

- 15 [RES 11-2502](#) Authorizing the Fire Department to accept the donation of two full size sheet cakes valued at \$70.00 from Sam's Club for the firefighter graduation on December 22, 2011.

Sponsors: Lantry

Adopted

- 16 [RES 11-2533](#) Authorizing Police Department to accept a grant/donation from the St. Paul Police Foundation for Cops and Kids and Shop With Cops.

Sponsors: Lantry

Adopted

- 17 [RES 11-2448](#) Approving assessment costs and setting date of City Council public hearing to ratify the assessments for the facade improvement at Seestedt's, 282 Sixth Street East. (File No. 19126, Assessment No. 117000)
- Sponsors:** Thune
- Adopted**
- 18 [RES 11-2368](#) Approving the City's costs for providing Repair of Sanitary Sewer services on private property during August to October 2011, and setting date of City Council Public Hearing for February 1, 2012 to consider and levy the assessments against individual properties. (File No. SWRP1201, Asmt No. 123000)
- Sponsors:** Lantry
- Adopted**
- 19 [RES 11-2366](#) Approving the City's cost of providing Replacement of Lead Water Service Line services on private property during August to October 2011, and setting date of City Council Public Hearing for February 1, 2012 to consider and levy the assessments against individual properties. (File No. 1201LDSRP, Asmt No. 124000)
- Sponsors:** Lantry
- Adopted**
- 20 [RES 11-2503](#) Approving the City's cost of providing Collection of Vacant Building Fees services during October 2011, and setting date of Legislative Hearing for January 17, 2012 and City Council Public Hearing for March 7, 2012 to consider and levy the assessments against individual properties. (File No. VB1203, Asmt No. 128802)
- Sponsors:** Lantry
- Adopted**
- 21 [RES 11-2504](#) Approving the City's costs for providing Demolition services during November 2011, and setting date of Legislative Hearing for January 17, 2012 and City Council Public Hearing for March 7, 2012 to consider and levy the assessments against individual properties. (File No. J1206C, Assessment No. 122005)
- Sponsors:** Lantry
- Adopted**
- 22 [RES 11-2506](#) Approving the City's cost of providing Boarding and Securing services during October 2011, and setting date of Legislative Hearing for January 17, 2012 and City Council Public Hearing for March 7, 2012 to consider and levy the assessments against individual properties. (File No. J1203B, Asmt No. 128102)
- Sponsors:** Lantry
- Adopted**

- 23 [RES 11-2507](#) Approving the City's cost of providing Property Clean Up services from November 1 to 29, 2011, and setting date of Legislative Hearing for January 17, 2012 and City Council Public Hearing for March 7, 2012 to consider and levy the assessments against individual properties. (File No. J1205A, Asmt No. 128504)
- Sponsors: Lantry
- Adopted**
- 24 [RES 11-2509](#) Approving the City's cost of providing Trash Hauling services from November 2 to 30, 2011, and setting date of Legislative Hearing for January 17, 2012 and City Council Public Hearing for March 7, 2012 to consider and levy the assessments against individual properties. (File No. J1204G, Asmt No. 128702)
- Sponsors: Lantry
- Adopted**
- 25 [RES 11-2530](#) Memorializing City Council action taken on December 7, 2011 sustaining adverse licensing action against all licenses held by Axmed S. Cali, d/b/a Iftiin Hookah Lounge, 2418 University Avenue.
- Sponsors: Stark
- Adopted**
- 26 [RES 11-2551](#) Approving adverse action against the Massage Practitioner license held by Susan J. Larson, d/b/a Susan J. Larson, 1563 Como Avenue.
- Sponsors: Stark
- Adopted**
- 27 [RES 11-2552](#) Approving adverse action against the Tree Trimmer & 1 Vehicle and Tree Trimmer - Each Add'l Vehicle licenses held by TRM Tree Service, LLC d/b/a, Visions Tree Service, 895 Ivy Avenue East.
- Sponsors: Bostrom
- Adopted**
- 28 [RES 11-2559](#) Approving commitment and assignment of fund balances and flow of resources in determining the composition of ending fund balance.
- Sponsors: Lantry
- Adopted**
- 29 [RES 11-2577](#) Resolution Approving Neighborhood STAR Commercial Corridor Awards.
- Sponsors: Lantry and Thune
- Adopted**

- 30 [RES 11-2571](#) Approving the use of grant funds through the Ward 5 Neighborhood STAR Year-Round Program for improvements to Como Park

Sponsors: Helgen

Adopted

- 31 [RES 11-2576](#) Supporting the Asian Carp Action Plan to prevent and control the spread of Asian Carp to Minnesota's rivers and lakes.

Sponsors: Stark

Adopted

FOR DISCUSSION

- 32 [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. (Public hearing held July 20; laid over from November 23)

Sponsors: Carter III

Laid over to January 4, 2012

Yea: 6 - Councilmember Carter III, Councilmember Harris, Councilmember Helgen, City Council President Lantry, Councilmember Thune and Councilmember Stark

Nay: 0

Absent: 1 - Councilmember Bostrom

(Councilmember Bostrom joined the meeting at this time.)

- 33 [RLH VO 11-110](#) Appeal of Ahti Hujanen and Hillary Hujanen to a Revocation of Fire Certificate of Occupancy and Order to Vacate at 971 CASE AVENUE. (Public hearing held December 7; laid over from December 21)

Sponsors: Bostrom

Laid over to December 28, 2011

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

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.

First Reading

- 34 [Ord 11-105](#) Amending Chapter 183 of the City of Saint Paul Legislative Code pertaining to human rights.
- Sponsors: Carter III
- Laid over to December 28 for second reading**
- 35 [Ord 11-120](#) Amending Chapter 185 of the Legislative Code to move debarment determinations from the City Council to the Department of Human Rights and Equal Employment Opportunity.
- Sponsors: Lantry
- Laid over to December 28 for second reading**
- 36 [Ord 11-121](#) Memorializing City Council action taken on December 7, 2011, granting the application of Fort Road Coffee Company LLC to rezone property at 1518 Randolph Avenue from B1 Local Business to T2 Traditional Neighborhood and amending Chapter 60 of the Saint Paul Legislative Code pertaining to the Saint Paul zoning map.
 [Zoning File #11-282-365] [Public hearing held December 7, 2011].
- Sponsors: Harris
- Laid over to December 28 for second reading**

PUBLIC HEARINGS

Present 7 - Councilmember Dan Bostrom, Councilmember Melvin Carter III, Councilmember Pat Harris, Councilmember Lee Helgen, City Council President Kathy Lantry, Councilmember Dave Thune and Councilmember Russ Stark

- 37 [Ord 11-114](#) Amending Chapter 324.11 of the Legislative Code to enhance presumptive penalties for repeat violations.

Sponsors: Lantry

Public hearing held and closed; laid over to December 28 for final adoption

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

Nay: 0

- 38 [Ord 11-117](#) Amending Chapter 31.05(d) of the Legislative Code pertaining to the tabulation of votes.

Sponsors: Stark

Public hearing held and closed; laid over to December 28 for final adoption

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

Nay: 0

- 39 [RES PH 11-1215](#) Approving the application of Jam Entertainment and Creative Services for a sound level variance in order to allow 24/7 operation of chillers and generators from December 26, 2011 through January 17, 2012, and the use of an amplified sound system for the events on January 11, 2012 through January 14, 2012.

Sponsors: Thune and Carter III

Adopted

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

Nay: 0

- 40 [RES PH 11-1190](#) Approving adverse action against all licenses held by GNJ Enterprises, LLC, d/b/a Tin Cup Bar & Restaurant, 1220 Rice Street.

Sponsors: Helgen

Adopted (\$500 matrix penalty imposed)

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

Nay: 0

- 41 [RES PH 11-1195](#) Approving adverse action against all licenses held by RAS Ethiopian Bar & Restaurant, LLC, d/b/a RAS Restaurant & Lounge, 2516 - 7th Street West.

Sponsors: Harris

Adopted (\$500 matrix penalty imposed)

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

Nay: 0

- 42 [PH 11-29](#) Public hearing to consider the application of Wulff Funeral Home to rezone property at 1755 Nevada Avenue East and 1756 Nebraska Avenue East from R4 to VP. (Public hearing to be continued to December 21)

Sponsors: Bostrom

Motion of intent - Application granted

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

Nay: 0

- 43 [PH 11-32](#) Public hearing to consider the application of Interworld Development LLC to rezone property at 1773 Selby Avenue from B2 Community Business to T2 Traditional Neighborhood.

Sponsors: Stark

Motion of intent - Application granted

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

Nay: 0

- 44 [PH 11-33](#) Public hearing to consider the application of MGM to rezone the approximately northern 35 feet of 1105, 1111, 1117, 1121, and 1125 California Avenue W. from R4 to B2.

Sponsors: Helgen

Motion of intent - Application granted

Yea: 6 - Councilmember Bostrom, Councilmember Carter III, Councilmember Harris, Councilmember Helgen, City Council President Lantry and Councilmember Stark

Nay: 0

Absent: 1 - Councilmember Thune

- 45 [PH 11-34](#) Public hearing to consider the report of the Administrative Law Judge concerning all licenses held by Jonah Ogiamien, d/b/a Jonah Ogiamien, 508 Snelling Avenue North.
- Sponsors:** Stark
- Motion of intent - Adopted the Findings of Fact, Conclusions of Law, and Recommendations of the Administrative Law Judge (two \$1,000 penalties and three additional license conditions imposed)**
- Yea:** 7 - Councilmember Bostrom, Councilmember Carter III, Councilmember Harris, Councilmember Helgen, City Council President Lantry, Councilmember Thune and Councilmember Stark
- Nay:** 0
- 46 [RES PH 11-1149](#) Final Order approving the improvement to the alley bounded by Milton, Victoria, Hatch and Orchard. (File No. 19129, Assessment No. 125001)
- Sponsors:** Helgen
- Adopted**
- Yea:** 7 - Councilmember Bostrom, Councilmember Carter III, Councilmember Harris, Councilmember Helgen, City Council President Lantry, Councilmember Thune and Councilmember Stark
- Nay:** 0
- 47 [RES PH 11-1178](#) Final Order approving reconstruction of above standard decorative sidewalk on both sides of Ford Parkway from Mississippi River Boulevard South to Finn Street South, both sides of Cleveland Avenue South from Kenneth Street to Howell Street, and both sides of Cleveland Avenue South from Pinehurst Avenue to Bayard Avenue. (File No. S1201, Assessment No. 125303)
- Sponsors:** Harris
- Adopted as amended (1941 Ford Parkway removed from assessment roll)**
- Yea:** 7 - Councilmember Bostrom, Councilmember Carter III, Councilmember Harris, Councilmember Helgen, City Council President Lantry, Councilmember Thune and Councilmember Stark
- Nay:** 0
- 48 [RES PH 11-1214](#) Amending the financing and spending plans in the Mayor's Office in the amount of \$17,025 to make them consistent with a multi-year grant.
- Sponsors:** Lantry
- Adopted**
- Yea:** 7 - Councilmember Bostrom, Councilmember Carter III, Councilmember Harris, Councilmember Helgen, City Council President Lantry, Councilmember Thune and Councilmember Stark
- Nay:** 0

- 49 [RES PH 11-1188](#) Amending the revenue and spending budget for Payne-Maryland Development Stockholm Tree Planting Engineering Design reflecting a \$50,000 grant from the Capitol Region Watershed District.
- Sponsors: Bostrom
- Adopted**
- Yea:** 5 - Councilmember Bostrom, Councilmember Carter III, City Council President Lantry, Councilmember Thune and Councilmember Stark
- Nay:** 0
- Absent:** 2 - Councilmember Harris and Councilmember Helgen
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- 50 [RES PH 11-1191](#) Authorizing an amendment of the 2011 budget to accept a \$50,000 grant from the Minnesota Department of Commerce for a Solar Electric Vehicle Charging Station.
- Sponsors: Lantry
- Adopted**
- Yea:** 5 - Councilmember Bostrom, Councilmember Carter III, City Council President Lantry, Councilmember Thune and Councilmember Stark
- Nay:** 0
- Absent:** 2 - Councilmember Harris and Councilmember Helgen
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- 51 [RES PH 11-1206](#) Approving a budget amendment allocating an additional \$110,000 from Transit for Livable Communities to support the Sibley Bike Depot Community Partners Bike Library.
- Sponsors: Lantry
- Adopted**
- Yea:** 5 - Councilmember Bostrom, Councilmember Carter III, City Council President Lantry, Councilmember Thune and Councilmember Stark
- Nay:** 0
- Absent:** 2 - Councilmember Harris and Councilmember Helgen
-
- 52 [RES PH 11-1210](#) Amending the 2010 Central Corridor Streetscape CIB budget and naming the Penfield Project as a Capital Improvement Project.
- Sponsors: Thune
- Public hearing continued to December 22, in the Council Chambers immediately following the 3:30 p.m. special HRA meeting.**
- Yea:** 7 - Councilmember Bostrom, Councilmember Carter III, Councilmember Harris, Councilmember Helgen, City Council President Lantry, Councilmember Thune and Councilmember Stark
- Nay:** 0

- 53** [RES 11-2567](#) Approving a Record of Internal Loan for the Penfield Project. (This item is a companion to RES PH 11-1210 and does not require a public hearing.)
- Sponsors: Thune
- Withdrawn**
- 54** [RES PH 11-1185](#) Amending the financing and spending plans in the Fire Department budget in the amount of \$30,000 to accept the 2011 Emergency Management Performance Grant (EMPG) to provide emergency management support staff assistance and provide funding to attend training conferences.
- Sponsors: Lantry
- Adopted**
- Yea:** 7 - Councilmember Bostrom, Councilmember Carter III, Councilmember Harris, Councilmember Helgen, City Council President Lantry, Councilmember Thune and Councilmember Stark
- Nay:** 0
- 55** [RES PH 11-1198](#) Amending the financing and spending plans in the Fire Department in the amount of \$20,600 to make an adjustment in the 2008 Staffing for Adequate Fire and Emergency Response (SAFER) Grant.
- Sponsors: Lantry
- Adopted**
- Yea:** 7 - Councilmember Bostrom, Councilmember Carter III, Councilmember Harris, Councilmember Helgen, City Council President Lantry, Councilmember Thune and Councilmember Stark
- Nay:** 0
- 56** [RES PH 11-1202](#) Amending the budget in the Fire Department in the amount of \$6,056.08 to establish the financing and spending plan for the grant reimbursement from the City of Bloomington for costs associated with the Homeland Security Exercise and Evaluation Program (HSEEP) training.
- Sponsors: Lantry
- Adopted**
- Yea:** 7 - Councilmember Bostrom, Councilmember Carter III, Councilmember Harris, Councilmember Helgen, City Council President Lantry, Councilmember Thune and Councilmember Stark
- Nay:** 0

- 57 [RES PH 11-1184](#) Amending the financing and spending plans in the Department of Parks and Recreation in the amount of \$45,000 to recognize increased funding for shore land and wetland restoration projects, and authorizing the appropriate City Officials to solicit and accept this funding from the Ramsey Conservation District, the Capitol Region Watershed District and the Ramsey-Washington Metro Watershed District.
- Sponsors:** Stark
- Adopted**
- Yea:** 7 - Councilmember Bostrom, Councilmember Carter III, Councilmember Harris, Councilmember Helgen, City Council President Lantry, Councilmember Thune and Councilmember Stark
- Nay:** 0
- 58 [RES PH 11-1158](#) Establishing the financing and spending plans in the Department of Parks and Recreation in the amount of \$201,966 to recognize funding from the FY 2012 Parks and Trails Legacy Fund Allocation to continue the Cherokee Regional Trail Improvements plan and authorize the appropriate city officials to enter into an agreement to accept this funding.
- Sponsors:** Thune
- Adopted**
- Yea:** 7 - Councilmember Bostrom, Councilmember Carter III, Councilmember Harris, Councilmember Helgen, City Council President Lantry, Councilmember Thune and Councilmember Stark
- Nay:** 0
- 59 [RES PH 11-1189](#) Establishing a revenue and spending budget in the Parks and Recreation Department to conduct a study for future restoration work of the stream at Swede Hollow Park using \$50,000 in Capitol Region Watershed District grant funding.
- Sponsors:** Lantry
- Adopted**
- Yea:** 7 - Councilmember Bostrom, Councilmember Carter III, Councilmember Harris, Councilmember Helgen, City Council President Lantry, Councilmember Thune and Councilmember Stark
- Nay:** 0
- 60 [RES PH 11-1204](#) Amending the financing and spending plans in the Parks and Recreation Department in the amount of \$1,526,723 to recognize reimbursement grant funds being requested from Metropolitan Council Park Acquisition Opportunity Fund to purchase property at 1200 Jackson Street, and authorizing proper City officials to enter into a grant agreement if funds are granted.
- Sponsors:** Helgen
- Adopted**
- Yea:** 7 - Councilmember Bostrom, Councilmember Carter III, Councilmember Harris, Councilmember Helgen, City Council President Lantry, Councilmember Thune and Councilmember Stark

Nay: 0

- 61 [RES PH 11-1192](#) Authorizing the Police Department to enter into a contract with Walsh Construction Company to provide on duty police services to the affected areas with the Central Corridor Light Rail Transit Project and establish a 2011 financing and spending plan.

Sponsors: Lantry

Adopted

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

Nay: 0

- 62 [RES PH 11-1193](#) Establishing a 2011 financing and spending plan of \$41,990 to cover personnel costs based on City Council resolution (RES 11-2020) authorizing an agreement with Independent School District #625 to provide the School Resource Officer Program from July 1, 2011 through June 30, 2014 .

Sponsors: Lantry

Adopted

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

Nay: 0

- 63 [RES PH 11-1208](#) Amending the financing and spending plans for the 2006 and 2008 Major Sewer Repair programs, the 2009 Stormwater Quality Improvement program, and the 2010 and 2011 Residential Street Vitality programs to correctly reflect sewer, stormwater, water main and MSA and assessment work.

Sponsors: Lantry

Adopted

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

Nay: 0

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.

Approval of the Consent Agenda**Legislative Hearing Consent Agenda adopted as amended**

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

Nay: 0

- 64** [RLH FOW 11-235](#) Appeal of Mary Wendt to a Fire Certificate of Occupancy Inspection Correction Notice at 1116 SIXTH STREET EAST.
- Sponsors:** Lantry
- Adopted**
- 65** [RLH FOW 11-252](#) Appeal of Judith Day to a Fire Certificate of Occupancy Inspection Correction Notice at 934 ASHLAND AVENUE.
- Sponsors:** Carter III
- Adopted**
- 66** [RLH VO 11-115](#) Appeal of Kenneth Cobb to a Fire Certificate of Occupancy Revocation and Order to Vacate at 1056 AVON STREET NORTH.
- Sponsors:** Helgen
- Adopted**
- 67** [RLH VO 11-117](#) Appeal of Dawn Luedtke to a Fire Certificate of Occupancy Revocation and Order to Vacate 947 BARCLAY STREET.
- Sponsors:** Bostrom
- Adopted as amended (extension granted to February 1, 2012)**
- Yea:** 7 - Councilmember Bostrom, Councilmember Carter III, Councilmember Harris, Councilmember Helgen, City Council President Lantry, Councilmember Thune and Councilmember Stark
- Nay:** 0
- 68** [RLH VO 11-101](#) Appeal of Deanna Williamson to a Revocation of Fire Certificate of Occupancy and Order to Vacate at 989 BURR STREET.
- Sponsors:** Helgen
- Adopted (appeal denied)**

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

Nay: 0

- 69 [RLH VO 11-116](#) Appeal of Michael Johnson to a Fire Certificate of Occupancy Revocation and Order to Vacate at 1152 BUSH AVENUE.

Sponsors: Lantry

Adopted

- 70 [RLH OA 11-26](#) Recommending that Ramsey County deny the application of Rayford Dixon, Attorney-in-Fact, on behalf on Luther Whitehead and Dorothy Dixon, for repurchase of tax forfeited property at 640 CENTRAL AVENUE WEST.

Sponsors: Carter III

Adopted

Yea: 6 - Councilmember Bostrom, Councilmember Carter III, Councilmember Harris, City Council President Lantry, Councilmember Thune and Councilmember Stark

Nay: 0

Absent: 1 - Councilmember Helgen

- 71 [RLH VO 11-97](#) Appeal of John Obrey to a Fire Certificate of Occupancy Revocation and Order to Vacate at 518 CHARLES AVENUE.

Sponsors: Carter III

Adopted

- 72 [RLH OA 11-27](#) Recommending that Ramsey County deny the application of Rayford Dixon, Attorney-in-Fact, on behalf of Luther Whitehead and Dorothy Dixon for repurchase of tax forfeited property at 758 CHARLES AVENUE.

Sponsors: Carter III

Adopted

Yea: 6 - Councilmember Bostrom, Councilmember Carter III, Councilmember Harris, City Council President Lantry, Councilmember Thune and Councilmember Stark

Nay: 0

Absent: 1 - Councilmember Helgen

- 73 [RLH FOW 11-237](#) Appeal of Lynette Schmitz, Marathon Management, to a Fire Certificate of Occupancy Inspection Correction Notice at 1565 CLARENCE STREET.

Sponsors: Bostrom

Adopted

- 74 [RLH FCO](#)
 [11-560](#) Appeal of David Leventhal of Cecil's Delicatessen to a Fire Certificate of Occupancy Correction Order at 651 CLEVELAND AVENUE SOUTH.
- Sponsors: Harris
- Adopted**
- 75 [RLH FCO](#)
 [11-539](#) Appeal of Jayant Saraph and Anna Rauvola to a Re-Inspection Fire Certificate of Occupancy With Deficiencies at 601 CLIFFORD STREET.
- Sponsors: Stark
- Adopted**
- 76 [RLH WP 11-119](#) Appeal of Renewal by Andersen, on behalf of Claudia Gumbiner, to an Egress Window Non-Compliance Determination at 8 CROCUS HILL.
- Sponsors: Thune
- Adopted**
- 77 [RLH FOW](#)
 [11-247](#) Appeal of Ken Anderson to a Fire Certificate of Occupancy Inspection Correction Notice at 324 DALY STREET.
- Sponsors: Thune
- Adopted**
- 78 [RLH FOW](#)
 [11-240](#) Appeal of Tony Swanson, Public Housing Agency of St. Paul, to a Fire Certificate of Occupancy Correction Notice at 1500 DANFORTH STREET.
- Sponsors: Helgen
- Adopted**
- 79 [RLH FOW](#)
 [11-229](#) Appeal of Lawrence F. Yarusso and Vicki Imdicke, Power of Attorney, to a Fire Certificate of Occupancy Correction Notice at 1260 EARL STREET.
- Sponsors: Bostrom
- Adopted**
- 80 [RLH VBR 11-85](#) Appeal of Titus Contracting LLC, on behalf of Osprey I Lic, to a Vacant Building Registration Requirement at 511 EDMUND AVENUE.
- Sponsors: Carter III
- Adopted**
- 81 [RLH WP 11-114](#) Appeal of Budget Exterior, on behalf of Ronald Burth and Shannon Burth McDonald, to two Egress Window Non-Compliance Determinations at 1077 ENGLEWOOD AVENUE.
- Sponsors: Carter III
- Adopted**

- 82 [RLH FOW
11-244](#) Appeal of Gregory Mailand, Mailand Properties LP, to a Fire Certificate of Occupancy Correction Notice at 434 ENGLISH STREET.
- Sponsors:** Lantry
- Adopted**
- 83 [RLH FCO
11-474](#) Appeal of Tim and Jamie Flynn to a Correction Order at 2055 FAIRMOUNT AVENUE. (Public hearing continued from December 7)
- Sponsors:** Stark
- Adopted as amended (appeal granted on basement ceiling; appeal denied on Items 10 and 11 with extension granted to May 31, 2012)**
- Yea:** 6 - Councilmember Bostrom, Councilmember Carter III, Councilmember Harris, City Council President Lantry, Councilmember Thune and Councilmember Stark
- Nay:** 0
- Absent:** 1 - Councilmember Helgen
- 84 [RLH FCO
11-528](#) Appeal of Judith Fries to a Fire Certificate of Occupancy Correction Notice at 1023 FARRINGTON STREET.
- Sponsors:** Helgen
- Adopted**
- 85 [RLH WP 11-117](#) Appeal of Daniel Schmidt, Department of Public Health, on behalf of Lue Williams, to an Egress Window Non-Compliance Determination 844 FULLER AVENUE.
- Sponsors:** Carter III
- Adopted**
- 86 [RLH FOW
11-245](#) Appeal of Eric Lein to a Fire Certificate of Occupancy Correction Notice at 894 GRAND AVENUE.
- Sponsors:** Thune
- Adopted**
- 87 [RLH FOW
11-250](#) Appeal of Mark Severtsgaard to a Fire Certificate of Occupancy Inspection Correction Notice at 998 GRAND AVENUE.
- Sponsors:** Thune
- Adopted**
- 88 [RLH WP 11-115](#) Appeal of Installation Masters Inc., on behalf of Tony and Katy Harms, to an Egress Window Non-Compliance Determination at 1013 GROTTO STREET NORTH.
- Sponsors:** Helgen
- Adopted**

- 89 [RLH FOW
11-253](#) Appeal of Thomas Dooley to a Fire Certificate of Occupancy Inspection Correction Notice at 534 and 536 HOYT AVENUE EAST.

 Sponsors: Helgen

 Adopted
- 90 [RLH VO 11-63](#) Appeal of Southern Minnesota Regional Legal Services (SMRLS), on behalf of Pam Olson, to a Revocation of Fire Certificate of Occupancy and Order to Vacate at 1020 HUBBARD AVENUE.

 Sponsors: Carter III

 Adopted as amended (appeal denied)

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

 Nay: 0
- 91 [RLH FCO
11-536](#) Appeal of Mark Cemensky to a Re-Inspection Fire Certificate of Occupancy With Deficiencies at 927 IGLEHART AVENUE.

 Sponsors: Carter III

 Adopted
- 92 [RLH WP 11-124](#) Appeal of Scherer Window and Door (Chris Judd), on behalf of Ben Osmond, to an Egress Window Non-Compliance Determination at 872 KENNETH STREET.

 Sponsors: Harris

 Adopted
- 93 [RLH VBR 11-88](#) Appeal of Kelly Urista, on behalf of Amherst H. Wilder Foundation, to a Vacant Building Registration Notice at 935 LAFOND AVENUE.

 Sponsors: Carter III

 Adopted
- 94 [RLH FOW
11-233](#) Appeal of Monica Suchy to a Fire Certificate of Occupancy Correction Notice at 1158 LAWSON AVENUE EAST.

 Sponsors: Bostrom

 Adopted
- 95 [RLH FOW
11-246](#) Appeal of Benjamin Roberts to a Fire Certificate of Occupancy Inspection Correction Notice at 124 LEXINGTON PARKWAY NORTH.

 Sponsors: Carter III

 Adopted

- 96 [RLH FOW
11-241](#) Appeal of Todd Funke to a Fire Certificate of Occupancy Correction Notice at 144 LEXINGTON PARKWAY NORTH.

 Sponsors: Carter III

 Adopted
- 97 [RLH RR 11-85](#) Ordering the razing and removal of the structure(s) at 1028 LOEB STREET within fifteen (15) days after the December 21, 2011 City Council Public Hearing.

 Sponsors: Helgen

 Adopted as amended (remove within 30 days with no option for rehabilitation)

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

 Nay: 0
- 98 [RLH RR 11-61](#) Ordering the razing and removal of the structures at 499 LYNNHURST AVENUE WEST within fifteen (15) days after the October 5, 2011 City Council public hearing. (Public hearing continued from November 16, 2011; to be referred back to Legislative Hearing on January 10, 2012 and City Council public hearing on January 18, 2012)

 Sponsors: Stark

 Referred back for a Legislative Hearing on January 10; Council public hearing continued to January 18
- 99 [RLH RR 11-86](#) Ordering the razing and removal of the structures at 591 MACKUBIN STREET within ninety (90) days after the December 21, 2011 City Council Public Hearing.

 Sponsors: Carter III

 Adopted
- 100 [RLH FCO
11-433](#) Appeal of Darlene Hoppe to a Fire Certificate of Occupancy Inspection Correction Notice at 1152 MARION STREET. (Public hearing held December 7)

 Sponsors: Helgen

 Adopted
- 101 [RLH FCO
11-526](#) Appeal of Nadja Berneche to a Fire Certificate of Occupancy Correction Notice at 460 MARSHALL AVENUE.

 Sponsors: Carter III

 Adopted
- 102 [RLH OA 11-25](#) Recommending that Ramsey County deny the application of Rayford Dixon, Attorney-in-Fact, on behalf of Luther Whitehead and Dorothy Dixon, for repurchase of tax forfeited property at 653 MARSHALL AVENUE.

 Sponsors: Carter III

 Adopted

Yea: 6 - Councilmember Bostrom, Councilmember Carter III, Councilmember Harris, City Council President Lantry, Councilmember Thune and Councilmember Stark

Nay: 0

Absent: 1 - Councilmember Helgen

- 103 [RLH VO 11-114](#) Appeal of Ahalithia Harut to a Revocation of Fire Certificate of Occupancy and Order to Vacate at 1049 MARYLAND AVENUE EAST.

Sponsors: Bostrom

Adopted

- 104 [RLH RR 11-87](#) Ordering the razing and removal of the structures at 1057-1059 MARYLAND AVENUE EAST within fifteen (15) days after the December 21, 2011 City Council Public Hearing.

Sponsors: Bostrom

Adopted

- 105 [RLH FCO 11-527](#) Appeal of Titus Contracting, on behalf of Osprey IUC, to a Fire Certificate of Occupancy Correction Notice at 1832 MINNEHAHA AVENUE EAST.

Sponsors: Lantry

Adopted

- 106 [RLH FCO 11-503](#) Appeal of Jeffrey Nielsen to a Fire Certificate of Occupancy Inspection Correction Notice at 212 MONTROSE PLACE.

Sponsors: Stark

Adopted

- 107 [RLH FOW 11-249](#) Appeal of David Kendrick to a Fire Certificate of Occupancy Inspection Correction Notice at 771 NEBRASKA AVENUE EAST.

Sponsors: Bostrom

Adopted

- 108 [RLH WP 11-125](#) Appeal of Scherer Window and Door, Chris Judd, (oh behalf of Gail Riddle) to an Egress Window Non-Compliance Determination at 1270 NILES AVENUE.

Sponsors: Harris

Adopted

- 109 [RLH FCO 11-467](#) Appeal of Kyle Dalton to a Fire Certificate of Occupancy Inspection Correction Notice at 1020 PACIFIC STREET.

Sponsors: Lantry

Adopted

- 110 [RLH FCO 11-511](#) Appeal of William Walters to a Fire Certificate of Occupancy Inspection Correction Notice at 1027 PORTLAND AVENUE.

 Sponsors: Carter III

 Adopted
- 111 [RLH OA 11-21](#) Appeal of Kristin Dawkins to an Inspection Appointment-Rescheduled Per Owner Request at 678 PREBLE STREET.

 Sponsors: Lantry

 Adopted
- 112 [RLH SAO 11-40](#) Appeal of Boris Mishulovin to a Summary Abatement Order and Vehicle Abatement Order at 956 PROSPERITY AVENUE.

 Sponsors: Bostrom

 Adopted
- 113 [RLH WP 11-120](#) Appeal of Ha T. Duong to an Egress Window Non-Compliance Determination at 1523 and 1525 REANEY AVENUE.

 Sponsors: Lantry

 Adopted
- 114 [RLH OA 11-18](#) Recommending that Ramsey County deny the application of Emilia & Modesto E Reyes for repurchase of tax forfeited property at 446 ROBERT STREET SOUTH.

 Sponsors: Thune

 Adopted
- 115 [RLH WP 11-113](#) Appeal of Bryan Horton, Renewal by Andersen, to two Egress Window Non-Compliance Determinations at 555 SARATOGA STREET SOUTH.

 Sponsors: Harris

 Adopted
- 116 [RLH WP 11-118](#) Appeal of Bob Shackelford to an Egress Window Non-Compliance Determination at 1403 SCHEFFER AVENUE.

 Sponsors: Harris

 Adopted
- 117 [RLH VBR 11-86](#) Appeal of Lawrence Walker to a Vacant Building Registration Requirement at 818 SHERBURNE AVENUE.

 Sponsors: Carter III

 Adopted

- 118 [RLH FOW
11-234](#) Appeal of Patti Palmen to a Re-Inspection Fire Certificate of Occupancy With Deficiencies at 1822-1824 STILLWATER AVENUE.

 Sponsors: Lantry

 Adopted
- 119 [RLH VO 11-112](#) Appeal of Benjamin Aung to a Notice of Condemnation as Unfit for Human Habitation and Order to Vacate at 416 VAN BUREN AVENUE.

 Sponsors: Carter III

 Adopted
- 120 [RLH OA 11-12](#) Recommending that Ramsey County approve the application of Steve McCluskey on behalf of McCluskey-Stoll Investments LLC, for repurchase of tax forfeited property at 1595 VAN BUREN AVENUE.

 Sponsors: Stark

 Adopted
- 121 [RLH FCO
11-530](#) Appeal of Joseph Kummer to a Fire Certificate of Occupancy Correction Notice at 1067 VAN DYKE STREET.

 Sponsors: Bostrom

 Adopted
- 122 [RLH FOW
11-242](#) Appeal of Tony Swanson, Public Housing Agency of St. Paul, to a Fire Certificate of Occupancy Correction Notice at 1098 WAKEFIELD AVENUE.

 Sponsors: Lantry

 Adopted
- 123 [RLH WP 11-123](#) Appeal of Chia Neng Yang to an Egress Window Non-Compliance Determination at 1660 WANDA STREET.

 Sponsors: Helgen

 Adopted
- 124 [RLH VO 11-113](#) Appeal of Mireya Santamaria to a Re-Inspection Fire Certificate of Occupancy With Deficiencies and Order to Vacate Unit 22 at 1225 WESTMINSTER STREET.

 Sponsors: Helgen

 Public hearing held and closed; laid over to January 18, 2012 (referred back to Legislative Hearings on January 10, 2012)

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

 Nay: 0

- 125 [RLH WP 11-116](#) Appeal of Window World (Esther Dahl), on behalf of T & M Properties, to an Egress Window Non-Compliance Determination at 905 WHITE BEAR AVENUE.
- Sponsors: Bostrom
- Adopted**
- 126 [RLH FOW
11-248](#) Appeal of Keith Collins to a Fire Certificate of Occupancy Correction Notice at 329/331 WILDER STREET NORTH.
- Sponsors: Stark
- Adopted**
- 127 [RLH OA 11-31](#) Second Stay of Council File 10-1185, An Order to Remove or Repair the Buildings at 578 THOMAS AVENUE.
- Sponsors: Carter III
- Public hearing held and closed; laid over to January 4, 2012**
- Yea:** 7 - Councilmember Bostrom, Councilmember Carter III, Councilmember Harris, Councilmember Helgen, City Council President Lantry, Councilmember Thune and Councilmember Stark
- Nay:** 0

RECESS

The meeting was recessed, to be reconvened immediately following the December 22 special HRA meeting.

- Yea:** 7 - Councilmember Bostrom, Councilmember Carter III, Councilmember Harris, Councilmember Helgen, City Council President Lantry, Councilmember Thune and Councilmember Stark
- Nay:** 0

RECONVENE

- Present** 7 - Councilmember Dan Bostrom, Councilmember Melvin Carter III, Councilmember Pat Harris, Councilmember Lee Helgen, City Council President Kathy Lantry, Councilmember Dave Thune and Councilmember Russ Stark

[RES PH 11-1210](#) Amending the 2010 Central Corridor Streetscape CIB budget and naming the Penfield Project as a Capital Improvement Project.

Sponsors: Thune

Adopted

Yea: 4 - Councilmember Bostrom, Councilmember Harris, Councilmember Helgen and Councilmember Thune

Nay: 3 - Councilmember Carter III, City Council President Lantry and Councilmember Stark

ADJOURNMENT

Meeting adjourned

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

Nay: 0

Council Meeting Information

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Cable

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