



# City of Saint Paul

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

## Minutes - Final

### City Council

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

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Wednesday, October 24, 2012

3:30 PM

Council Chambers - 3rd Floor

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#### ROLL CALL

*The meeting was called to order by Council President Lantry at 3:32 p.m.*

**Present** 6 - Councilmember Dan Bostrom, Councilmember Amy Brendmoen, Councilmember Melvin Carter III, City Council President Kathy Lantry, Councilmember Russ Stark and Councilmember Dave Thune

**Absent** 1 - Councilmember Chris Tolbert

#### COMMUNICATIONS & RECEIVE/FILE

- 1 [CO 12-24](#) Letters from the Department of Safety and Inspections declaring 704-706 Blair Avenue, 533 Burgess Street, 1143 Edgerton Street, and 137 Sims Avenue as nuisance properties. (For notification purposes only; public hearings will be scheduled at a later date if necessary.)

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 (Items 2 - 8)

*Councilmember Bostrom moved approval of the Consent Agenda.*

#### Consent Agenda adopted

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

**Nay:** 0

**Absent:** 1 - Councilmember Tolbert

- 2      [RES 12-1940](#)      Approving the Collective Bargaining Agreement (May 1, 2012 - April 30, 2015) between the City of Saint Paul and the International Brotherhood of Electrical Workers, Local 110.  
  
                 **Laid over to November 7 for adoption**
- 3      [RES 12-1932](#)      Authorizing the Fire Department to enter into a joint powers agreement with State of Minnesota, Department of Public Safety, State Patrol Division to provide firefighters for conducting search and rescue services and fighting wildfires for the time period of July 1, 2012 through June 30, 2013.  
  
                 **Adopted**
- 4      [RES 12-1941](#)      Authorizing the Fire Department to enter into a joint powers agreement with Dakota County Technical College to provide an Emergency Response Driving course to firefighters on November 13, 2012.  
  
                 **Adopted**
- 5      [RES 12-1962](#)      Authorizing application to the Department of Employment and Economic Development for Contamination Investigation and Cleanup Grants, and to the Metropolitan Council for Tax Base Revitalization Grants, for the Lowertown Ballpark, Bright Farms/Jade, and Model Cities sites.  
  
                 **Adopted**
- 6      [RES 12-1959](#)      Approving the use of grant funds through the Neighborhood STAR Year-Round Program for the Jewish Community Center's emergency sewer replacement project.  
  
                 **Adopted**
- 7      [Min 12-35](#)      Approving the minutes of the September 5, 12, 19, and 26, 2012 City Council meetings.  
  
                 **Adopted**
- 8      [Min 12-37](#)      Approving the minutes of the October 3 and 10, 2012 City Council meetings.  
  
                 **Adopted**

**FOR DISCUSSION**

- 9**      [RES 12-1809](#)      Approving a development agreement with West Side Flats Apartments LLC and related agreements with the developer and affiliates thereof. (Laid over from October 10)

*Councilmember Thune moved approval.*

**Adopted**

**Yea:** 5 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Carter III, City Council President Lantry and Councilmember Thune

**Nay:** 1 - Councilmember Stark

**Absent:** 1 - Councilmember Tolbert

*Councilmember Tolbert joined the meeting.*

**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

- 10**      [RES PH 12-301](#)      Amending the financing and spending plans in the Department of Public Works in the amount of \$746,250 to accept a federal grant through the Metropolitan Council and to establish a local funding match for the Charles Avenue Project. (Public hearing held October 17)

*John Maczko, Public Works, provided an overview of the Charles Avenue Project financing which included \$450,000 in federal money administered by Transit for Livable Communities, and matching funds from Neighborhood STAR, the Minnesota Department of Transportation, unused funds from older bike projects. He said it was not a project that had been funded through the CIB committee originally because the federal funding became available mid-year. In response to questions from Councilmember Tolbert he said completed projects were turned over to the Finance office and available CIB balances were reported to Council at scheduled budget meetings and could be used for any type of project.*

*Councilmember Stark moved approval of the resolution.*

**Adopted**

**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**

- 11     [Ord 12-58](#)     Amending Chapter 34 of the Saint Paul Legislative Code to change the City's excessive consumption fee from a tiered per-event fee to a flat fee of one hundred twenty dollars (\$120).  
*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
- 12     [Ord 12-59](#)     Amending Chapter 43 of the Saint Paul Legislative Code to increase the City's annual vacant building registration fee from one thousand one hundred dollars (\$1,100) to one thousand four hundred forty dollars (\$1,440).  
*Councilmember Stark 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 12-61](#)     Amending Chapter 293 of the Saint Paul Legislative Code pertaining to the costs for sound monitoring.  
*Councilmember Stark said there were some questions about which department would be doing the sound monitoring; he moved to lay the matter over for two weeks.*
- Laid over to November 7**
- Yea:** 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Carter III, City Council President Lantry, Councilmember Stark, Councilmember Thune and Councilmember Tolbert
- Nay:** 0

- 14     [Ord 12-71](#)     Amending Chapters 60, 62, and 64 of the Legislative Code pertaining to nonconforming lots, uses, structures, and signs.

*Council President Lantry introduced amendments. Yeas - 7 Nays - 0*

**Amended and laid over for public hearing on November 7**

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

**Nay:** 0

**Second Reading**

- 15     [Ord 12-62](#)     Amending Chapter 85 of the Saint Paul Legislative Code pertaining to accrual of water charges pending meter removal.

**Laid over to November 7 for third reading/public hearing**

- 16     [Ord 12-63](#)     Amending Chapter 87 of the Saint Paul Legislative Code pertaining to schedule charges for installation of one-inch street service connections.

**Laid over to November 7 for third reading/public hearing**

- 17     [Ord 12-64](#)     Amending Chapter 88 of the Saint Paul Legislative Code pertaining to water metering requirements.

**Laid over to November 7 for third reading/public hearing**

- 18     [Ord 12-67](#)     Amending Chapter 91 of the Saint Paul Legislative Code pertaining to water service turn-on charge.

**Laid over to November 7 for third reading/public hearing**

- 19     [Ord 12-68](#)     Amending Chapter 92 of the Saint Paul Legislative Code pertaining to plumbing permit requirements and charges.

**Laid over to November 7 for third reading/public hearing**

- 20     [Ord 12-69](#)     Amending Chapter 93 of the Saint Paul Legislative Code pertaining to materials allowed for new water service connections.

**Laid over to November 7 for third reading/public hearing**

- 21     [Ord 12-70](#)     Amending Chapter 376 of the Saint Paul Legislative Code pertaining to taxicab fares.

**Laid over to November 7 for third reading/public hearing**

- 22     [Ord 12-75](#)     Amending Chapter 82 of the Saint Paul Administrative Code revising the City's prevailing wage ordinance.

**Laid over to November 7 for third reading/public hearing**

**PUBLIC HEARING**

- 23     [RES PH 12-308](#)     Amending the financing and spending plans in the Department of Parks and Recreation 2012 Capital Improvement budget in the amount of \$1,000,000 to establish the budget for land acquisition for Frogtown Park and Farms, and approving an Agreement of Purchase and Sale between the City of Saint Paul and the Trust for Public Land to purchase the land. (Laid over from October 17 for public hearing)

*Department of Parks and Recreation Director Mike Hahm gave a staff report. He said Frogtown Farm met a need identified in the Parks and Recreation Comprehensive Plan and Systems Plan. He described the land acquisition details, and said the \$1 million investment made by the City was leveraging an additional 2.4 million of investment that The Trust for Public Land was fundraising for as well as a discounted purchase price negotiated by The Trust for Public Land. He said the item was being considered outside the regular budget cycle because the Trust for Public Land had a deadline of October 31 for securing some of the funding and negotiating an agreement with the City. In response to a question from Councilmember Tolbert, he said the financing fell into three blocks: replacement parkland dedication funds, year-round Neighborhood STAR funds, and grant funds still to be secured.*

*Councilmember Tolbert asked what would happen if the grants were not received. Mr. Hahm said the City would still have the same financial obligation if they were unsuccessful in securing the grants but would have flexibility to resolve that in other ways.*

*Councilmember Carter reiterated that Frogtown Farms was meeting an identified need, and that the \$1 million investment was purchasing an asset appraised at \$4-\$5 million.*

*Councilmember Carter asked those present in support of the resolution to stand.*

*No one appeared in opposition; Councilmember Carter moved to close the public hearing and approve the resolution.*

**Adopted**

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

**Nay:** 0

**ADJOURNMENT**

*Councilmember Carter moved adjournment.*

**The meeting was adjourned at 3:53 p.m.**

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

**Nay:** 0

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