



City of Saint Paul

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

Meeting Minutes - Action Only

Katie Burger, Executive
Assistant, 651-266-8560

City Council

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

Present 7 - Councilmember Dan Bostrom, Councilmember Amy Brendmoen, Councilmember Dai Thao, Councilmember Chris Tolbert, City Council President Russ Stark, Councilmember Rebecca Noecker and Councilmember Jane L. Prince

COMMUNICATIONS & RECEIVE/FILE

- 1 [AO 16-87](#) Amending the 2016 spending budget in the Public Works Engineering Fund.
Received and filed
- 2 [AO 16-88](#) Amending the 2016 general fund budget for the Fire Department to more accurately record expenditures.
Received and filed
- 3 [AO 16-89](#) Amending the 2016 spending budget in the Central Service Fund, Treasury Fiscal Services accounting unit.
Received and filed
- 4 [AO 16-90](#) Amending the 2016 spending budget for the Office of Financial Services.
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 as amended**

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince

Nay: 0

- 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
- Adopted**
- 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
- Adopted**
- 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
- Adopted**
- 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
- Adopted**

- 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
- Adopted**
- 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
- Adopted**
- 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
- Adopted**
- 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
- Adopted**
- 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
- Adopted**

- 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

Adopted

- 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

Adopted

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

Sponsors: Stark

Adopted

- 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

Adopted

- 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

Adopted

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

Sponsors: Noecker

Adopted as amended

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince

Nay: 0

- 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

Adopted

FOR DISCUSSION

- 21 [RES 16-2029](#) A resolution 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

Adopted as amended

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince

Nay: 0

- 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

Adopted as amended

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince

Nay: 0

- 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

Adopted

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince

Nay: 0

- 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

Adopted as amended

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince

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

- 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

Laid over to December 7 for second reading

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

Adopted

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince

Nay: 0

- 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

Adopted

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince

Nay: 0

- 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

Adopted

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince

Nay: 0

- 29 [RES PH 16-420](#) Authorizing Public Works to request Public Entity Innovation Grant funds from Ramsey County for recycling carts.

Sponsors: Stark

Adopted

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince

Nay: 0

PUBLIC HEARINGS

- 30** [Ord 16-44](#) Amending Chapter 33 of the Saint Paul Legislative Code pertaining to Fence Requirements.
- Sponsors:** Brendmoen
- Public hearing held and closed; laid over to December 7 for final adoption**
- Yea:** 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince
- Nay:** 0
-
- 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
- Public hearing continued to December 7**
- Yea:** 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince
- Nay:** 0
-
- 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
- Amended; public hearing continued to December 7**
- Yea:** 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince
- Nay:** 0
-
- 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
- Public hearing held and closed**
- Yea:** 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince
- Nay:** 0

- 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
- Motion of intent - Adopted the Findings of Fact, Conclusions of Law, and Recommendations of the Administrative Law Judge**
- Yea:** 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince
- Nay:** 0
- 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
- Adopted as amended**
- Yea:** 6 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince
- Nay:** 1 - Councilmember Thao
- 36** [RES PH 16-342](#) Adopting the Union Park Community Plan as an addendum to the Saint Paul Comprehensive Plan.
- Sponsors:** Stark and Thao
- Adopted**
- Yea:** 5 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, City Council President Stark and Councilmember Prince
- Nay:** 0
- Absent:** 2 - Councilmember Tolbert and Councilmember Noecker
- 37** [RES PH 16-414](#) Approving the Energy Park Utility Company Schedule A.
- Sponsors:** Stark
- Adopted**
- Yea:** 5 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, City Council President Stark and Councilmember Prince
- Nay:** 0
- Absent:** 2 - Councilmember Tolbert and Councilmember Noecker

- 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

Adopted

Yea: 5 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, City Council President Stark and Councilmember Prince

Nay: 0

Absent: 2 - Councilmember Tolbert and Councilmember Noecker

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 Brendmoen, Councilmember Thao, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince

Nay: 0

- 39 [RLH SAO 16-40](#) Appeal of Kimie Clinton Kearney to Summary and Vehicle Abatement Orders at 408 BANFIL STREET.

Sponsors: Noecker

Adopted

- 40 [RLH FCO 16-183](#) Appeal of Teresa Hamernick to a Fire Inspection Correction Notice at 1023 BURNS AVENUE.

Sponsors: Prince

Adopted

- 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

Adopted as amended

- 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

 Adopted
- 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.

 Sponsors: Brendmoen

 Referred to Legislative Hearings on November 22; Council public hearing continued to December 7
- 44 [RLH VBR 16-68](#) Appeal of Elizabeth Fish, POA for Duane Fish, to a Vacant Building Registration Requirement at 687 FIFTH STREET EAST.

 Sponsors: Prince

 Adopted
- 45 [RLH SAO 16-44](#) Appeal of Ganghis Khang to a Summary Abatement Order at 1225 FOURTH STREET EAST.

 Sponsors: Prince

 Adopted
- 46 [RLH SAO 16-41](#) Appeal of Dr. Michael W. Ross to a Summary Abatement Order at 883 FRY STREET.

 Sponsors: Stark

 Adopted
- 47 [RLH RR 16-48](#) Ordering the substantial abatement/cleanup of the property at 778 JESSIE STREET within fifteen (15) days after the November 16, 2016 City Council Public Hearing.

 Sponsors: Brendmoen

 Referred to Legislative Hearings on November 22; Council public hearing continued to December 7
- 48 [RLH VO 16-47](#) Appeals of Robert Mandile to a Notice of Condemnation as Unfit for Human Habitation and Order to Vacate, Summary Abatement Order, and Vehicle Abatement Order at 1627 MARSHALL AVENUE.

 Sponsors: Stark

 Adopted

- 49 [RLH FCO 16-160](#) Appeal of Mark Younghans, Safe Home Transactions LLC, to a Reinspection Fire Certificate of Occupancy With Deficiencies at 449 MOUNT IDA STREET.
Sponsors: Brendmoen
Adopted
- 50 [RLH SAO 16-43](#) Appeal of Amani Issa to a Summary Abatement Order at 748 OTTAWA AVENUE.
Sponsors: Noecker
Adopted
- 51 [RLH FCO 16-159](#) Appeal of Vincent Hughes to a Fire Safety Inspection Appointment at 1058 SELBY AVENUE.
Adopted
- 52 [RLH FCO 16-177](#) Appeal of Celeste Yanisch to a Fire Safety Inspection Appointment Letter at 1600 UPPER AFTON ROAD.
Sponsors: Prince
Adopted
- 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
Adopted

ADJOURNMENT**Meeting adjourned at 9:17 p.m.****Yea:** 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, City Council President Stark, Councilmember Noecker and Councilmember Prince**Nay:** 0

Council Meeting Information

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Web

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Cable

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