



City of Saint Paul

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

Meeting Agenda Outline Only

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*

Wednesday, March 20, 2013

3:30 PM

Council Chambers - 3rd Floor

Public Hearings at 5:30 p.m.

ROLL CALL

COMMUNICATIONS & RECEIVE/FILE

1 [CO 13-7](#) Letter from the Department of Safety and Inspections declaring 762 Thomas Avenue a nuisance property. (For notification purposes only; public hearings will be scheduled at a later date if necessary.)
Sponsors: Carter III

2 [CO 13-8](#) Letters from the Department of Safety and Inspections declaring 1565 Seventh Street East and 217-219 White Bear Avenue North as nuisance properties. (For notification purposes only; public hearings will be scheduled at a later date if necessary.)
Sponsors: Bostrom and Lantry

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.

3 [RES 13-425](#) Accepting the gifts of travel expenses for Mayor Coleman and Marketing Director Jake Spano to meet with Red Bull executives in Quebec, Canada, March 15 - 17, 2013.
Sponsors: Lantry

4 [RES 13-400](#) Accepting the gift of travel expenses up to \$1,500 for Noel Nix to attend the Main Streets Conference on Cultural Economy, held April 13-16, 2013, in New Orleans, LA.
Sponsors: Carter III

5 [RES 13-460](#) Changing the boundary between District Council 6 and District Council 10 the South Como neighborhood and requesting a study to define a procedure for future boundary changes.
Sponsors: Brendmoen

6 [RES 13-409](#) Memorializing City Council action taken on November 14, 2012, granting the appeal of Gleeson Architects to conditions imposed by the Heritage Preservation Commission on a building permit to replace the public sidewalks around the building at 366 Jackson Street within the Lowertown Heritage Preservation District.
Sponsors: Thune

7 [RES 13-352](#) Approving the City's cost of providing Replacement of Lead Water Service Line on private property from November 2012 to January 2013, and setting date of City Council Public Hearing for May 1, 2013 to consider and levy the assessments against individual properties. (File No. 1302LDSRP, Assmt. No. 134001)
Sponsors: Lantry

8 [RES 13-353](#) Approving the City's cost of providing Repair of Sanitary Sewer Line from November 2012 to January 2013, and setting date of City Council Public Hearing for May 1, 2013 to consider and levy the assessments against individual properties. (File No. SWRP1302, Assmt. No. 133001)
Sponsors: Lantry

9 [RES 13-412](#) Approving the City's cost of providing Collection of Vacant Building Fees Services billed July 9 to December 21, 2012, and setting date of Legislative Hearing for April 16, 2013 and City Council Public Hearing for June 5, 2013 to consider and levy the assessments against individual properties. (File No. VB1308, Assmt. No. 138811)
Sponsors: Lantry

10 [RES 13-415](#) Approving the City's cost of providing Graffiti Removal Services from January 20 to February 7, 2013, and setting date of Legislative Hearing for April 16, 2013 and City Council Public Hearing for June 5, 2013 to consider and levy the assessments against individual properties. (File No. J1307P, Assmt. No. 138406)
Sponsors: Lantry

11 [RES 13-416](#) Approving the City's cost of providing Property Clean Up Services from February 2 to March 1, 2013, and setting date of Legislative Hearing for April 16, 2013 and City Council Public Hearing for June 5, 2013 to consider and levy the assessments against individual properties. (File No. J1308A, Assmt. No. 138515)
Sponsors: Lantry

12 [RES 13-417](#) Approving the City's cost of providing Trash Hauling Services from February 6 to 27, 2013, and setting date of Legislative Hearing for April 16, 2013 and City Council Public Hearing for June 5, 2013 to consider and levy the assessments against individual properties. (File No. J1308G, Assmt. No. 138708)
Sponsors: Lantry

13 [RES 13-447](#) Authorizing the Fire Department to accept a donation of \$500 from Alerus Mortgage to continue to provide public safety and community education to the City of Saint Paul and its residents.
Sponsors: Lantry

14 [RES 13-444](#) Authorizing the Department of Public Works to host an Open House Event on Tuesday, May 21st at the Public Works Dale Street Complex Grounds and to pay for related expenses, not to exceed \$12,000, from existing budgets.

15 [RES 13-438](#) Approving adverse action against the Tree Trimmer & 1 Vehicle and Tree Trimmer - Each Add'l Vehicle licenses held by CB Industries, Inc., d/b/a Arbortech Stump & Tree Removal.
Sponsors: Lantry

16 [RES 13-439](#) Approving adverse action against the Massage Practitioner license held by Courtney L. Kupfer for 937 Grand Avenue.
Sponsors: Thune

17 [RES 13-440](#) Approving adverse action against the Massage Practitioner license held by Cynthia L. Miller for 777 Raymond Avenue.
Sponsors: Stark

18 [RES 13-451](#) Memorializing City Council action taken on March 6, 2013, sustaining adverse licensing action against all licenses held by Fa Khir, Inc., d/b/a Fa Khir at 2430 University Avenue West.
Sponsors: Stark

19 [RES 13-464](#) Declaring Saturday, March 23, 2013 from 8:30 to 9:30 p.m. to be "Earth Hour" in the City of Saint Paul.
Sponsors: Stark

FOR DISCUSSION
No Discussion Items

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.

Third Reading, No Public Hearing

20 [Ord 13-12](#) Memorializing City Council action taken February 6, 2013 granting the application of Donna M. Sauro and Susan Sauro Kane, Trustees, for the Rezoning of 342 Kellogg Boulevard West from RM2 Medium Density Multiple Family Residential to T2 Traditional Neighborhood, and amending Chapter 60 of the Saint Paul Legislative Code pertaining to the Saint Paul zoning map. [ZF 12-216053] (Public hearing held February 6, 2013)

Sponsors: Thune

Second Reading

21 [Ord 13-15](#) Memorializing City Council action granting the application of the City of St. Paul for the Rezoning of 1564 Lafond Avenue from R4 One-Family Residential to T2 Traditional Neighborhood, and amending Chapter 60 of the Saint Paul Legislative Code pertaining to the Saint Paul zoning map. (Public hearing held February 20, 2013)

Sponsors: Stark

First Reading

22 [Ord 13-16](#) Amending Chapter 427 of the Saint Paul Legislative Code pertaining to exercise only facilities.

Sponsors: Stark

PUBLIC HEARINGS (public hearings will begin at 5:30 p.m.)

23 [Ord 13-14](#) Amending Legislative Code § 65.774 (c) pertaining to standards and conditions for malt liquor production in Traditional Neighborhood and Business districts.

Sponsors: Stark and Brendmoen

24 [RES PH 13-61](#) Approving the application of Lunda Construction for a sound level variance for construction work related to the demolition of the Lafayette Bridge for 24 hours a day, Monday through Saturday only, from April 20, 2013 to May 3, 2013.

Sponsors: Thune

25 [PH 13-10](#) Public hearing to consider the application of Keith and Patricia Jacobsen to rezone property at 1836-38 Grand Avenue from B2 Community Business to BC Community Business (Converted).

Sponsors: Tolbert

26 [PH 13-12](#) Public hearing to consider the application of Raymond Condominiums and Lakes & Plains LLC to rezone properties at 854-856 Raymond Avenue, 842 Raymond Avenue (841 Bradford Street), and 2330 Long Avenue from RM2 Medium-Density Multiple-Family Residential and VP Vehicular Parking to T2 Traditional Neighborhood.
Sponsors: Stark

27 [RES PH 13-45](#) Ratifying the assessment for the sidewalk reconstruction on the north side of Kellogg Boulevard East between Jackson and Sibley Streets, and the east side of Jackson Street between Kellogg Boulevard and East Fourth Street. (File No. S0802, Assmt. No. 090781)
Sponsors: Thune

28 [RES PH 13-46](#) Ratifying the assessment for the sidewalk reconstruction on the north side of Kellogg Boulevard East between Cedar and Minnesota Streets at 65 East Kellogg Boulevard. (File No. S0708, Assmt. No. 090778)
Sponsors: Thune

29 [RES PH 13-48](#) Final Order approving the sidewalk improvements in the west Midway area of Ward 4. (File No. S1204, Asmt No. 125305)
Sponsors: Stark

30 [RES PH 13-65](#) Giving preliminary approval pursuant to Minnesota Statutes, Chapter 462C for a Housing Finance Program proposal for a combination multifamily rental housing and health care project; authorizing the Housing and Redevelopment Authority to issue Senior Housing and Health Care Revenue Bonds; and authorizing the preparation of necessary documents and materials in connection with said project and program (Episcopal Homes Project), District 13, Ward 4.
Sponsors: Stark

31 [RES PH 13-68](#) Amending the financing and spending plans in the Fire Department in the amount of \$6,233 for the 2010 Assistance to Firefighter Grant.
Sponsors: Lantry

32 [RES PH 13-58](#) Amending the 2013 Water Department budget to reflect the issuance of revenue refunding bonds for a current refunding of the Series 2003C and an advance refunding of the Series 2005D revenue bonds.
Sponsors: Lantry

LEGISLATIVE HEARING ITEMS REQUIRING DISCUSSION

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.

33 [RLH TA](#)
[13-99](#) Deleting theAppealed Special Tax Assessment for Real Estate Project
No. J1305B, Assessment No. 138104 at 856 ALBEMARLE STREET.
Sponsors: Carter III

34 [RLH VO](#)
[13-11](#) Appeal of Bill Bernier to a Fire Inspection Correction Notice (includes
condemnation of Third Unit) at 776 AURORA AVENUE.
Sponsors: Carter III

35 [RLH TA](#)
[13-125](#) Ratifying theAppealed Special Tax Assessment for Real Estate Project
No. J1305A, Assessment No. 138504 at 903 BEECH STREET.
Sponsors: Lantry

36 [RLH TA](#)
[13-126](#) Ratifying theAppealed Special Tax Assessment for Real Estate Project
No. J1304B1, Assessment No. 138108 at 903 BEECH STREET.
(Public hearing continued from February 20, 2013)
Sponsors: Lantry

37 [RLH VO](#)
[13-8](#) Appeal of Heather Meyers, SMRLS (Southern Minnesota Regional
Legal Services), on behalf of Carla Folson to a Revocation of Fire
Certificate of Occupancy and Order to Vacate at 904 BURR STREET,
UPPER.
Sponsors: Brendmoen

38 [RLH TA](#)
[13-111](#) Ratifying theAppealed Special Tax Assessment for Real Estate Project
No. J1305A, Assessment No. 13805A at 1165 BUSH AVENUE.
Sponsors: Bostrom

39 [RLH RR](#)
[13-9](#) Ordering the rehabilitation or razing and removal of the structures at
1054 CENTRAL AVENUE WEST within fifteen (15) days after the
February 20, 2013 City Council Public Hearing. (Public hearing
continued from February 20, 2013)
Sponsors: Carter III

40 [RLH TA](#)
[13-168](#) Amending Council File RLH AR 13-16 to delete the assessment for
Property Cleanup Services from September 4 to October 1, 2012 at
1225 COOK AVENUE EAST. (File No. J1303A, Assessment No.
138502)
Sponsors: Bostrom

41 [RLH TA](#)
[13-90](#) Deleting theAppealed Special Tax Assessment for Real Estate Project
No. J1305A, Assessment No. 138504 at 1390 DESOTO STREET.
Sponsors: Brendmoen

42 [RLH TA](#)
[13-71](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1305B, Assessment No. 138104 at 383 DEWEY STREET.
Sponsors: Stark

43 [RLH TA](#)
[13-79](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1305A, Assessment No. 138504 at 1084 EARL STREET. (To be laid over to April 2, 2013 Legislative Hearing and April 17, 2013 City Council public hearing)
Sponsors: Bostrom

44 [RLH TA](#)
[13-105](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1305A, Assessment No. 138504 at 25 EMPIRE DRIVE. (To be laid over to April 2, 2013 Legislative Hearing)
Sponsors: Carter III

45 [RLH FCO](#)
[13-51](#) Appeal of John W. Sweeney to a Fire Inspection Correction Notice at 1064 ENGLEWOOD AVENUE.
Sponsors: Carter III

46 [RLH TA](#)
[13-81](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1305A, Assessment No. 138504 at 1248 FARRINGTON STREET.
Sponsors: Brendmoen

47 [RLH TA](#)
[13-91](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1305A, Assessment No. 138504 at 429 FRY STREET.
Sponsors: Stark

48 [RLH TA](#)
[13-82](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1305A, Assessment No. 138504 at 337 FULLER AVENUE.
Sponsors: Carter III

49 [RLH TA](#)
[13-88](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1305A, Assessment No. 138504 at 2160 HAWTHORNE AVENUE EAST.
Sponsors: Bostrom

50 [RLH TA](#)
[13-92](#) Deleting the Appealed Special Tax Assessment for Real Estate Project No. VB1305, Assessment No. 138804 at 647 HOLLY AVENUE.
Sponsors: Carter III

51 [RLH TA](#)
[13-100](#) Deleting the Appealed Special Tax Assessment for Real Estate Project No. VB1305, Assessment No. 138804 at 517 HOYT AVENUE.
Sponsors: Brendmoen

52 [RLH TA](#)
[13-119](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1301V, Assessment No. 138000 at 1517 IDAHO AVENUE EAST.
Sponsors: Bostrom

53 [RLH TA](#)
[13-86](#) Ratifying theAppealed Special Tax Assessment for Real Estate Project
No. J1305B, Assessment No. 138104 at 565 JEFFERSON AVENUE.
Sponsors: Thune

54 [RLH TA](#)
[13-104](#) Ratifying theAppealed Special Tax Assessment for Real Estate Project
No. VB1304, Assessment No. 138803 at 985 JENKS AVENUE.
Sponsors: Bostrom

55 [RLH TA](#)
[13-115](#) Deleting theAppealed Special Tax Assessment for Real Estate Project
No. VB1305, Assessment No. 138804 at 501 KENT STREET.
Sponsors: Carter III

56 [RLH TA](#)
[13-93](#) Deleting theAppealed Special Tax Assessment for Real Estate Project
No. VB1305, Assessment No. 138804 at 1691 LEONE AVENUE.
Sponsors: Lantry

57 [RLH RR](#)
[13-14](#) Ordering the rehabilitation or razing and removal of the structures at
1333 MARGARET STREET within fifteen (15) days after the March 20,
2013 City Council Public Hearing.
Sponsors: Lantry

58 [RLH FOW](#)
[13-5](#) Appeal of Roseanne Wynn to an Egress Window Non-Compliance
Determination at 1415 MARGARET STREET.
Sponsors: Lantry

59 [RLH VO](#)
[13-10](#) Appeal of Susan Clarin to a Fire Certificate of Occupancy Revocation
and Order to Vacate at 1674 MARION STREET.
Sponsors: Brendmoen

60 [RLH TA](#)
[13-83](#) Ratifying theAppealed Special Tax Assessment for Real Estate Project
No. J1305A, Assessment No. 138504 at 616 MARYLAND AVENUE
EAST.
Sponsors: Bostrom

61 [RLH OA](#)
[13-48](#) Re-examining the record for RLH RR 13-10 approved by the City
Council on March 6, 2013, ordering the razing and removal of the
structures located at 758 MARYLAND AVENUE EAST within fifteen (15)
days.
Sponsors: Bostrom

62 [RLH TA](#)
[13-124](#) Ratifying theAppealed Special Tax Assessment for Real Estate Project
No. J1305A, Assessment No. 138504 at 1002 MINNEHAHA AVENUE
EAST.
Sponsors: Lantry

63 [RLH TA](#)
[13-89](#) Deleting theAppealed Special Tax Assessment for Real Estate Project
No. J1305A, Assessment No. 138504 at 426 MONTANA AVENUE
EAST.
Sponsors: Brendmoen

64 [RLH TA](#)
[13-139](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1305A, Assessment No. 138504 at 847 OAKDALE AVENUE.
Sponsors: Thune

65 [RLH FCO](#)
[13-48](#) Appeal of Andy Hybben to a Re-Inspection Fire Certificate of Occupancy With Deficiencies at 582 OHIO STREET.
Sponsors: Thune

66 [RLH TA](#)
[13-101](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. VB1305, Assessment No. 138804 at 1587 PARK STREET. (To be laid over to April 16, 2013 Legislative Hearing and May 1, 2013 City Council public hearing)
Sponsors: Brendmoen

67 [RLH TA](#)
[13-80](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1305A, Assessment No. 138504 at 1199 PAYNE AVENUE.
Sponsors: Bostrom

68 [RLH AR](#)
[13-5](#) Ratifying the assessments for Tree Removal Services during Spring 2005 at 771 PIERCE BUTLER ROUTE. (File No. 0501T3, Assessment No. 139003) (To be laid over to April 16, 2013 Legislative Hearing and May 1, 2013 City Council public hearing)
Sponsors: Lantry

69 [RLH TA](#)
[13-87](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. 0501T3, Assessment No. 139003 at 771 PIERCE BUTLER ROUTE. (To be laid over to April 16, 2013 Legislative Hearing and May 1, 2013 City Council public hearing)
Sponsors: Carter III

70 [RLH TA](#)
[13-97](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. VB1305, Assessment No. 138804 at 586 RICE STREET.
Sponsors: Carter III

71 [RLH TA](#)
[13-98](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1304A1, Assessment No. 138516 at 586 RICE STREET. (Public hearing continued from March 6)
Sponsors: Carter III

72 [RLH TA](#)
[13-103](#) Deleting the Appealed Special Tax Assessment for Real Estate Project No. VB1305, Assessment No. 138804 at 987 RICE STREET.
Sponsors: Brendmoen

73 [RLH TA](#)
[13-122](#) Deleting the Appealed Special Tax Assessment for Real Estate Project No. VB1305, Assessment No. 138804 at 1328 SEARLE STREET.
Sponsors: Bostrom

74 [RLH TA](#)
[13-123](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project No. J1305A, Assessment No. 138504 at 167 SHERBURNE AVENUE.
Sponsors: Carter III

75 [RLH SAO](#)
[13-8](#) Appeal of Darrell Kowarsch to a Vehicle Abatement Order at 241
SIDNEY STREET EAST.
Sponsors: Thune

76 [RLH TA](#)
[13-73](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project
No. J1305A, Assessment No. 138504 at 1763 THOMAS AVENUE.
Sponsors: Stark

77 [RLH SAO](#)
[13-10](#) Appeal of Bee Vue to a Summary Abatement Order at 825 UNIVERSITY
AVENUE WEST.
Sponsors: Carter III

78 [RLH TA](#)
[13-95](#) Deleting the Appealed Special Tax Assessment for Real Estate Project
No. VB1305, Assessment No. 138804 at 1389 UNIVERSITY AVENUE
WEST.
Sponsors: Stark

79 [RLH TA](#)
[13-70](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project
No. J1305A, Assessment No. 138504 at 1441 VAN BUREN AVENUE.
Sponsors: Stark

80 [RLH TA](#)
[13-84](#) Ratifying the Appealed Special Tax Assessment for Real Estate Project
No. J1305A, Assessment No. 138504 at 301 WYOMING STREET
WEST.
Sponsors: Thune

81 [RLH AR](#)
[13-1](#) Ratifying the assessments for Towing of Abandoned Vehicles Services
from April to July 2012. (File No. J1301V, Assessment No. 138000)
Sponsors: Lantry

82 [RLH AR](#)
[13-2](#) Ratifying the assessments for Boarding and/or Securing Services during
October 2012. (File No. J1305B, Assessment No. 138104)
Sponsors: Lantry

83 [RLH AR](#)
[13-3](#) Ratifying the assessments for Collection of Vacant Building Fees billed
from May 11 to September 21, 2012. (File No. VB1305, Assessment
No. 138804)
Sponsors: Lantry

84 [RLH AR](#)
[13-4](#) Ratifying the assessments for Property Clean Up Services during
November 2012. (File No. J1305A, Assessment No. 138504)
Sponsors: Lantry

SUSPENSION ITEMS**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). Councilmembers 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

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