



City of Saint Paul

Meeting Agenda

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

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

Katie Burger, Executive
Assistant, 651-266-8560

Wednesday, December 6, 2017

3:30 PM

Council Chambers - 3rd Floor

Budget Amendment Public Hearings at 3:30 p.m.

Public Hearings at 5:30 p.m.

The Truth in Taxation Public Hearing will be held at 6:30 p.m. or shortly thereafter.

ROLL CALL

COMMUNICATIONS & RECEIVE/FILE

- 1 [CO 17-68](#) Letter from the Department of Safety and Inspections declaring 96 Manitoba Avenue a nuisance property. (For notification purposes only; public hearings will be scheduled at a later date if necessary.)
Sponsors: Thao
- 2 [AO 17-77](#) Amending the 2017 budget of the Sewer Utility Fund to combine four accounting units.
- 3 [AO 17-89](#) Amending the CDBG activities budget.

CONSENT AGENDA

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.

- 4 [RES 17-1884](#) Approving the Settlement Agreement and Release between the City of Saint Paul and Michael Fleming and his attorney Paul Applebaum.
Sponsors: Stark
- 5 [RES 17-1840](#) Memorializing the Council's decision to deny the appeal of Kathryn Engdahl of a Board of Zoning Appeals decision to grant a variance to construct a garage at 17 Hall Avenue.
Sponsors: Noecker

- 6 [RES](#)
[17-1942](#) Authorizing Visit Saint Paul to Coordinate Planning of Mayor-Elect Carter's Inauguration and related events.
Sponsors: Stark
- 7 [RES](#)
[17-1862](#) Approving the City's cost of providing Boarding and/or Securing services during September 2017, and setting date of Legislative Hearing for January 9, 2018 and City Council public hearing for February 28, 2018 to consider and levy the assessments against individual properties. (File No. J1804B, Assessment No. 188103)
Sponsors: Stark
- 8 [RES](#)
[17-1863](#) Approving the City's cost of providing Trash Hauling services during October 4 to 25, 2017, and setting date of Legislative Hearing for January 9, 2018 and City Council public hearing for February 28, 2018 to consider and levy the assessments against individual properties. (File No. J1805G, Assessment No. 188704)
Sponsors: Stark
- 9 [RES](#)
[17-1864](#) Approving the City's cost of providing Tree Removal services from May to September 2017, and setting date of Legislative Hearing for January 9, 2018 and City Council public hearing for February 28, 2018 to consider and levy the assessments against individual properties. (File No. 1801T, Assessment No. 189000)
Sponsors: Stark
- 10 [RES](#)
[17-1865](#) Approving the City's cost of providing Demolition services from August 2017, and setting date of Legislative Hearing for January 9, 2018 and City Council public hearing for February 28, 2018 to consider and levy the assessments against individual properties. (File No. J1804C, Assessment No. 182003)
Sponsors: Stark
- 11 [RES](#)
[17-1866](#) Approving the City's cost of providing Collection of Vacant Building Registration Fees billed during June 7 to September 21, 2017, and setting date of Legislative Hearing for January 9, 2018 and City Council public hearing for February 28, 2018 to consider and levy the assessments against individual properties. (File No. VB1805, Assessment No. 188804)
Sponsors: Stark
- 12 [RES](#)
[17-1897](#) Amending the City's 2017 Operating Budget to reflect an advance in the amount of \$1,081,581 from the internal borrowing fund to finance the Office of Technology and Communications Phone Replacement project.
Sponsors: Stark

- 13 [RES](#) Authorizing the withholding of tax-forfeit parcels from public sale for six
 [17-1902](#) months.
 Sponsors: Stark
- 14 [RES](#) Authorizing the Office of Financial Services to apply for and accept the
 [17-1930](#) U.S. Environmental Protection Agency grant.
 Sponsors: Stark
- 15 [RES](#) Amending the 2017 budget to establish a transition team budget for
 [17-1936](#) Mayor-elect Carter.
 Sponsors: Stark
- 16 [RES](#) Authorizing the Fire Department to enter into a joint powers agreement with
 [17-1853](#) the City of Eden Prairie for the use of the Saint Paul Fire Department
 training facilities.
 Sponsors: Stark
- 17 [RES](#) Authorizing the Fire Department to accept the donation of 300 9-volt
 [17-1769](#) batteries valued at \$147 from Energizer.
 Sponsors: Stark
- 18 [RES](#) Authorizing the Fire Department to accept the donation of 1,000 smoke
 [17-1782](#) detectors and 1,000 carbon monoxide detectors valued at \$39,960.00
 from Kidde Fire Safety.
 Sponsors: Stark
- 19 [RES](#) Establishing the rate of pay for the new classification of Loan Servicing and
 [17-1812](#) Real Estate Supervisor in EG 09, SPSO, Grade 020.
 Sponsors: Stark
- 20 [RES](#) Amending Civil Service Rule 7 to extend the Firefighter eligible list.
 [17-1860](#)
 Sponsors: Stark
- 21 [RES](#) Changing the rate of pay for the existing classification of Plan Review
 [17-1834](#) Supervisor from Grade 016 to Grade 022, EG 09, SPSO. (To be laid over
 one week adoption)
 Sponsors: Stark
- 22 [RES](#) Changing the rate of pay for the classifications of Capital City Intern and
 [17-1919](#) EMS Cadet Assistant in Grade 001, EG 99, Special Employment. (To be
 laid over one week for adoption)
 Sponsors: Stark

- 23 [RES](#)
 [17-1920](#) Changing the rate of pay for the classification of Parks and Recreation Worker in Grade 31H of EG 99, Special Employment. (To be laid over one week for adoption)
 Sponsors: Stark
- 24 [RES](#)
 [17-1873](#) Establishing the rate of pay for the new classification of Parking Manager in EG06, PEA, Grade 018. (To be laid over one week for adoption)
 Sponsors: Stark
- 25 [RES](#)
 [17-1861](#) Approving the Mayor's appointments of Cody Zwiefelhofer, Melissa Finnegan, and Tony Parrish to serve on the Neighborhood STAR Board.
 Sponsors: Stark
- 26 [RES](#)
 [17-1917](#) Approving the Mayor's appointments of Lindsay Kimball and Jai Winston, and reappointments of Lana Barkawi and Chris Widdess to serve on the Cultural STAR Board.
 Sponsors: Stark
- 27 [RES](#)
 [17-1885](#) Authorizing the use of a Project Labor Agreement (PLA) on the construction portion of the Rice Park Revitalization project, and authorizing appropriate city officials to execute such an agreement.
 Sponsors: Noecker
- 28 [RES](#)
 [17-1793](#) Authorizing the Department of Parks and Recreation to apply for \$164,500 in funding through the Conservation Partners Legacy grant program to enhance 61 acres of forest and prairie habitat at Cherokee Regional Park and, if successful, enter into an agreement providing indemnification for the MN Department of Natural Resources.
 Sponsors: Noecker
- 29 [RES](#)
 [17-1904](#) Authorizing the Department of Parks and Recreation to execute agreements with the Metropolitan Council, which include an indemnification clause, to accept Clean Water, Land and Legacy Amendment grant funds for multiple City projects.
 Sponsors: Stark
- 30 [RES](#)
 [17-1842](#) Authorizing carryforward of unused private activity bond volume cap.
 Sponsors: Stark
- 31 [RES](#)
 [17-1927](#) Authorizing the Police Department to expense charges for meals, travel, and other costs relating to the assessors for the Sergeant's Exam.
 Sponsors: Stark
- 32 [RES](#)
 [17-1849](#) Approving adverse action against the Massage Practitioner license application submitted by Laura K. Sanchez for 1053 Grand Avenue, Suite #113.
 Sponsors: Noecker

- 33 [RES](#)
[17-1899](#) Approving adverse action against the Sidewalk Contractor license held by Allphase Companies, Inc.
Sponsors: Stark
- 34 [RES](#)
[17-1835](#) Approving the application with conditions, per the Deputy Legislative Hearing Officer, to add an Entertainment (A) license to the existing Malt On Sale (Brewery Taproom), Liquor On Sale-Sunday, Liquor-Outdoor Service Area (Patio), and Malt Off Sale (Brewery) licenses for Bad Weather Brewing LLC (ID #20150000267), d/b/a Bad Weather Brewing CO, at 414 7th Street West.
Sponsors: Noecker
- 35 [RES](#)
[17-1666](#) Approving the application with conditions, per the Deputy Legislative Hearing Officer, to add a Liquor-Outdoor Service Area (Patio) license to the existing Liquor On Sale - 291 or more seats, and Liquor On Sale - Sunday licenses for the City of Saint Paul Parks and Recreation Department, d/b/a City House (License ID #20160002228), at 258 Mill Street.
Sponsors: Noecker
- 36 [RES](#)
[17-1389](#) Approving the application with conditions, per the Deputy Legislative Hearing Officer, for an Auto Repair Garage license for Drive Time Auto Repair LLC (ID #20170002357), d/b/a Drive Time Auto Repair at 1324 Arcade Street.
Sponsors: Bostrom
- 37 [RLH OA](#)
[17-16](#) Making recommendation to Ramsey County on the application of Mee Lee Moua, d/b/a Malina's Sports Bar, for repurchase of tax forfeited property at 691 DALE STREET NORTH.
Sponsors: Thao
- 38 [RES](#)
[17-1872](#) Approving and authorizing execution of Amendment No. 2 to Site Lease Agreement between the Board of Water Commissioners and T-Mobile Central LLC to provide for the installation of additional wireless equipment at the Board's Cottage Avenue Standpipe site at 2095 Clear Avenue.
Sponsors: Brendmoen

FOR DISCUSSION

- 39 [CO 17-69](#) Presentation of the 2017 Karl Neid Award to Tabitha Mitchell.
Sponsors: Stark

- 40 [APC 17-1](#) Public hearing to consider the appeal of the Dayton's Bluff Community Council to a decision of the Planning Commission approving a change of nonconforming use from bar to tobacco shop at 937-3rd Street East. (Public hearing held November 1)
 Sponsors: Prince
- 41 [RLH FCO 17-169](#) Appeal of Brett Ripley to a Correction Notice-Reinspection Complaint at 1685 TAYLOR AVENUE. (Public hearing held November 1)
 Sponsors: Stark
- 42 [RES 17-1939](#) Directing the City Clerk not to submit Ordinance 17-40 as a ballot question to the County Auditor for placement on the ballot for the next election.
 Sponsors: Stark

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

- 43 [Ord 17-55](#) Granting the application of Twin City Concrete Products Co. to rezone property at 1477-1485 Minnehaha Avenue East from VP Vehicular Parking to T2 Traditional Neighborhood, and amending Chapter 60 of the Legislative Code pertaining to the zoning map.
 Sponsors: Prince
- 44 [Ord 17-56](#) Granting the application of Michael Mohrlant to rezone the property at 550 Smith Avenue South from RM2 multiple family to B2 community business, and amending Chapter 60 of the Legislative Code pertaining to the zoning map.
 Sponsors: Noecker

Second Reading

- 45 [Ord 17-57](#) Amending Chapter 402 of the Saint Paul Legislative Code pertaining to local gambling tax.
 Sponsors: Stark
- 46 [Ord 17-58](#) Allowing special permits for extended hours for service of alcoholic beverages in licensed establishments. (Third reading/public hearing to be held on December 13 at 3:30 p.m.)
 Sponsors: Noecker

BUDGET AMENDMENT PUBLIC HEARINGS (Held during the 3:30 portion of the meeting)

- 47 [RES PH
17-319](#) Amending the financing and spending plans in the Fire Department in the amount of \$17,328.88 for the Minnesota Task Force One team reimbursement from the City of Edina.
Sponsors: Stark
- 48 [RES PH
17-315](#) Amending the financing and spending plan in the Department of Parks and Recreation in the amount of \$90,000 to reflect the Minnesota China Garden Friendship Society's gift for the St. Paul-Changsha China Friendship Garden project in Phalen Regional Park.
Sponsors: Bostrom
- 49 [RES PH
17-324](#) Amending the financing and spending plans in the Department of Parks and Recreation in the amount of \$402,558 to reflect additional funding received from Como Friends for the MAC Roadmap project at Como Park Zoo and Conservatory.
Sponsors: Stark
- 50 [RES PH
17-330](#) Amending the financing and spending plans in the Police Department Special Fund in the amount of \$281,000 for fund balance.
Sponsors: Stark
- 51 [RES PH
17-331](#) Amending the financing and spending plans in the Police Department Special Fund in the amount of \$126,500 for fund balance.
Sponsors: Stark
- 52 [RES PH
17-307](#) Amending the 2017 financing and spending budgets in the Department of Public Works Department, Sewer Utility, for the Private Sewer Connection Program.
Sponsors: Stark

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

- 53 [Ord 17-17](#) Amending Chapter 65 of the Legislative Code pertaining to Alternative Financial Establishments.
Sponsors: Stark
- 54 [RES PH
17-327](#) Approving adverse action against the Second Hand Dealer-Motor Vehicle license held by Best Buy Auto Sales, LLC, d/b/a Payless Auto Sales located at 1414 Arcade Street.
Sponsors: Bostrom
- 55 [RES PH
17-322](#) Approving the preliminary plat for Farrell's Addition at 561 Burlington Road, southwest corner at Upland.
Sponsors: Prince

- 56 [RES PH](#) Approving the application of Hangman Productions USA, Inc. for a sound level variance to allow 24/7 operation of chillers and generators from Wednesday, December 27, 2017 through Monday, January 29, 2018, and the use of an amplified sound system for the Red Bull Crashed Ice Event on Friday, January 19 and Saturday, January 20, 2018.
 [17-326](#)
- Sponsors:*** Noecker
- 57 [RES PH](#) Approving the petition of Catholic Charities of the Archdiocese of Saint Paul and Minneapolis and Dorothy Day Shelter, LLC to vacate air rights over Dorothy Day Place for a private skyway bridge.
 [17-329](#)
- 58 [RES PH](#) Approving the application of Lametti & Sons Inc. for a sound level variance from 10:00 p.m. to 3:00 a.m., weeknights, from December 1, 2017 through March 30, 2018 for the Phalen Creek Storm Tunnel Rehab Project - Phase 2.
 [17-332](#)
- Sponsors:*** Noecker
- 59 [RES PH](#) Reciting a proposal for a Housing Finance Program for a multifamily rental housing development, giving preliminary approval to the project and the program pursuant to Minnesota Statutes, Chapter 462C, authorizing the Housing and Redevelopment Authority of the City to issue conduit multifamily housing revenue bonds and authorizing the preparation of necessary documents and materials in connection with said project and program, northwest corner of Fillmore and Livingston Avenues (West Side Flats Phase III B Apartment Project District 3, Ward 2).
 [17-338](#)
- Sponsors:*** Noecker
- 60 [RES PH](#) Reciting a proposal for a Housing Finance Program for a multifamily rental housing development, giving preliminary approval to the project and the program pursuant to Minnesota Statutes, Chapter 462C, authorizing the Housing and Redevelopment Authority of the City of Saint Paul, Minnesota to issue conduit multifamily housing revenue bonds and authorizing the preparation of necessary documents and materials in connection with said project and program, 700 Emerald Street SE (Millberry Apartments Project, District 12, Ward 4).
 [17-340](#)
- Sponsors:*** Stark
- 61 [RES PH](#) Reciting a proposal for a Housing Finance Program for a multifamily rental housing development, giving preliminary approval to the project and the program pursuant to Minnesota Statutes, Chapter 462C, authorizing the Housing and Redevelopment Authority of the City of Saint Paul, Minnesota to issue conduit multifamily housing revenue bonds and authorizing the preparation of necessary documents and materials in connection with said project and program, 700 Emerald Street SE (Legends at Berry Senior Apartments Project, District 12, Ward 4).
 [17-341](#)
- Sponsors:*** Stark

Truth in Taxation Public Hearing (Held at 6:30 p.m. or shortly thereafter)

- 62 [PH 17-11](#) Final Hearing on the proposed 2018 Budget and Tax Levy, aka Truth in Taxation hearing.
 Sponsors: Stark

PUBLIC HEARINGS

- 63 [APC 17-2](#) Public hearing to consider the appeal by Listening House of a Planning Commission decision to affirm in part and modify a Zoning Administrator's similar use determination for Listening House to provide services at First Lutheran Church at 464 Maria Avenue subject to 14 conditions.
 Sponsors: Prince
- 64 [APC 17-3](#) Public hearing to consider the appeal by Rene & Kim Lerma of a Planning Commission decision to affirm in part and modify a Zoning Administrator's similar use determination for Listening House to provide services at First Lutheran Church at 464 Maria Avenue subject to 14 conditions.
 Sponsors: Prince

LEGISLATIVE HEARING CONSENT AGENDA

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.

- 65 [RLH VO](#)
 [17-52](#) Appeal of Ray Moore to a Notice of Condemnation Unfit for Human Habitation and Order to Vacate at 1258 ALBEMARLE STREET.
 Sponsors: Brendmoen
- 66 [RLH VBR](#)
 [17-80](#) Appeal of Wanda Baker to a Vacant Building Registration Renewal Notice at 971 ARCADE STREET.
 Sponsors: Bostrom
- 67 [RLH CO](#)
 [17-42](#) Appeal of Ajah Peterson to a Correction Notice at 1560 ARLINGTON AVENUE EAST.
 Sponsors: Bostrom
- 68 [RLH VO](#)
 [17-54](#) Appeal of Jorge A. Lopez to a Revocation of Fire Certificate of Occupancy and Order to Vacate at 1150 BURR STREET (and 1152 BURR STREET).
 Sponsors: Brendmoen
- 69 [RLH RR](#)
 [17-43](#) Making finding on the appealed nuisance abatement ordered for 1571 CHRISTIE PLACE in Council File RLH RR 17-35. (Public hearing continued from November 15)
 Sponsors: Bostrom

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). Council members 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

Meetings are available on the Council's website. Email notification and web feeds (RSS) of newly released minutes, agendas, and meetings are available by subscription. Visit www.stpaul.gov/council for meeting videos and updated copies of the agendas, minutes and supporting documents.

Cable

Meetings are live on St Paul Channel 18 and replayed on Thursdays at 5:30 p.m., Saturdays at 12:30 p.m., and Sundays at 1:00 p.m. (Subject to change)

Many people are extremely sensitive to scented products. Please refrain from wearing or using fragrances such as perfumes, lotions, aftershave, scented aerosol products, and other such products.