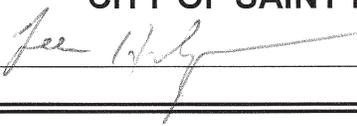


**RESOLUTION  
CITY OF SAINT PAUL, MINNESOTA**

Presented by 

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1 WHEREAS, the Court of Appeals for the State of Minnesota has issued a Writ of Certiorari to the  
2 City Clerk of the City of Saint Paul regarding Council File No. 09-316 regarding the demolition of 393-  
3 397 Case Ave, Saint Paul, Minnesota (hereinafter “Property” and has the authority to stay the enforcement  
4 of the Council Resolution to protect the subject matter of the appeal pursued by Bee and Lamena Vue  
5 (hereinafter “Petitioners”); and

6  
7 WHEREAS, the Saint Paul City Council found that the Property constitutes a public nuisance  
8 pursuant to Saint Paul Legislative Code Section 45 and is subject to demolition; and

9  
10 WHEREAS, the City wishes to set reasonable conditions upon the stay to adequately protect the  
11 health and safety of the public; now, therefore, be it

12  
13 RESOLVED, that the City Council will stay the enforcement of Council File #09-316, authorizing  
14 the demolition of the Property within five days, upon the following reasonable terms and conditions:

15  
16 1) Petitioners shall be responsible for the exterior maintenance and security of the  
17 Property, and shall respond to and correct any code violations as requested by a city  
18 inspector, without the need for any written correction notice or abatement order, as soon as  
19 possible and in no event longer than 48 hours; and

20  
21 2) Petitioners will post with the City of Saint Paul a supersedeas bond in the amount of  
22 \$5,000 (five thousand dollars and no cents) to be used to offset any claims against the City  
23 of Saint Paul (Petitioner may elect to use the \$5,000 performance bond now posted in lieu  
24 of supersedeas bond), and;

25  
26 3) Petitioners may not sell, transfer, devise or assign their ownership or responsibility  
27 in the Property pending this legal action and until all legal action concerning the issues here  
28 presented are finally resolved without notification to the City of Saint Paul within 24 hours  
29 of such transaction; and

30  
31 4) Petitioner shall provide the City of Saint Paul with proof that the Property is covered  
32 with adequate liability insurance; and

33  
34 5) No building permits shall be issued to the Petitioner except upon a Resolution by the  
35 Saint Paul City Council.

	Yeas	Nays	Absent
Bostrom			
Carter			
Harris			
Helgen			
Lantry			
Stark			
Thune			

Adopted by Council: Date \_\_\_\_\_

Adoption Certified by Council Secretary

By: \_\_\_\_\_

Approved by Mayor: Date \_\_\_\_\_

By: \_\_\_\_\_

Requested by Department of:

\_\_\_\_\_

By:

Approved by the Office of Financial Services

By: \_\_\_\_\_

Approved by City Attorney

By: Debra Neal Palmer

Approved by Mayor for Submission to Council

By: \_\_\_\_\_