Request for City Council Committee Action from the Department of Regulatory Services

Date	April 23, 2008
To	Honorable Don Samuels, Chairperson - Public Safety & Regulatory Services Committee
Referral to	City Council
Subject	**Rental Dwelling License Revocation – 5139 39th Ave S, 3554 Aldrich Ave N, 3300 Emerson Ave N, 3959 Emerson Ave N, 3546 Humboldt Ave N, 3635 Queen Ave N, and 1706 Vincent Ave N - Owner TJ Waconia, Inc.: Jon E. Helgason and Tom J. Balko – Owner Minden and Michael Aurich**

Recommendation: On March 12, 2008 notice was sent to owner, TJ Waconia, Inc: Jon E. Helgason and Tom J. Balko, and to owner Minden and Michael Aurich, indicating that a recommendation to Revoke, Deny, and/or Non-Renew the rental dwelling licenses for the properties located 5139 39th Ave S, 3554 Aldrich Ave N, 3300 Emerson Ave N, 3959 Emerson Ave N, 3546 Humboldt Ave N, 3635 Queen Ave N, and 1706 Vincent Ave N, would be sent to the City Council. The owner TJ Waconia, Inc: Jon E. Helgason and Tom J. Balko, and the owner Minden and Michael Aurich failed to appeal this recommendation.

On February 29, 2008, Minneapolis City Council revoked forty-five (45) rental dwelling licenses held by owners TJ Waconia, Inc., Jon E. Helgason, and Tom J. Balko for properties including but not limited to 2639 Girard Ave N, 3354 Washburn Ave N, 4940 Bryant Ave N, 2731 Knox Ave N, and 3243 6th St N. The rental dwelling licenses for the properties listed are subject to Minneapolis Code of Ordinance License Standards 244.1910(13) which states that any person who has had an interest in two (2) or more licensed cancelled pursuant to section 244.1925 shall be ineligible to hold or have an interest in a rental dwelling license or provisional license for a period of five (5) years. The properties listed above have failed to meet licensing standards as set forth in MCO 244.1910(13) and are subject to revocation, denial and/or non-renewal.

The Director of Inspections recommends that the City Council revoke, deny, non-renew the rental dwelling licenses held by TJ Waconia, Inc: Jon E. Helgason and Tom J. Balko, and to owner Minden and Michael Aurich for the premises 5139 39th Ave S, 3554 Aldrich Ave N, 3300 Emerson Ave N, 3959 Emerson Ave N, 3546 Humboldt Ave N, 3635 Queen Ave N, and 1706 Vincent Ave N pursuant to MCO 244.1910(13). (See enclosed Recommendation to Revoke Rental Dwelling License, and supporting documentation packet.)

Previous Directives None

Prepared or Submitted by Janine Atchison, District Manager 673-3715

Approved by: _____ 4/14/08

JoAnn Velde, Deputy Director Housing Inspection Services Date

Approved by: _____ 4/14/08

Henry Reimer, Director of Inspections Date

Approved by: _____ 4/13/08

Rocco Forte, Assistant City Coordinator Date

Permanent Review Committee (PRC) Approval _____ Not Applicable XX

Note: To determine if applicable see http://insite/finance/purchasing/permanent-review-committee-overview.asp

Policy Review Group (PRG) Approval _____ Date of Approval _____ Not Applicable XX

Note: The Policy Review Group is a committee co-chaired by the City Clerk and the City Coordinator that must review all requests related to establishing or changing enterprise policies.

Presenters in Committee (name, title)

Financial Impact (Check those that apply)

XX No financial impact (If checked, go directly to Background/Supporting Information).

___ Action requires an appropriation increase to the _____ Capital Budget or _____ Operating Budget.

___ Action provides increased revenue for appropriation increase.

___ Action requires use of contingency or reserves.

___ Business Plan: _____ Action is within the plan. _____ Action requires a change to plan.

___ Other financial impact (Explain):

___ Request provided to department's finance contact when provided to the Committee Coordinator.

Community Impact (use any categories that apply) Not Applicable

Neighborhood Notification

City Goals

Comprehensive Plan

Zoning Code

Other

Background/Supporting Information Attached

See: Findings of Fact