



# City of Saint Paul

City Hall and Court House  
15 West Kellogg Boulevard  
Council Chambers - 3rd  
Floor  
651-266-8560

## Meeting Minutes - Action Only

### City Council

*Council President Amy Brendmoen*  
*Councilmember Mitra Jalali*  
*Councilmember Rebecca Noecker*  
*Councilmember Jane L. Prince*  
*Councilmember Dai Thao*  
*Councilmember Chris Tolbert*  
*Councilmember Nelsie Yang*

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Wednesday, January 12, 2022

3:30 PM

Council Chambers - 3rd Floor

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#### ROLL CALL

The meeting was called to order at 3:33 p.m.

**Present** 5 - Councilmember Amy Brendmoen, Councilmember Rebecca Noecker,  
Councilmember Jane L. Prince, Councilmember Mitra Jalali and  
Councilmember Nelsie Yang

**Absent** 2 - Councilmember Dai Thao and Councilmember Chris Tolbert

#### COMMUNICATIONS & RECEIVE/FILE

1 [CO 22-2](#) Mayor's Emergency Executive Orders 21-47, 21-48, 22-1, 22-2 and 22-3.

Received and Filed

2 [AO 21-77](#) Amending the 2021 spending budget in the Department of Public Works  
Engineering Fund Survey Section Projects accounting unit.

Received and Filed

3 [AO 22-1](#) Authorizing the Department of Parks and Recreation to reallocate \$500,000  
within its various accounting units in the 2021 adopted budget to most  
accurately reflect the projected actual spending in each accounting unit and  
provide the appropriate levels of spending authority.

Received and Filed

#### 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.

Approval of the Consent Agenda

*Councilmember Yang moved approval.*

**Consent Agenda adopted**

**Yea:** 5 - Councilmember Brendmoen, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang

**Nay:** 0

**Absent:** 2 - Councilmember Thao and Councilmember Tolbert

- 4     [RES 22-80](#)     Authorizing the Department of Parks and Recreation to apply for up to \$800 from St. Clement's Episcopal Church to support healthy snacks and a curriculum based in YPQA principles for the Frogtown and Rondo community.

**Adopted**

- 5     [RES 22-9](#)     Authorizing a professional services contract with Messerli Kramer, P.A.

**Adopted**

- 6     [RES 22-10](#)     Amending the City's State Legislative Agenda and the City's ranked list of 2022 State G.O. bonding requests and support for local nonprofit partner State G.O. bonding projects for submittal to Minnesota Management and Budget (MMB).

**Adopted**

- 7     [RES 22-22](#)     Approving the application with conditions, per the Deputy Legislative Hearing Officer's recommendation, for Jake's Auto Mall LLC (License ID #20210001428), d/b/a Jake's Auto Mall, for a Second Hand Dealer - Motor Vehicle license, located at 378 Como Avenue.

**Adopted**

- 8     [RES 22-25](#)     Approval of a Liquor On Sale - 181-290 Seats, Liquor On Sale - 2 AM Closing, Liquor On Sale - Sunday, Liquor - Outdoor Service Area (Sidewalk), and Entertainment (A) license to Grotto Group Of St Paul LLC d/b/a Noyes and Cutler (License ID #20210002037) for the premises located at 229 6th Street East.

**Adopted**

- 9     [RES 22-27](#)     Approval of a Liquor On Sale - 100 seats or less, Liquor On Sale - 2 AM Closing, Liquor On Sale - Sunday, Gambling Location, and Entertainment (A) license to Stadium Ramp LLC d/b/a Ox Cart (License ID #20210001812) for the premises located at 255 6th Street East.

**Adopted**

- 10    [RES 22-28](#)     Approving a closed meeting of the City Council on January 26, 2021.

**Adopted**

- 11     [RES 22-29](#)     Approving the Mayor's appointments of Shaval Webb, Moti Duba, Nancy Rodenborg, and Erin Hayes to the Police Civilian Internal Affairs Review Commission.

**Adopted**

- 12     [RES 22-30](#)     Authorizing the Department of Parks and Recreation to expend an amount not to exceed \$15,000 for the purpose of providing refreshments, marketing materials, and other incentives for various activities, programs, and events throughout 2022.

**Adopted**

- 13     [RES 22-39](#)     Authorizing the Fire Department to pay for costs incurred to hold a graduation ceremony for the new firefighters on January 14, 2022.

**Adopted**

- 14     [RES 22-40](#)     Authorizing the Fire Department to accept a donation of \$500 from Saint Patrick's Association.

**Adopted**

- 15     [RES 22-69](#)     Supporting clean-up and restoration of Pig's Eye Lake

**Adopted**

- 16     [RES 22-13](#)     Approving the Collective Bargaining Agreement (January 1, 2021 - December 31, 2022) between the City of Saint Paul and the Classified Confidential Employees Association.

**Adopted**

- 17     [RES 22-14](#)     Approving the Collective Bargaining Agreement (January 1, 2021 - December 31, 2022) and Memorandums of Agreement between the City of Saint Paul and Tri-Council: LIUNA City Employees, Local 363; Teamsters General Drivers, Local 120; and Operating Engineers, Local 49.

**Adopted**

- 18     [RES 22-15](#)     Approving the Memorandum of Agreement between the City and the Saint Paul Police Federation, for the purpose of compensating the members of the Police Department's Mobile Field Force unit.

**Adopted**

- 19     [RES 22-17](#)     Approving the Memorandum of Understanding between the City and the Saint Paul Police Federation; Fire Fighters Local 21; Professional Employees

Association; and Tri-Council LIUNA Laborers Local 363, General Drivers, Local 120 and Operating Engineers Local 49 for the purpose of continuing Council Resolution 14-1068 concerning military pay salary differential for City employees who are called to active service in the Reserve and National Guard.

**Adopted**

**FOR DISCUSSION**

**20**     [RES 22-57](#)     Honoring the recipients of the 2021 Saint Paul Business Awards.

*Council President Brendmoen gave introductory remarks, spoke in favor, and read from the resolution.*

*Mayor Carter spoke remotely, giving remarks in support.*

*Councilmember Jalali spoke to the winners from Ward 4.*

*Councilmember Yang spoke to the winners from Ward 6*

*Jack Yang from Hoa Mei Market & Deli thanked councilmembers for the recognition.*

*Noucheng Xiong from Golden Harvest Foods thanked councilmembers for the recognition.*

*Councilmember Noecker spoke in support and moved approval.*

*Brendmoen gave closing remarks.*

**Adopted**

**Yea:** 5 - Councilmember Brendmoen, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang

**Nay:** 0

**Absent:** 2 - Councilmember Thao and Councilmember Tolbert

**21**     [SR 22-6](#)     Staff report from the Police Department about the upcoming federal trial preparations and costs.

*Rob Thomasser, Assistant Police Chief, gave a staff report and answered councilmember questions.*

**Received and Filed**

**ORDINANCES**

**An ordinance is a city law enacted by the City Council. It is read at three 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 second reading.**

**First Reading**

- 22     [Ord 22-4](#)     Amending Chapter 246 of the Legislative Code to allow possession and consumption of nonintoxicating malt liquor and intoxicating liquor up to 5.5% alcohol by weight within picnic shelters, facilities or areas within any park, playground or recreation center designated for that purpose by the parks and recreation director instead of only allowing possession and consumption of 3.2% alcohol by weight nonintoxicating malt liquor.

*Mike Hahm, Parks Director, gave a staff report and answered councilmember questions.*

**Laid over to January 19 for second reading/public hearing**

#### **PUBLIC HEARINGS**

**See below for ways to testify.**

- 23     [Ord 22-1](#)     Amending the zoning code as recommended in Phase 1 of the 1-4 Unit Housing Study.

*Four people spoke during the public hearing.*

*Councilmember Jalali moved to close the public hearing and expressed concerns over the petition requirement to have a carriage house serve as an accessory dwelling unit.*

*Michael Wade, city planner, addressed Jalali's concerns.*

*Council President Brendmoen suggested the possibility of amending the ordinance the following week.*

*Jalali thanked Wade for the clarification and moved a deletion of the petition requirement.*

*Councilmember Noecker expressed support for the Jalali amendment.*

*Councilmember Prince asked for the amendment to be voted on the following week, to give time for additional clarification, and asked about carriage houses as historic structures.*

*Wade addressed Prince's questions.*

*Jalali spoke in support of her amendment.*

*Brendmoen expressed support and asked to wait a week to vote on any amendment.*

*Jalali agreed to wait.*

*Noecker agreed to wait.*

*Councilmember Yang expressed support and agreed to wait.*

*Jalali spoke to an additional amendment regarding accessory dwelling units in side yards or rear yards, and agreed to wait until the next week to vote on the amendment.*

**Public hearing closed; laid over to January 19 for final adoption**

**Yea:** 5 - Councilmember Brendmoen, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang

**Nay:** 0

**Absent:** 2 - Councilmember Thao and Councilmember Tolbert

**24**     [Ord 22-2](#)

Granting the application of Laurel Gamm and Charles Stephens to rezone property at 83 Douglas St Rezone from R4 one-family residential to RT2 townhouse residential and amending Chapter 60 of the Legislative Code pertaining to the Zoning map.

*Charles Stevens, applicant, spoke during the public hearing and addressed objections.*

*Luke Hanson, resident, spoke during the public hearing.*

*Councilmember Noecker expressed appreciation for objectors' concerns, spoke in support, and moved approval.*

**Public hearing closed; laid over to January 19 for final adoption**

**Yea:** 5 - Councilmember Brendmoen, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang

**Nay:** 0

**Absent:** 2 - Councilmember Thao and Councilmember Tolbert

**25**     [Ord 22-3](#)

Amending Chapters 65 and 66 of the Legislative Code pertaining to Religious Uses and Accessory Uses.

*One testifier spoke during the public hearing.*

*Councilmember Noecker moved an amendment to change 30 days to 90 days in section 65.154.*

*Councilmember Yang spoke in support of the Noecker amendment.*

*Council President Brendmoen spoke in support of the Noecker amendment.*

**Amended, public hearing closed, laid over to January 19 for final adoption**

**Yea:** 5 - Councilmember Brendmoen, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang

**Nay:** 0

**Absent:** 2 - Councilmember Thao and Councilmember Tolbert

**26**     [RES PH 22-2](#)

Approving the applications of Saint Paul Winter Carnival for two sound level variances in order to present live amplified sound for the Saint Paul Winter Carnival on January 28, 2022 through February 6, 2022 at Rice Park - 109 W 4th St and at Landmark Plaza Park, 379 St Peter St.

*Councilmember Noecker moved approval.*

**Adopted**

**Yea:** 5 - Councilmember Brendmoen, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang

**Nay:** 0

**Absent:** 2 - Councilmember Thao and Councilmember Tolbert

- 27**     [RES PH 22-3](#)     Approving the request for a sound level variance for Nor-son Construction to allow for construction at 170 Western Avenue S.; beginning January 15, 2022 through March 4, 2022;

*Three people spoke during the public hearing.*

*Councilmember Prince asked about pile-driving limitations.*

*Councilmember Noecker expressed appreciation for concerns and moved to lay over for one week.*

**Public hearing closed; laid over to January 19**

**Yea:** 5 - Councilmember Brendmoen, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang

**Nay:** 0

**Absent:** 2 - Councilmember Thao and Councilmember Tolbert

- 28**     [RES PH 22-10](#)     Considering the application of Timothy J. O'Connor, General Services Administration, for an exception to the general hours of operation for pedestrian skyway bridges which would close pedestrian skyway bridge #35 between the Pioneer Endicott Building and the W.E. Burger Federal Building and US Courthouse to the general public during a high profile trial.

*Councilmember Noecker spoke to Version 2 and moved approval.*

**Adopted as amended**

**Yea:** 5 - Councilmember Brendmoen, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang

**Nay:** 0

**Absent:** 2 - Councilmember Thao and Councilmember Tolbert

**LEGISLATIVE HEARINGS ITEM FOR DISCUSSION**

- 29**     [RLH FCO 21-194](#)     Appeal of Shaun Ray to a Fire Safety Inspection Appointment letter at 1417 BLAIR AVENUE.

*Marcia Moermond, Legislative Hearing Officer, gave a staff report and answered councilmember questions.*

*Shaun Ray, property owner, spoke during the public hearing.*

*Councilmember Jalali spoke in favor and moved approval.*

**Adopted**

**Yea:** 5 - Councilmember Brendmoen, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang

**Nay:** 0

**Absent:** 2 - Councilmember Thao and Councilmember Tolbert

## LEGISLATIVE HEARING CONSENT AGENDA

### Approval of the Consent Agenda

*Councilmember Jalali moved approval.*

**Legislative Hearing Consent Agenda adopted as amended**

**Yea:** 5 - Councilmember Brendmoen, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang

**Nay:** 0

**Absent:** 2 - Councilmember Thao and Councilmember Tolbert

- 30**     [RLH RR 21-67](#)     Ordering the rehabilitation or razing and removal of the structures at 1034 BRADLEY STREET within fifteen (15) days after the December 22, 2021, City Council Public Hearing. (Public hearing continued to January 12, 2022 with Legislative Hearing on January 11, 2022)

**Referred to January 25 Legislative Hearing**

**Yea:** 5 - Councilmember Brendmoen, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang

**Nay:** 0

**Absent:** 2 - Councilmember Thao and Councilmember Tolbert

- 32**     [RLH RR 21-75](#)     Ordering the rehabilitation or razing and removal of the structures at 419 FRY STREET within fifteen (15) days after the January 12, 2022, City Council Public Hearing. (Legislative Hearing on January 11, 2022)

**Referred to the February 8 Legislative Hearing**

**Yea:** 5 - Councilmember Brendmoen, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang

**Nay:** 0

**Absent:** 2 - Councilmember Thao and Councilmember Tolbert

- 33**     [RLH RR 21-24](#)     Ordering the rehabilitation or razing and removal of the structures at 975 HUDSON ROAD within fifteen (15) days after the May 26, 2021, City Council



Public Hearing. (Amend to remove within 15 days )

**Adopted as amended (remove in 15 days)**

**Yea:** 5 - Councilmember Brendmoen, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang

**Nay:** 0

**Absent:** 2 - Councilmember Thao and Councilmember Tolbert

- 34**     [RLH TA 21-393](#)     Ratifying the Appealed Special Tax Assessment for property at 671 LAFOND AVENUE. (File No. J2201A, Assessment No. 228500) (Amend to delete)

**Adopted as amended (delete assessment)**

**Yea:** 5 - Councilmember Brendmoen, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang

**Nay:** 0

**Absent:** 2 - Councilmember Thao and Councilmember Tolbert

- 35**     [RLH TA 21-441](#)     Ratifying the Appealed Special Tax Assessment for property at 705 MAGNOLIA AVENUE EAST. (File No. J2201A, Assessment No. 228500) (Public hearing continued to January 19, 2022)

**Public hearing continued to January 19**

**Yea:** 5 - Councilmember Brendmoen, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang

**Nay:** 0

**Absent:** 2 - Councilmember Thao and Councilmember Tolbert

- 39**     [RLH RR 21-74](#)     Ordering the rehabilitation or razing and removal of the structures at 879 SIXTH STREET EAST within fifteen (15) days after the January 12, 2022, City Council Public Hearing.

**Referred to January 25 Legislative Hearing**

**Yea:** 5 - Councilmember Brendmoen, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang

**Nay:** 0

**Absent:** 2 - Councilmember Thao and Councilmember Tolbert

- 31**     [RLH VBR 21-85](#)     Appeal of Sharon Bruestle to a Vacant Building Registration Notice at 472 CASE AVENUE.

**Adopted**

- 36**     [RLH RR 21-76](#)     Ordering the razing and removal of the structures at 1853 MINNEHAHA

AVENUE EAST within fifteen (15) days after the January 12, 2022, City Council Public Hearing.

**Adopted**

- 37 [RLH FCO 21-189](#) Appeal of Jim McEnroe to a Fire Inspection Correction Order at 2121 REANEY AVENUE.

**Adopted**

- 38 [RLH TA 21-390](#) Deleting the Appealed Special Tax Assessment for property at 1047 SHERBURNE AVENUE. (File No. J2201A, Assessment No. 228500)

**Adopted**

- 40 [RLH AR 21-89](#) Ratifying the assessments for Property Clean Up service during June 1 to 11, 2021. (File No. J2201A, Assessment No. 228500)

**Adopted**

- 41 [RLH AR 21-90](#) Ratifying the assessments for Property Clean Up service during June 15 to 30, 2021. (File No. J2202A, Assessment No. 228501)

**Adopted**

#### **ADJOURNMENT**

**The meeting was adjourned at 6:00 p.m.**

City Council meetings are open for in person attendance, but the public may also comment on public hearing items in writing or via voicemail. Any comments and materials submitted by 12:00 pm of the day before the meeting will be attached to the public record and available for review by the City Council. Comments may be submitted as follows:

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Written public comment on public hearing items can be submitted to [Contact-Council@ci.stpaul.mn.us](mailto:Contact-Council@ci.stpaul.mn.us), [CouncilHearing@ci.stpaul.mn.us](mailto:CouncilHearing@ci.stpaul.mn.us), or by voicemail at 651-266-6805. Live testimony will be taken in person in the Council Chambers, and by telephone by calling 612-315-7905 during the City Council meeting. 834785443# is the meeting code.

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