



# City of Saint Paul

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

## Meeting Minutes

### 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, June 23, 2021

3:30 PM

Council Chambers - 3rd Floor

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**Please see the meeting guidelines due to the COVID-19**

#### ROLL CALL

**Meeting called to order at 3:32 p.m.**

**Present** 7 - Councilmember Amy Brendmoen, Councilmember Dai Thao, Councilmember Chris Tolbert, Councilmember Rebecca Noecker, Councilmember Jane L. Prince, Councilmember Mitra Jalali and Councilmember Nelsie Yang

#### CONSENT AGENDA

*Councilmember Prince moved approval of the Consent Agenda.*  
*7 in favor, none opposed*  
*Consent Agenda is adopted*

#### **Adopted**

**Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang

**Nay:** 0

- 1**     [RES 21-901](#)     Authorizing the City to enter into Agreement No.1046415 with the Minnesota Department of Transportation for federal participation in a force account for the Arterial Corridor Management - Snelling & Lexington Project.

#### **Adopted**

- 2**     [RES 21-909](#)     Approving a Gambling Location license with conditions to be added to existing licenses for Pat McGovern's Inc d/b/a Pat McGovern's Pub (License ID #0016366) at 225 Seventh Street West.

#### **Adopted**

- 3     [RES 21-910](#)     Approving a Liquor-Outdoor Service Area (Patio) expansion and Liquor-Outdoor Service Area (Sidewalk) added to the existing Liquor On Sale-100 seats or less and Liquor On-Sale-Sunday licenses held by Iron Ranger Inc. d/b/a Iron Ranger (License ID #20210000222) located at 1085 Grand Avenue.

**Adopted**

- 4     [RES 21-922](#)     Authorizing the application and acceptance of \$34,420 in grant funding from the Minnesota Pollution Control Agency for charging equipment for the City's EV Spot Network; authorizing the execution of a grant agreement; and amending the 2021 Grant Budget.

**Adopted**

- 5     [RES 21-926](#)     Approving the Mayor's appointment of Kevin Gallatin to a two-year term on the MSP International Airport Noise Oversight Committee.

**Adopted**

#### **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.**

#### **Final Adoption**

- 6     [Ord 21-19](#)     Granting the application of Pillai Builders LLC to rezone property at 385 Topping Street from B1 local business to T2 traditional neighborhood and amending Chapter 60 of the Legislative Code pertaining to the zoning map.

*Councilmember Thao moved approval.*

*7 in favor, none opposed*

*Ordinance is adopted*

**Adopted**

**Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang

**Nay:** 0

- 7     [Ord 21-22](#)     Placing the classification titled Lead Victim Witness Coordinator in the unclassified service pursuant to Section 12.03.2(H) of the Charter.

*Council President Brendmoen moved approval.*

*7 in favor, none opposed*

*Ordinance is adopted*

**Adopted**

**Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang

**Nay:** 0

- 8     [Ord 21-23](#)     Granting the Port Authority authority to issue general obligation bonds to which the full faith, credit, and resources of the City are pledged pursuant to the provisions hereof and by authority of said Minnesota Statutes, Chapters 469 and 475, as amended.

*Councilmember Noecker moved approval*

*7 in favor, none opposed*

*Ordinance is adopted*

**Adopted**

**Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang

**Nay:** 0

**First Reading**

- 9     [Ord 21-24](#)     Granting the application of the Housing and Redevelopment Authority to rezone property at 520 Payne Ave from I1 light industrial to T2 traditional neighborhood and amending Chapter 60 of the Legislative Code pertaining to the zoning map.

*Councilmember Prince said she does not need a staff report.*

*Laid over to July 7 for second reading/public hearing*

**Laid over to July 7 for second reading**

**PUBLIC HEARINGS**

- 10     [RES PH 21-60](#)     Amending the financing and spending plan in the Department of Parks and Recreation in the amount of \$448,214 by first transferring \$238,214 in previously accumulated Twins contributions to the Twins budget in the Grant Fund and then transferring \$210,000 of this balance on to the Victoria Park Capital Project Fund for project enhancements.

*Councilmember Jalali moved to close the public hearing and approve.  
7 in favor, none oppose  
Public hearing is closed and resolution is adopted*

**Adopted**

**Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang

**Nay:** 0

- 11     [RES PH 21-65](#)     Amending the financing and spending plans in the Department of Public Works Capital Budget to close out 2014 projects.

*Council President Brendmoen said the public hearing was held virtually.*

*Councilmember Jalali moved to close the public hearing and approve.  
7 in favor, none opposed  
Public hearing is closed and resolution is adopted*

**Adopted**

**Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang

**Nay:** 0

- 12     [RES PH 21-146](#)     Approving the application Barbara L Brown for a sound level variance in order to present amplified sound on July 3, 2021 at Phalen Lake Pavilion.

*Council President Brendmoen said the public hearing was held virtually.*

*Councilmember Yang moved to close the public hearing and approve.  
7 in favor, none opposed  
Public hearing is closed and resolution is adopted*

**Adopted**

**Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang

**Nay:** 0

- 13     [RES PH 21-147](#)     Amending the 2021 City Capital Improvement Budget in the amount of \$5,825,372 to reflect anticipated funding from the Lower Phalen Creek Project in the amount of \$1,668,838, grant funding from the State of Minnesota in the amount of \$4,000,000 and the use of \$156,534 in existing City funds for construction of Wakan Tipi at Bruce Vento Nature Sanctuary.

*Councilmember Prince said a staff report would be excellent. The following are here: Maggie Lorenz, Lower Phalen Creek Project; and Alice Messer, Parks and Rec Design and Planning Division.*

*Ellen Messer said she is happy to be here. This is a milestone. She will turn it over to Maggie, who has done incredible work to get us to this point. This project has been in the plans for Bruce Vento Nature Sanctuary since 2008. They are at a point where an interpretive center honoring the sacred site of indigenous cultures will start construction.*

*Maggie said she expected this to be on the July 7 agenda. She is the Executive Director of the Lower Phalen Creek Project. They have support from the State, City, local foundation partners, and the National Endowment for the Humanities has provided support. They are really excited they have reached this point with the project after a decade of work. She is happy to answer questions and excited to be here today.*

*Council President Brendmoen said this project has been long in the works. It's good to remind people what we are working on and why it matters.*

*Prince thanked Maggie. It's been amazing to watch this project come together in the 2 years she has been the executive director. The fundraising efforts have been phenomenal. The work to bring the tribes into the project and every step of the way has gotten better, more inclusive, more meaningful, and important. It is more important for all of St. Paul and all of Minnesota. She thanked the Lower Phalen Creek Project. It is a great day for Ward 7 and the Saint Paul Parks system. Is the \$1.6 Million the money Lower Phalen Creek has raised? Messer responded that represents the private donations.*

*Prince moved to close the public hearing and approval.*

*7 in favor, none opposed*

*Public hearing is closed and resolution is adopted*

**Adopted**

**Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang

**Nay:** 0

- 14     [RES PH 21-148](#)     Approving the applications of the Minnesota United FC for a sound level variance in order to present amplified sound on July 3, 2021 and July 24, 2021 within the Street and the Beer Garden Area at Allianz Field - 400 Snelling Avenue North.

*Council President Brendmoen said this public hearing has been held virtually.*

*Councilmember Thao moved to close the public hearing and approve.*

*7 in favor, no one opposed*

*Public hearing is closed and resolution is adopted*

**Adopted**

**Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang

**Nay:** 0

- 15     [RES PH 21-149](#)     Authorizing the Police Department to amend the 2021 Special Fund Budget to more accurately reflect the revenue and spending in multiple accounts in our 2021 Special Projects Fund.

*Council President Brendmoen said the public hearing was held virtually.*

*Councilmember Prince moved to close the public hearing and approve.*

*7 in favor, none opposed*

*Public hearing is closed and resolution is adopted*

**Adopted**

**Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang

**Nay:** 0

- 16     [RES PH 21-150](#)     Authorizing the Department of Public Works Asphalt Plant to amend the spending and financing budget for the professional evaluation, consultation, and redesign of the sediment pond for future operation.

*Council President Brendmoen said the public hearing was held virtually.*

*Councilmember Thao moved to close the public hearing and approve.*

*Brendmoen said people should get a tour of the plan. It is interesting.*

*7 in favor, none opposed*

*Public hearing is closed and resolution is adopted*

**Adopted**

**Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang

**Nay:** 0

- 17     [RES PH 21-152](#)     Amending the financing and spending plans in the Fire Department in the amount of \$10,732.31 for the Minnesota Task Force One team reimbursement from the City of Edina.

*Council President Brendmoen approved this moved to close the public hearing.*

*7 in favor, none opposed*

*Public hearing is closed and resolution is adopted*

**Adopted**

**Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang

**Nay:** 0

- 18     [RES PH 21-155](#)     Ratifying the assessments for Repair of Sanitary Sewer Line on Private Properties during January to March 2021. (File No. SWRP2102, Assessment No. 213002)

*Council President Brendmoen said the public hearing was held virtually.*

*Councilmember Tolbert moved to close the public hearing and approve.*

*7 in favor, none opposed*

*Public hearing is closed and resolution is adopted*

**Adopted**

**Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang

**Nay:** 0

- 19     [RES PH 21-156](#)     Amending the City's 2021 Sales Tax Special Fund Budget to reflect the final 2020 sales tax collections and to adjust several loan repayments.

*Councilmember Yang moved to close the public hearing and approve. We have held this public hearing virtually.*

*7 in favor, none opposed*

*Public hearing is closed and resolution is adopted*

**Adopted**

**Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang

**Nay:** 0

20 [Ord 21-21](#)

Repealing Chapter 193 of the Legislative Code related to Tenant Protections.

*Councilmember Jalali said they have discussed this at previous meetings. A lot of discussion has happened in the City Attorney's Office. She disagrees with rescinding this. She has stated publicly why, but she believes the policy is worth fighting for. They have been prepared for advocating for it. We should keep going. We are sending a message by appealing the landmark fair housing policy. She cannot support this action. She will be voting no. She is disappointed.*

*Councilmember Yang said there has been communication in the community. She wanted to highlight why it was so important. It protected tenants from unreasonable evictions from landlords and it provided an equitable lens for renters with minor criminal records. A landlord had 90 days before sell. A lot of people felt hope in what they created together. She opposes us rescinding it. It is worth fighting for. We are on grounds that have not walked before. It is worth it for us to do that. There are people behind us and with us. She thanked everyone who pushed for this from the very start. They should not have talk about this. This is rooted in the injustice that we are living in, capitalism, white supremacy. Housing is a human right. We do not have to talk about tenant protection, even if they do not have enough to afford their home. We are already being swallowed by the injustices every day. We will not be supporting the decision here.*

*Councilmember Prince said she appreciates the comments. The only thing she will say is that whatever happens today, all of them are committed to strong tenant protections as soon as you can. She will speak for herself and several of her colleagues. They did their due diligence on this. She appreciates the contributions of the attorneys who help determine the next steps. People will be disappointed today. Our goal is to get to strong tenant protections. It is their hope that the advocates and attorneys will help them get to this ordinance sooner than later.*

*Councilmember Noecker said they are all here because they are concerned about the renters in Saint Paul. Fighting for our policy and fighting for renters are not the same thing. The ordinance has been enjoined until they deal with the lawsuit. Rescinding the ordinance is the best way to end the lawsuit. It also has become clear that most people do not have care about rescinding, ordinance, injunctions, etc. They want to keep a home. This the way to stand with renters is to get a new ordinance on the books.*

*Councilmember Tolbert said that he echoes with what Noecker said. The important thing is a path forward. A vote for rescission is a vote for tenant protections because it will allow them to pass actual tenant protections at a quicker pace. As someone who voted for this, he is not pleased it is being rescinded, but responsible leadership is sometimes delivering bad news. As of right now, the ordinance is not in effect. It is on paper. As long as the litigation is pending, it is not in effect. Much of it will not be in effect based on his ruling. That is important to remember. The tenant protections that have passed are not in effect today. That is why rescinding is the best path forward. If they want to help tenants and renters, rescinding today is the best path forward.*

*Brendmoen said this is a challenging vote. Fighting for tenant protections does not have to happen in a court of law. There are no tenant protections today.*

*Councilmember Noecker moved approval.*



*4 in favor, 3 opposed (Yang, Jalali, Thao)  
The ordinance is adopted*

**Adopted**

**Yea:** 4 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker and Councilmember Prince

**Nay:** 3 - Councilmember Thao, Councilmember Jalali and Councilmember Yang

**SUSPENSION ITEM**

**Rules suspended**

**Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang

**Nay:** 0

[RES 21-957](#)

Honoring Hwa Jeong Kim for her years of service to the City of Saint Paul and the Ward 5 Council Office and proclaiming Wednesday, June 23 as Hwa Jeong Kim day in the City.

**Adopted**

**Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang

**Nay:** 0

**LEGISLATIVE HEARING ITEMS:**

**The Legislative Hearing Officer recommends adoption of the following items as no objections to these recommendations were received:**

**Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang

**Nay:** 0

- 21**    [RLH TA 21-266](#)    Ratifying the Appealed Special Tax Assessment for property at 1411 ALBEMARLE STREET. (File No. VB2107A, Assessment No. 218819)

**Adopted**

- 22**    [RLH VO 21-21](#)    Appeal of Philip Black, on behalf of Seu Pin Fung, to a Revocation of Fire Certificate of Occupancy and Order to Vacate at 732 CASE AVENUE.

**Adopted**

- 23    [RLH FCO 21-71](#)    Appeal of Steve Basco to a Fire Inspection Correction Notice at 821 CONWAY STREET.
- Adopted**
- 24    [RLH FCO 21-87](#)    Appeal of L. Lee Coulter to a Fire Inspection Correction Notice at 1065 EDGEWATER BOULEVARD.
- Adopted**
- 26    [RLH VBR 21-36](#)    Appeal of Erin Marissa, Taher Real Estate LLC, to a Vacant Building Registration Notice at 276 EXCHANGE STREET SOUTH.
- Adopted**
- 27    [RLH SAO 21-26](#)    Making finding on the appealed nuisance abatement ordered for 916 IGLEHART AVENUE in Council File RLH SAO 21-16.
- Adopted**
- 28    [RLH RR 21-47](#)    Making finding on the appealed substantial abatement ordered for 1915 IVY AVENUE EAST in Council File RLH RR 20-23.
- Adopted**
- 29    [RLH VBR 21-34](#)    Appeal of Ibrahim Elemo to a Vacant Building Registration Renewal Notice at 95 LITCHFIELD STREET.
- Adopted**
- 30    [RLH SAO 21-42](#)    Making finding on the appealed nuisance abatement ordered for 359 MICHIGAN STREET in Council File RLH SAO 21-31.
- Adopted**
- 31    [RLH TA 21-278](#)    Ratifying the Appealed Special Tax Assessment for property at 817 OTTAWA AVENUE. (File No. J2022A1, Assessment No. 208560)
- Adopted**
- 32    [RLH SAO 21-45](#)    Making finding on the appealed nuisance abatement ordered for 1728 ROWE PLACE in Council File RLH SAO 21-29.
- Adopted**
- 34    [RLH VO 21-22](#)    Appeal of Desiree Payne to a Correction Notice-Reinspection Complaint (which includes condemnation) at 843 SELBY AVENUE and 845 SELBY AVENUE.
- Adopted**

- 36 [RLH SAO 21-43](#) Appeal of Paris Getty to a Vehicle Abatement Order at 855 THIRD STREET EAST.

**Adopted**

- 37 [RLH TA 21-256](#) Ratifying the Appealed Special Tax Assessment for property at 581 THOMAS AVENUE. (File No. J2022A1, Assessment No. 208560)

**Adopted**

- 38 [RLH VBR 21-37](#) Appeal of Don Maietta to a Vacant Building Registration Renewal Notice at 141 WINIFRED STREET WEST.

**Adopted**

**For the following items, no objection to the Legislative Hearing Officer's amended recommendations was received, and therefore, she recommends amendment and adoption:**

- 25 [RLH RR 21-32](#) Making finding on the appealed substantial abatement ordered for 134 ELIZABETH STREET EAST in Council File RLH RR 20-13.

**Adopted as amended (Nuisance abated: building rehabilitated)**

**Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang

**Nay:** 0

- 33 [RLH SAO 21-52](#) Making finding on the appealed nuisance abatement ordered for 1352 SEVENTH STREET WEST in Council File RLH VO 21-8. (Legislative Hearing on June 22, 2021)

**Adopted as amended (Nuisance not abated. DSI is authorized to abate)**

**Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang

**Nay:** 0

**For the following item, the Legislative Hearing Officer's recommendation is to refer this matter to Legislative Hearing for the review of plans and financing to execute the rehabilitation of the property:**

- 35 [RLH RR 21-45](#) Making finding on the appealed substantial abatement ordered for 657 SHERBURNE AVENUE in Council File RLH RR 20-24.

*Making Finding Resolution for December 2nd, 2020 granting 180 days for the building at 657 Sherburne Ave to be rehabilitated or removed. The action took place a full six months after the Legislative Hearing Officer, Marcia Moermond, originally started conducting hearings on this property. Instead of a lead up of two to three weeks for plans to be developed, the owner received a full six months to develop plans for rehabilitation. There have been seven Legislative Hearings conducted since June 9th, 2020.*

*As of June 2021, the building has not been rehabilitated. There have been two permits pulled for work: Plumbing and Electrical permits. However, the Building permit has not been pulled and the owner has indicated that the building contractor with whom she signed a contract are no longer working together, therefore, there has not been a work plan submitted. Further, the financing that the owner indicates is problematic at this time, however, at the time that the Council adopted a grant of time for 180 days, the owner signed an affidavit and provided evidence that she had \$50,000 in financing dedicated to the purpose of rehabilitating the building until the project was complete. Because the Council is making a finding about whether the nuisance condition is abated, and those are the circumstances, the Legislative Hearing Officers recommendation to the Council is to find that the nuisance condition has not been abated.*

*Secondly, the question in front of the Council is whether the project has reached a 50% completion mark. This is relevant because if it has reached the 50% completion mark, then the Council could continue the \$5,000 performance deposit. That determination would be made by having a Building inspector go in review all of the work that's been done and make a judgment call the owner and received a letter far in advance to advise her that this inspection needed to occur. And she did not call for that inspection to happen, it is extremely unlikely that the 50% mark would have been met. Because only those two smaller permits have been pulled and by far the largest permit, the Building permit was not pulled. So just by virtue of that it would be far underneath the 50% mark.*

*Therefore, the Legislative Hearing Officer is recommending that the Council allow the Department of Safety and Inspections to remove the building and forfeit the \$5,000 performance deposit. Thus, allowing the forfeited \$5,000 performance deposit to be applied towards the cost of the city as a part of the demolition of the building.*

*CM Dai Thao asked how long the owner has had the opportunity to repair the building. As he wanted to confirm the gap between the time the building was registered as vacant, and the notice of nuisance or abatement.*

*The building has been registered vacant since 2017. In March 2020 the city made a finding that the property was a nuisance or abate. There have been seven Legislative Hearings conducted since June 9th, 2020.*

*Mr. Blaker, the owner's lawyer representing her on this issue, has requested that Ms. Tea be given a 90-day extension to find another contractor and proper financing for the repairs. He states that Ms. Tea has made significant steps in getting the necessary repairs completed. He further states that the property has been inspected by both Electrical and Plumbing inspectors, only listing minor issues as most of the issues had been fixed. However, the owner has had an issue with the Hvac inspection due to unavailability of the Hvac inspector. Ms. Tea has also had an issue reaching Mr. Nathan Bruner and therefore has not had the entirety of the building inspected.*

Furthermore, Ms. Tea has run into permitting issues where the permits were issued to 651 Sherburne instead of the proper address, 657 Sherburne.

The Legislative Hearing Officer has verified that permits for Plumbing permit was inspected June 22 and there are corrections required. The Electrical permit was inspected on June 21 and corrections are required. There are no other permits. Ms. Moermond also informed that the owner has had some bureaucratic difficulties following instructions in the letters and forms that were sent to her, and also that provided lockboxes and drop boxes were stolen, which has led to complications in connecting with inspectors and so forth. However, at the time of the legislative hearing, Ms. Tea had made no attempt in connecting with the building inspector, Mr. Bruner.

CM Dai Thao asked if the Council grants the extension, will the owner need to repost the \$5,000 into the program?

The Legislative Hearing officer recommends that If the City Council wants to grant additional time for the development of plans that may lead to an additional grant of time, that the Council forfeit \$5,000 that's currently been posted and require that an additional \$5,000 to \$10,000 performance deposit be put into place.

CM Dai Thao also asked if this is the only property that Ms. Tea owns in St. Paul.

Ms. Moermond stated that there are two properties owned by Ms. Tea, the second being 318 Edmonds. She states that the property is also similarly situated although it is not in front of the Council at this time.

Mr. Blaker stated that if the 90-day extension is granted that the initial \$5,000 bond is forfeited and a second \$5,000 be issued.

A vote was taken to close the public hearing: 7 in favor, 0 opposed

CM Dai Thao moved to granting an extension of 90-days with a reissuance of the \$5,000 bond. However, the Legislative Hearing officer advised that a time of 30 days be granted to develop a proper plan and financing, then at the end of that 30-day period the Council consider a 90-day grant of time. Thereby verifying evidence of a contractor and ability to pay the contractor.

The Legislative Hearing officer recommends for the motion to be to amend the resolution to: forfeit the \$5,000 performance deposit, require another \$5,000 performance deposit, and refer the matter back into legislative hearing for the development of the plans, and be seen by the Council in 30 days.

CM Dai Thao moved based on the revised motion as listed above: 7 in favor, 0 opposed to lay the matter over to July 28th.

**Resolution amended: Continue public hearing to July 28**

**Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang

**Nay:** 0

**ADJOURNMENT**

**Meeting adjourned at 4:56 p.m.**

In-person meetings, or meetings conducted under Minn. Stat. § 13D.02 of the City Council, are not practical or prudent because of the COVID-19 health pandemic emergency declared under Minn. Stat. Chapter 12 by the Minnesota Governor Tim Walz and Saint Paul Mayor Melvin Carter. In light of the COVID-19 health pandemic, members of the City Council will participate in City Council meetings by telephone or other electronic means.

Public attendance at the City Council's regular meeting location is not feasible due to the COVID-19 health pandemic. Members of the public may view City Council meetings online at [stpaul.legistar.com/Calendar.aspx](http://stpaul.legistar.com/Calendar.aspx) or on local cable Channel 18.

The public may 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:

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.

While the Council will make best efforts to decide all issues before them, the Council may delay decisions on certain matters where the members believe meeting in-person is necessary. More information is available at [www.stpaul.gov/departments/city-council](http://www.stpaul.gov/departments/city-council)

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