



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 Russel Balenger
Councilmember Mitra Jalali
Councilmember Rebecca Noecker
Councilmember Jane L. Prince
Councilmember Chris Tolbert
Councilmember Nelsie Yang

Wednesday, October 11, 2023

3:30 PM

Council Chambers - 3rd Floor

ROLL CALL

Meeting started at 3:33 PM

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

COMMUNICATIONS & RECEIVE/FILE

- 1 [CO 23-54](#) Letter from the Department of Safety and Inspections declaring 188 Acker Street East a nuisance property. (For notification purposes only; public hearings will be scheduled at a later date if necessary.)

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

Council President Brendmoen stated that Item 24 would be taken separately.

Councilmember Tolbert moved approval.

Consent Agenda adopted as amended

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

Nay: 0

- 2 [RES 23-1454](#) Approving the City's cost of providing Collection of Vacant Building Registration fees billed during July 13, 2022 to May 18, 2023 and setting date

of Legislative Hearing for November 7, 2023 and City Council public hearing for January 24, 2024 to consider and levy the assessments against individual properties. (File No. VB2402, Assessment No. 248801)

Adopted

- 3 [RES 23-1455](#) Approving the City's cost of providing Securing and/or Emergency Boarding services during June 2023 and setting date of Legislative Hearing for November 7, 2023 and City Council public hearing for January 24, 2024 to consider and levy the assessments against individual properties. (File No. J2402B, Assessment No. 248101)

Adopted

- 4 [RES 23-1456](#) Approving the City's cost of providing Collection of Fire Certificate of Occupancy fees billed during April 11 to June 22, 2023 and setting date of Legislative Hearing for November 7, 2023 and City Council public hearing for January 24, 2024 to consider and levy the assessments against individual properties. (File No. CRT2401, Assessment No. 248200)

Adopted

- 5 [RES 23-1457](#) Approving the City's cost of providing Excessive Use of Inspection or Abatement services billed during April 24 to May 19, 2023 and setting date of Legislative Hearing for November 7, 2023 and City Council public hearing for January 24, 2024 to consider and levy the assessments against individual properties. (File No. J2402E, Assessment No. 248301)

Adopted

- 6 [RES 23-1458](#) Approving the City's cost of providing Graffiti Removal services during July 11 to 20, 2023 and setting date of Legislative Hearing for November 7, 2023 and City Council public hearing for January 24, 2024 to consider and levy the assessments against individual properties. (File No. J2402P, Assessment No. 248401)

Adopted

- 7 [RES 23-1459](#) Approving the City's cost of providing Removal of Diseased and/or Dangerous Tree services during June to August 2023 and setting date of Legislative Hearing for November 7, 2023 and City Council public hearing for January 24, 2024 to consider and levy the assessments against individual properties. (File No. 2401T, Assessment No. 249000)

Adopted

- 8 [RES 23-1520](#) Approving a Liquor On Sale - 101 -180 Seats and a Liquor On Sale-Sunday license for JED Inc., d/b/a La Cucaracha (License ID 20230001446) for the premises located at 36 Dale Street South.

Adopted

- 9 [RES 23-1526](#) Approving adverse action against the Tobacco Shop license held by Northern Tier Retail, LLC d/b/a Speedway #4419 (License ID #20100004253) for the

premises located at 925 Grand Avenue.

Adopted

- 10 [RES 23-1530](#) Approving the Mayor's appointment of Gaohuacua Goldy Moua to the Business Review Council.

Adopted

- 11 [RES 23-1531](#) Approving the Mayor's appointments of Cadence Lee and Aaronn Woods to the Mayor's Advisory Committee on People with Disabilities.

Adopted

- 12 [RES 23-1532](#) Approving the Mayor's appointment of Liz Xiong to the Public Housing Agency (PHA).

Adopted

- 13 [RES 23-1533](#) Approving the Mayor's appointment of Ololade Ariremako to the Police Civilian Internal Affairs Review Commission.

Adopted

- 14 [RES 23-1534](#) Approving the Mayor's appointment of Josiah Hunt and reappointment of Michelle Furrer to serve on the Our Fair Carousel Board of Directors.

Adopted

- 15 [RES 23-1535](#) Approving the Mayor's appointment of Gloria Contreras Edin to the Capitol Area Vitality Task Force.

Adopted

- 16 [RES 23-1536](#) Approving the Mayor's appointments of Alaina Gall, Meghan Redmond, Teisha Magee, and Mary Jean Mulherin to the Advisory Committee on Aging.

Adopted

- 17 [RES 23-1539](#) Approving the Collective Bargaining Agreement (January 1, 2023 - December 31, 2025) between the City of Saint Paul and the Classified Confidential Employees Association.

Laid over to October 18, 2023

- 18 [RES 23-1543](#) Approving the Memorandum of Agreement between the City of Saint Paul and AFSCME Clerical, Local 2508 in order to provide a shoe allowance for Zookeepers at Como Park Zoo & Conservatory.

Laid over to October 18, 2023

- 19** [RES 23-1544](#) Authorizing the Police Department to enter into an agreement with Ramsey County to provide services with funding from a Miscellaneous Funding 2022 Byrne Justice Assistance Grant from the Minnesota Department of Public Safety.
Adopted
- 20** [RES 23-1546](#) Approving the Use of Grant Funds through the Ward 6 Neighborhood STAR Year-Round Program for the St. Paul Parks Conservancy.
Adopted
- 21** [RES 23-1551](#) Approving the Memorandum of Agreement between the City of Saint Paul and AFSCME Technical, Local 1842, to amend the 2023 - 2025 Labor Agreement for the purpose of correcting uniform reimbursement amounts.
Laid over to October 18, 2023
- 22** [RES 23-1572](#) Authorizing use of a Project Labor Agreement (PLA) for the Landmark Towers Project at 345 St. Peter Street. (District 17, Ward 2)
Adopted
- 23** [RES 23-1576](#) Approving the Mayor's appointment of Jacy Johnson Becker to the Planning Commission.
Adopted

FOR DISCUSSION

- 24** [RES 23-1578](#) Approving the Mayor's appointment of Kelly Yang and Mary Yang to the Saint Paul Climate Justice Advisory Board.

Noel Nix from the Mayor's Office gave an introduction.

Stephany Lopez, Program Manager for the Youth Commission, gave a staff report.

Kelly Yang, appointee to the Climate Justice Advisory Board, introduced themselves.

Cadence Lee, appointee to the Advisory Committee for People with Disabilities, introduced themselves.

Aaronn Woods, appointee to the Advisory Committee for People with Disabilities, introduced themselves.

Yasmin, appointee to the Transportation Committee, introduced themselves.

Council President Brendmoen spoke in favor.

Councilmember Yang moved approval.

Adopted

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

Nay: 0

- 25** [RES 23-1580](#) Recognizing October as Domestic Violence Awareness Month.

Councilmember Prince read from the resolution and spoke in favor.

Shelley Cline, Executive Director of the Saint Paul Intervention Project (SPIP), gave remarks.

Council President Brendmoen spoke in favor.

Prince moved approval.

Adopted

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

Nay: 0

- 26** [RES 23-1527](#) Approving adverse action against the Tobacco Shop license held by River Spirits, LLC d/b/a Liquor Village (License ID# 20120000541) for the premises located at 2289 Ford Parkway. (Licensee will speak to Council on his own behalf)

Therese Skarda, Assistant City Attorney, gave a staff report and answered councilmember questions.

Councilmember Tolbert moved to reduce the fine by half if there were no similar violations within one year.

Adopted as amended (fine reduced by half if no same or similar violations within 1 year)

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

Nay: 0

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 Pioneer Press. Public hearings on ordinances are generally held at the second reading.

Final Adoption

- 27** [Ord 23-31](#) Amending Legislative Code Chapter 63 pertaining to off-street parking facility

standards and design.

Councilmember Tolbert moved approval.

Adopted

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

Nay: 0

28 [Ord 23-42](#)

Granting the application of York Avenue Land Development LLC to rezone property at 1500 and 1510 York Avenue from a combination of R4 one-family residential & RM2 multiple-family residential to all RM2, and amending Chapter 60 of the Legislative Code pertaining to the zoning map.

Councilmember Yang spoke in favor and moved approval.

Adopted

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

Nay: 0

29 [Ord 23-43](#)

Amending the Zoning Map and specific sections of the Legislative Code pertaining to zoning regulations to promote the production of 1-6 unit residential housing options as recommended in Phase 2 of the 1-4 Unit Housing Study and amending additional Legislative Code sections that regulate those aspects of property maintenance associated with 1-6 unit housing.

Councilmember Noecker moved an amendment and spoke to it.

Councilmember Prince spoke in favor of the amendment.

Council President Brendmoen spoke in opposition to the amendment.

Amendment approved and public hearing closed with a vote of 5-2, with Councilmembers Brendmoen and Tolbert in opposition.

Councilmember Jalali expressed interest in future changes after passage and spoke in favor.

Councilmember Prince expressed concerns.

Amended and laid over to October 18, 2023 for Final Adoption

Yea: 5 - Councilmember Noecker, Councilmember Prince, Councilmember Jalali, Councilmember Yang and Councilmember Balenger

Nay: 2 - Councilmember Brendmoen and Councilmember Tolbert

First Reading

- 30** [Ord 23-47](#) Amending Section 220.05 of the Legislative Code to set rates for base level garbage service to be effective January 1, 2024.
- Susan Young and Sarah Haas from the Department of Public Works gave a staff report and answered councilmember questions.*
- Laid over to October 18, 2023 for Second Reading**
- 31** [Ord 23-49](#) Granting the application of 2285 Hampden LLC to rezone property at 2285 Hampden Avenue from I1 light industrial to IT transitional industrial and amending Chapter 60 of the Legislative Code pertaining to the zoning map.
- Anton Jerve, City Planner, gave a staff report and answered councilmember questions.*
- Laid over to October 18, 2023 for Second Reading**

PUBLIC HEARINGS

Live testimony is limited to two minutes for each person. See below for optional ways to testify.

- 32** [Ord 23-48](#) Amending Chapter 233 of the Legislative Code pertaining to Earned Sick and Safe Time, to bring Saint Paul's ordinance into alignment with the State of Minnesota's Earned Sick and Safe Time law.
- Councilmember Balenger moved to close the public hearing.*
- Laid over to October 18, 2023 for Final Adoption**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali, Councilmember Yang and Councilmember Balenger
- Nay:** 0
- 33** [RES PH 23-313](#) Establishing the Water Charges for 2024.
- Councilmember Yang moved to lay over to December 6.*
- Public hearing closed and laid over to December 6, 2023**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali, Councilmember Yang and Councilmember Balenger
- Nay:** 0
- 34** [RES PH 23-140](#) Ratifying the assessments for benefits, costs, and expenses for the Grand/Snelling parking lot operation and maintenance costs for 2024. (File No. 18746-23, Assessment No. 237202)
- Councilmember Tolbert moved approval.*
- Adopted**

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

Nay: 0

- 35** [RES PH 23-241](#) Ratifying the assessment for Minnesota Street from Kellogg to Sixth Street paving and lighting project constructed as part of the 2023 Street Paving Program (SPS). (File No. 19261, Assessment No. 235200)

Councilmember Noecker moved approval.

Adopted

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

Nay: 0

- 36** [RES PH 23-312](#) Ratifying the assessment for Repair of Sanitary Sewer Line on private property at 944 Cromwell Ave. (File No. SWRP2303A, Assessment No. 233003)

Rebecca Cassidy, owner of 944 Cromwell Ave, spoke during the public hearing.

Councilmember Jalali moved approval.

Adopted

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

Nay: 0

- 37** [RES PH 23-244](#) Ratifying the assessment for Annapolis Street from Smith to Humboldt (Phase I, Part A) paving and lighting project constructed as part of the 2023 Street Paving Program (SPS). (File No. 19249, Assessment No. 235201)

Kent & Emily Aldrich, owners of 876 & 878 Stryker Ave, spoke during the public hearing.

Councilmember Noecker moved approval.

Adopted

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

Nay: 0

- 38** [RES PH 23-314](#) Amending the 2023 spending budget in the Department of Public Works Sewers Utility Fund Major Sewer Service Obligations accounting unit for the financing of the Ford Site Central Stormwater Utility and related facilities (as well as updating related sources on the Mississippi River Boulevard Crossing

project, also commonly referred to as the Hidden Falls Connection and the MRB Crossing project).

Councilmember Tolbert moved approval.

Adopted

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

Nay: 0

- 39** [RES PH 23-302](#) Approving the application of Anderson Race Management for a sound level variance in order to present amplified sound on November 4, 2023 at Harriet Island - 200 Dr Justus Ohage Boulevard.

Councilmember Noecker moved approval.

Adopted

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

Nay: 0

- 40** [RES PH 23-303](#) Approving the application of Church of the Holy Childhood for a sound level variance in order to present live amplified sound on October 14, 2023 at 1435 Midway Parkway - Church of the Holy Childhood.

Councilmember Noecker moved approval.

Adopted

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

Nay: 0

- 41** [RES PH 23-304](#) Approving the request of District Energy St. Paul, Inc. to amend District Cooling rates for fiscal year 2024.

Councilmember Balenger moved approval.

Adopted

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

Nay: 0

- 42** [RES PH 23-305](#) Approving the request of District Energy St. Paul, Inc. to amend District Heating rates for fiscal year 2024.

Councilmember Yang moved approval.

Adopted

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

Nay: 0

LEGISLATIVE HEARING DISCUSSION ITEM

- 43** [RLH TA 23-78](#) Ratifying the Appealed Special Tax Assessment for property at 1985 MINNEHAHA AVENUE EAST. (File No. J2313A, Assessment No. 238512) (Public hearing closed and laid over from April 12, 2023)

Assessment reduced by half, as there were no same/similar violations.

Marcia Moermond, Legislative Hearing Officer: You last heard this on April 12, 2023. You decided to lay this over until today and cut the fine in half if there were no same or similar violations, even though the work had already been done to clean up the property. In keeping with that, this amended resolution reduces the assessment by 50%.

Councilmember Prince moved approval as amended.

Adopted as amended (assessment reduced by half, as there were no same/similar violations)

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

Nay: 0

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.

Approval of the Consent Agenda

Councilmember Prince moved approval.

Legislative Hearing Consent Agenda adopted as amended

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

Nay: 0

- 44** [RLH TA 23-174](#) Ratifying the Appealed Special Tax Assessment for property at 1019 BEECH STREET. (File No. J2307E2, Assessment No. 238321)

Adopted as amended (assessment deleted)

- 45 [RLH TA 23-101](#) Ratifying the Appealed Special Tax Assessment for property at 1030 BEECH STREET. (File No. J2306E1, Assessment No. 238316)
- Adopted as amended (assessment reduced)**
- 46 [RLH VO 23-33](#) Appeal of Anna Smith to a Revocation of Fire Certificate of Occupancy and Order to Vacate at 1271 EDGERTON STREET.
- Adopted**
- 47 [RLH TA 23-296](#) Ratifying the Appealed Special Tax Assessment for property at 381 FRY STREET. (File No. J2324A1, Assessment No. 238540)
- Adopted as amended (assessment deleted)**
- 48 [RLH RSA 23-5](#) Appeal of Heather Corland to a Rent Stabilization Determination at 475 GRIGGS STREET SOUTH. Apt, 2.
- Adopted**
- 49 [RLH SAO 23-36](#) Appeal of Paul Busch to a Notice to Cut Tall Grass and/or Weeds at 1523 LAUREL AVENUE.
- Adopted**
- 50 [RLH TA 23-321](#) Ratifying the Appealed Special Tax Assessment for property at 947 MINNEHAHA AVENUE EAST. (File No. VB2311, Assessment No. 238814)
- Adopted**
- 51 [RLH TA 23-173](#) Ratifying the Appealed Special Tax Assessment for property at 828 MOUND STREET. (File No. J2317A1, Assessment No. 238535)
- Adopted as amended (assessment deleted)**
- 52 [RLH RR 23-43](#) Fourth Making finding on the appealed substantial abatement ordered for 595 PARK STREET in Council File RLH RR 23-12. (Public hearing continued to October 4, 2023)
- Amended at public hearing continued to October 18, 2023**
- 53 [RLH VBR 23-58](#) Appeal of Allison Kirwin to a Vacant Building Registration Requirement at 433 ROBERT STREET SOUTH.
- Adopted**
- 54 [RLH TA 23-320](#) Deleting the Appealed Special Tax Assessment for property at 615 UNIVERSITY AVENUE WEST. (File No. J2307P, Assessment No. 238406)
- Adopted**
- 55 [RLH RR 23-49](#) Second Making finding on the appealed substantial abatement ordered for 1941 UNIVERSITY AVENUE WEST in Council File RLH RR 23-6. (Amend to grant 90 days)

Adopted as amended (granted 90 days)

- 56 [RLH TA 23-309](#) Ratifying the Appealed Special Tax Assessment for property at 132 WESTERN AVENUE SOUTH. (File No. J2305C, Assessment No. 232004)
Adopted
- 57 [RLH TA 23-315](#) Ratifying the Appealed Special Tax Assessment for property at 556 WHEELLOCK PARKWAY EAST. (File No. CRT2310, Assessment No. 238209)
Adopted
- 58 [RLH AR 23-71](#) Ratifying the assessments for Collection of Vacant Building Registration fees billed during December 7 to March 20, 2023. (File No. VB2311, Assessment No. 238814)
Adopted
- 59 [RLH AR 23-72](#) Ratifying the assessments for Securing and/or Emergency Boarding services during April 2023. (File No. J2311B, Assessment No. 238112)
Adopted
- 60 [RLH AR 23-73](#) Ratifying the assessments for Demolition services from January to May 2023. (File No. J2304C, Assessment No. 232003)
Adopted
- 61 [RLH AR 23-74](#) Ratifying the assessments for Demolition services from February to March 2023 (C.D.B.G. Funds). (File No. J2305C, Assessment No. 232004)
Adopted
- 62 [RLH AR 23-75](#) Ratifying the assessments for Collection of Fire Certificate of Occupancy fees billed during March 7 to April 1, 2023. (File No. CRT2310, Assessment No. 238209)
Adopted
- 63 [RLH AR 23-76](#) Ratifying the assessments for Excessive Use of Inspection or Abatement services billed during February 21 to March 21, 2023. (File No. J2311E, Assessment No. 238319)
Adopted
- 64 [RLH AR 23-77](#) Ratifying the assessments for Graffiti Removal services during April 3 to May 3, 2023. (File No. J2307P, Assessment No. 238406)
Adopted
- 65 [RLH AR 23-78](#) Ratifying the assessments for Diseased Tree Removal service during May 2023 at 1636 MACKUBIN STREET. (File No. 2309T, Assessment No. 239008)

Adopted

- 66 [RLH AR 23-79](#) Ratifying the assessments for Towing of Abandoned Vehicle(s) services during January to May 2023. (File No. J2302V, Assessment No. 238002)

Adopted

ADJOURNMENT

Meeting ended at 4:40 PM

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:

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, 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 registering to speak by noon on the day before the meeting. The registration link is located on the City Council website at www.stpaul.gov/council or <https://forms.office.com/g/TD3xN7WHy5>.

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