



City Hall and Court House  
15 West Kellogg Boulevard

# City of Saint Paul

Council Chambers - 3rd  
Floor  
651-266-8560

## City Council Meeting Minutes - Final

*Council President Amy Brendmoen  
Councilmember Kassim Busuri  
Councilmember Mitra Jalali Nelson  
Councilmember Rebecca Noecker  
Councilmember Jane L. Prince  
Councilmember Dai Thao  
Councilmember Chris Tolbert*

Wednesday, August 14, 2019

3:30 PM

Council Chambers - 3rd Floor

### ROLL CALL

*The meeting was called to order by Council President Brendmoen at 3:31 p.m.*

#### **Councilmember Thao excused**

- Present** 5 - Councilmember Amy Brendmoen, Councilmember Chris Tolbert, Councilmember Rebecca Noecker, Councilmember Mitra Jalali Nelson and Councilmember Kassim Busuri
- Absent** 2 - Councilmember Dai Thao and Councilmember Jane L. Prince

#### **Councilmember Prince arrived after roll call.**

- Present** 6 - Councilmember Amy Brendmoen, Councilmember Chris Tolbert, Councilmember Rebecca Noecker, Councilmember Jane L. Prince, Councilmember Mitra Jalali Nelson and Councilmember Kassim Busuri
- Absent** 1 - Councilmember Dai Thao

### COMMUNICATIONS & RECEIVE/FILE

- 1     **AO 19-46**     Amending the 2019 spending budget for the Office of Technology and Communications.  
**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 (Items 2 - 20)

*Item 11 was removed from the Consent Agenda for separate consideration.  
Councilmember Noecker moved approval of the Consent Agenda as amended.*

#### **Consent Agenda adopted as amended**

**Yea:** 6 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali Nelson and Councilmember Busuri

**Nay:** 0

**Absent:** 1 - Councilmember Thao

- 2 RES 19-1347** Canceling City Council meetings on November 27, 2019, December 25, 2019, and January 1, 2020.  
**Adopted**
- 3 RES 19-1356** Approving the use of grant funds through the Neighborhood Star Year-Round Program for the Progressive Center For Educational And Economic Development.  
**Adopted**
- 4 RES 19-725** Approving the release of easements within the MLS Soccer Redevelopment Site.  
**Adopted**
- 5 RES 19-1154** Preliminary Order setting the date of City Council public hearing for September 18, 2019 to consider approval for the Arcade/Case and the Grand/Snelling parking lots operation and maintenance costs for 2021. (File No. 18744-20 and 18746-20, Assessment No. 207201 and 207202)  
**Adopted**
- 6 RES 19-1156** Approving assessment costs and setting date of City Council public hearing to ratify the assessment for benefits, costs, and expenses for the Arcade/Case and the Grand/Snelling parking lots operation and maintenance for 2020. (File No. 18744-19 and 18746-19, Assessment No. 197201 and 197202)  
**Adopted**
- 7 RES 19-1306** Authorizing the City of Saint Paul to accept a donation up to \$200 from Move Minnesota in order to enhance city employee participation in a survey regarding commuting behavior.  
**Adopted**

- 8      **RES 19-1325**      Authorizing Mayor Carter's Office to submit a McKnight Foundation Climate and Energy Program Grant Proposal.  
**Adopted**
- 9      **RES 19-1328**      Authorizing Mayor Carter's Office to submit a second McKnight Foundation Climate and Energy Program Grant proposal.  
**Adopted**
- 10     **RES 19-1322**      Accepting the gift of design and construction of two handball courts in Clayland Park, valued at approximately \$53,200, from the Hamline-Midway Coalition, on behalf of the Hamline-Midway Youth Handball Development Committee.  
**Adopted**
- 12     **RES 19-1291**      Approving the use or non-use of a Project Labor Agreement (PLA) on Department of Parks and Recreation construction projects for the second half of 2019.  
**Adopted**
- 13     **RES 19-1319**      Authorizing the Department of Parks and Recreation to accept Clean Water, Land, and Legacy Amendment, and Parks and Trails Funds, in the amount of \$5,108,578.84, and enter into grant agreements as required as a condition of receiving said funds, which include an indemnification clause.  
**Adopted**
- 14     **RES 19-1324**      Approving the FY2019 Neighborhood Sales Tax Revitalization Loan and Grant Awards.  
**Adopted**
- 15     **RES 19-1206**      Authorizing the Police Department to enter into an agreement with Lexis Nexis that includes an indemnification clause.  
**Adopted**
- 16     **RES 19-1248**      Authorizing the Police Department to expense costs associated with the assessors for the Sergeant Exam on September 15-21, 2019.  
**Adopted**
- 17     **RES 19-1249**      Authorizing the Police Department to accept complimentary travel and conference expenses for the IACP 2019 award recipient Commander Jeremy Ellison.  
**Adopted**

- 18    **RES 19-1323**    Authorizing the Police Department to accept a grant from the State of Minnesota, Department of Public Safety.  
**Adopted**
- 19    **RES 19-1338**    Authorizing the Department of Public Works to accept the donation of travel and hotel costs from Avolve Software for a Project Manager to attend a ProjectDox Regional Meeting on August 21, 2019 in Downers Grove, IL.  
**Adopted**
- 20    **RES 19-1275**    Authorizing the Department of Public Works to enter into an agreement with the State of Minnesota to accept the participation in the sharing of costs for a pedestrian improvement project along East 7th Street.  
**Adopted**

**FOR DISCUSSION**

- 11    **RES 19-1280**    Establishing the priority projects for the 2019 Parks and Recreation Department Pre-Project Design Preparation Budget in the General Fund in the amount of \$100,000.  
*Councilmember Prince moved an amended version with clarifying language related to the Mounds Park project.*  
**Adopted as amended**  
**Yea:** 6 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali Nelson and Councilmember Busuri  
**Nay:** 0  
**Absent:** 1 - Councilmember Thao
- 21    **SR 19-78**    Celebrating the City of Saint Paul's Right Track YJ02 Interns.  
*The Right Track interns introduced themselves. Council members made brief comments.*  
**Received and filed**
- 22    **SR 19-72**    Recognizing Cheri Sisk, Deputy City Attorney  
*City Attorney Lyndsey Olson read the proclamation honoring Cheri Sisk. Ms. Sisk made brief comments.*  
**Received and filed**
- 23    **SR 19-71**    Presentation by State Demographer Susan Brower.  
*Council President Brendmoen said the presentation would be rescheduled.*  
**Withdrawn (to be rescheduled)**

## ORDINANCES

An ordinance is a city law enacted by the City Council. It is read at four 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 third reading.

### Final Adoption

- 24    **Ord 19-52**            Amending Chapter 11 of the Administrative Code to create the Division of Labor Standards Enforcement and Education within the Department of Human Rights and Equal Economic Opportunity.
- Council members Noecker, Tolbert, and Jalali Nelson made brief comments.*
- Councilmember Prince moved final adoption of the ordinance.*
- Adopted**
- Yea:** 6 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali Nelson and Councilmember Busuri
- Nay:** 0
- Absent:** 1 - Councilmember Thao

### Second Reading

- 25    **Ord 19-53**            Amending Chapter 25 of the Legislative Code pertaining to the supplemental tax on hotels and motels by increasing the imposed tax rate from three to four percent.
- Laid over to August 21 for third reading/public hearing**

## PUBLIC HEARINGS

- 26    **RES PH 19-253**        Authorizing an increase in the Parks and Recreation Grant Fund Budgets in the amount of \$2,619,000 to reflect the multi-year Legacy Grant received from the State of Minnesota for arts and cultural heritage at the Como Park Zoo and Conservatory.
- No one was present to testify. Councilmember Jalali Nelson moved to close the public hearing and approve the resolution.*
- Adopted**
- Yea:** 6 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali Nelson and Councilmember Busuri
- Nay:** 0
- Absent:** 1 - Councilmember Thao
- 27    **RES PH 19-249**        Authorizing the Police Department to accept the amendment to the grant agreement with the U.S. Office of National Drug Control Policy for the High Intensity Drug Trafficking Areas Program, and amend the 2019 grant budget.

*No one was present to testify. Councilmember Tolbert moved to close the public hearing and approve the resolution.*

**Adopted**

**Yea:** 6 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali Nelson and Councilmember Busuri

**Nay:** 0

**Absent:** 1 - Councilmember Thao

- 28 RES PH 19-251** Approving the application of Saint Paul Area Chamber of Commerce for a sound level variance to present amplified music on Saturday, August 17, 2019 in the parking lot at 166 Larpenteur Avenue, and 1675, 1665 and 1657 Rice Street for their Summer Block Party.

*Council President Brendmoen made brief comments.*

*No one was present to testify. Council President Brendmoen moved to close the public hearing and approve the resolution.*

**Adopted**

**Yea:** 6 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali Nelson and Councilmember Busuri

**Nay:** 0

**Absent:** 1 - Councilmember Thao

- 29 RES PH 19-255** Approving the application of Minnesota United FC & Allianz Field for two sound level variances for amplified sound on Saturday, August 17, 2019 and Saturday, September 7, 2019 at 400 Snelling Avenue North.

*No one was present to testify. Councilmember Jalali Nelson moved to close the public hearing and approve the resolution.*

**Adopted**

**Yea:** 6 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali Nelson and Councilmember Busuri

**Nay:** 0

**Absent:** 1 - Councilmember Thao

- 30 RES PH 19-257** Approving the application of Molli O'Rourke for a sound level variance for amplified sound on Sunday, August 18, 2019 at 255 6th Street East for the Ox Cart Arcade and Rooftop End of Summer Party.

*Councilmember Noecker requested a staff report.*

*Barb McMonigal St. Denis, Department of Safety and Inspections, gave a staff report on the event She said a lower level was recommended due to the rooftop location of the event.*

*No one was present to testify.*

*Councilmember Noecker moved to close the public hearing. She said she planned to approve this but wanted to flag the event because of noise complaints for Ox Cart. She said she wanted to let the property owners know she didn't intend to approve future sound level variances for other events until DSI had followed up and issued a clean bill of health.*

**Adopted**

**Yea:** 6 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali Nelson and Councilmember Busuri

**Nay:** 0

**Absent:** 1 - Councilmember Thao

#### **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 (Items 31 - 42)**

*No one was present to testify. Councilmember Noecker moved to close the public hearing and approve the Legislative Hearing Consent Agenda as amended.*

**Legislative Hearing Consent Agenda adopted as amended**

**Yea:** 6 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali Nelson and Councilmember Busuri

**Nay:** 0

**Absent:** 1 - Councilmember Thao

- 32 RLH VO 19-26** Appeal of Christina Harding to a Revocation of Fire Certificate of Occupancy and Order to Vacate at 475 HATCH AVENUE.  
**Adopted**
- 31 RLH VO 19-27** Appeal of Charlnitta Ellis to a Revocation of Fire Certificate of Occupancy and Order to Vacate at 801 AURORA AVENUE.  
**Adopted**
- 33 RLH TA 19-629** Amending Council File No. RLH AR 19-85 to delete the assessment for Collection of Delinquent Garbage Bills for services during October to December 2018 at 967 IGLEHART AVENUE. (File No. CG1901D4, Assessment No. 190066)  
**Adopted**
- 34 RLH RR 19-14** Making finding on the appealed nuisance abatement ordered for 735 MARGARET STREET in Council Files RLH RR 18-3 and RLH RR 19-1.  
**Adopted**

- 35    **RLH VBR**                      Appeal of Evan Bibbee/Claire Bibbee to a Vacant Building Registration  
19-44                                      Notice at 1060 MATILDA STREET.  
**Adopted**
- 36    **RLH VBR**                      Appeal of Mao Xiong to a Vacant Building Registration Fee Warning  
19-47                                      Letter at 1876 MECHANIC AVENUE.  
**Adopted**
- 37    **RLH TA 19-615**                  Amending Council File No. RLH AR 18-101 to delete the assessment for  
Property Clean Up services during August 14 to 30, 2018 at 1296  
MISSISSIPPI RIVER BOULEVARD SOUTH. (File No. J1906A,  
Assessment No. 198505)  
**Adopted**
- 38    **RLH VBR**                      Appeal of Robert F. Bier to a Vacant Building Registration Notice at 174  
19-42                                      PAGE STREET WEST.  
**Adopted**
- 39    **RLH RR 19-22**                  Ordering the rehabilitation or razing and removal of the structures at 1146  
PAYNE AVENUE within fifteen (15) days after the August 14, 2019 City  
Council public hearing. (Amend to grant 180-days) (Public hearing  
continued from August 14)  
**Referred to Legislative Hearings on September 10**
- 40    **RLH VBR**                      Appeal of Quan Vu to a Vacant Building Registration Notice at 1360  
19-40                                      REANEY AVENUE.  
**Adopted**
- 41    **RLH RR 19-6**                  Making finding on the appealed nuisance abatement ordered for 694  
SNELLING AVENUE NORTH in Council Files RLH RR 18-27 & RLH RR  
18-35.  
**Adopted**
- 42    **RLH VBR**                      Appeal of Abraham Gleeson to a Vacant Building Registration Fee  
19-43                                      Warning Letter plus Summary Abatement Order at 65-67 WINIFRED  
STREET WEST.  
**Adopted**
- Council members shared news from their Wards.*

**ADJOURNMENT**

*Council President Brendmoen adjourned the meeting.*

**Meeting adjourned at 4:05 p.m.**



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