



City of Saint Paul

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

Meeting Agenda

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

Wednesday, October 27, 2021

3:30 PM

Council Chambers - 3rd Floor

Please see below for meeting guidelines due to the COVID-19 pandemic emergency

ROLL CALL

COMMUNICATIONS & RECEIVE/FILE

- 1 [CO 21-85](#) Letters from the Department of Safety and Inspections declaring 1508 Como Avenue and 694 Sherburne Avenue nuisance properties. (For notification purposes only; public hearings will be scheduled at a later date if necessary.)
Sponsors: Jalali and Thao
Attachments: [1508 Como Ave.OTA 10-18-21](#)
[694 Sherburne Ave.OTA 10-18-21](#)
- 2 [CO 21-86](#) Mayor's Emergency Executive Order 21-39.
Sponsors: Brendmoen
Attachments: [Executive Order 2021-39](#)
- 3 [AO 21-51](#) Amending the 2021 General Fund budget for the Department of Human Rights and Equal Economic Opportunity.
Attachments: [AO 21-51 - financial analysis - HREEO budget shift](#)
- 4 [AO 21-52](#) Amending the 2021 General Fund budget for the Office of Technology and Communications.
Attachments: [AO 21-52 - financial analysis - OTC budget shift](#)
- 5 [AO 21-55](#) Authorizing the Police Department to reallocate its 2021 General Fund operating budget to reflect expenditures more accurately.
Attachments: [AO 21-55 Fund 100](#)
- 6 [AO 21-56](#) Amending CDBG projects budget: funding 637 Smith (Capitol View Café)
Attachments: [AO 21-56 Financial Analysis CDBG](#)

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.

- 7 [RES](#)
 [21-1457](#) Establishing the rate of pay for the Urban Forestry Technician in EG 02, AFSCME, in Grade 026.
- Sponsors:** Brendmoen
 Attachments: [Urban Forestry Resolution-Financial Analysis](#)
- 8 [RES](#)
 [21-1502](#) Approving the Collective Bargaining Agreement (January 1, 2021 - December 31, 2022) between the City and AFSCME District Council 5, Legal - Local 3757.
- Sponsors:** Brendmoen
 Attachments: [AFSCME Legal Local 3757 Contract 2021 -2022](#)
 [AFSCME Legal Local 3757 Summary 2021 - 2022](#)
- 9 [RES](#)
 [21-1526](#) Approving the Maintenance Labor Agreement between the Independent School District 625 and the International Brotherhood of Electrical Workers, Local 110 (May 1, 2021 - April 30, 2024).
- Sponsors:** Brendmoen
 Attachments: [ISD 625 Electricians 2021 - 2024 Contract](#)
 [ISD 625 Electricians Summary 2021 - 2024](#)
- 10 [RES](#)
 [21-1528](#) Approving the Collective Bargaining Agreements between the Independent School District 625 and Tri-Council: Local 49, Local 120 and Local 363 (July 1, 2020 - September 10, 2021) and Laborers Local 563 (September 11, 2021 - April 30, 2024). (To be laid over one week for adoption)
- Sponsors:** Brendmoen
 Attachments: [ISD 625 TriCouncil 2020 - 2021Contract](#)
 [ISD 625 TriCouncil Summary 20-21](#)
 [ISD 625 Laborers 563 Contract 21-24](#)
 [ISD 625 Laborers 563 Summary 21 - 24](#)
- 11 [RES](#)
 [21-1552](#) Waiving the 45-day notice requirement to issue a Cigarette/Tobacco and Liquor Off Sale License to IP Liquor Inc. d/b/a Hillcrest Liquor (License Group ID #20210000873) for the premises located at 1511 White bear Avenue North.
- Sponsors:** Yang
 Attachments: [District Council letter](#)
 [Signed license conditions](#)
- 12 [RES](#)
 [21-1553](#) Approving a Gas Station and Cigarette/Tobacco license to KMH Retail LLC d/b/a Mini Pac (License ID #20210000750) for the premises located at 1184 Maryland Avenue East.
- Sponsors:** Yang
 Attachments: [License Application Notification](#)

[Signed license conditions 1](#)

- 13 [RES](#) Approving adverse action against the Cigarette/Tobacco License held by Dahir
[21-1558](#) Wako d/b/a Seventh Grocery (“Licensee”) (License ID# 20140002629) at 43
Seventh Street West.

Sponsors: Noecker

Attachments: [NOV, 7th Grocery](#)

- 14 [RES](#) Approving the Mayor’s appointments of Abas Kawo and Abdul Mohamed to the
[21-1561](#) Human Rights and Equal Economic Opportunity Commission.

Sponsors: Brendmoen

- 15 [RES](#) Approving the Mayor’s appointments of Jizelle Lobley and Everlyn Granda to the
[21-1562](#) Business Review Council for three-year terms ending on October 31, 2024.

Sponsors: Brendmoen

- 16 [RES](#) Approving the Mayor’s appointment of Ryan Vue and Abshir Ali to three-year
[21-1563](#) terms on the Capital Improvement Budget Committee.

Sponsors: Brendmoen

SUSPENSION ITEM

- [RES](#) Declaring October Domestic Violence Awareness Month.
[21-1576](#)

Sponsors: Brendmoen, Prince, Noecker, Thao, Yang and Jalali

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

- 17 [Ord 21-29](#) Amending Chapter 324 of the Legislative Code in order to create separate
licenses for Tobacco Products Shops and Tobacco Shops, to restrict pricing
discounts or coupons, and to create a distance requirement between
establishments licensed to sell tobacco.

Sponsors: Brendmoen, Jalali, Prince, Thao, Tolbert, Yang and Noecker

Attachments: [324.10 \(b\) Presumptive Penalties](#)

[Location-Tobacco-Ecig-Point-Of-Sale-2019](#)

[Regulating-the-Location-Density-and-Type-of-Tobacco-Retailers](#)

[Sources of Data](#)

[Ord 21-29 - Linda Basta Vasquez](#)

[Ord 21-29 - Coalition of Neighborhood Retailers](#)

[Ord 21-29 - Robert P Coughlin](#)

[Ord 21-29 - Chris Oshea](#)
[Ord 21-29 - Minnesota Licensed Beverage Association](#)
[Ward 2 Public Comments ORD 21-29](#)
[Ord 21-29 - American Lung Association](#)
[Ord 21-29 - Blue Cross and Blue Shield](#)
[Ord 21-29 - Bob Coughlin](#)
[Ord 21-29 - Association for Nonsmokers](#)
[Ord 21-29 - 32 Letters](#)
[Ord 21-29 - George Gerges](#)
[Ord 21-29 - HealthPartners](#)
[Ord 21-29 - Saint Paul-Ramsey County Public Health](#)
[Ord 21-29 - Sierra Leone Aid Initiative](#)
[Ord 21-29 - Clearway Minnesota](#)
[Ord 21-29 - Tobacco Free Alliance](#)
[Ord 21-29 - Minnesota Cancer Alliance](#)
[Ord 21-29 - Association for Nonsmokers-Update](#)
[ALMAS Video](#)
[Ord 21-29 - Kent Anzaldi](#)
[Ord 21-29 - Ramsey County Board of Commissioners Resolution](#)
[Ord 21-29 - Minnesota Public Health Association](#)
[Ord 21-29 - Allina Health](#)
[Ord 21-29 - Saint Paul Youth Commission](#)
[Ord 21-29 - Hmong Public Health Association](#)
[Ord 21-29 - TouHu Vang](#)
[Ord 21-29 - David Klevan](#)
[Ord 21-29 - 50 postcards](#)
[Ord 21-29 - Sarah Moore](#)

- 18 [Ord 21-37](#) Granting the application of the Housing and Redevelopment Authority to rezone 231 Front Avenue from B2 to T2 and amending Legislative Code Sec. 60.303 to reflect the change.

Sponsors: Brendmoen

Attachments: [Planning Commission Resolution](#)

[Planning Commission Minutes](#)

[Zoning Committee Packet](#)

[Zoning Committee Minutes 082621](#)

[North End Neighborhood Organization \(D6\) Letter](#)

[PC rezoning extension letter to HRA.pdf](#)

- 19 [Ord 21-40](#) Granting the application of Abah Mohamed to rezone the property at 576 Lexington Parkway N from RT1 Two Family Residential to RM2 Multi-Family

Residential, and amending Chapter 60 of the Legislative Code pertaining to the zoning map.

Sponsors: Thao

Attachments: [Staff Report](#)

[21-292-480 576 N Lexington Rezoning application packet](#)

[extension letter](#)

[PC Resolution](#)

[576 Lexington minutes \(002\)](#)

First Reading

- 20 [Ord 21-41](#) Amending the commercial development district known as the Schmidt Brewery Commercial Development District to remove liquor license restrictions.

Sponsors: Noecker

Attachments: [Exhibit 1-2015](#)

[Signature Copy of ORD 15-54 dated 11-14-2015](#)

- 21 [Ord 21-44](#) Granting a five-year extension of the Energy Park Utility Company Franchise, held by the Port Authority, from August 1, 2036 to August 1, 2041.

Sponsors: Brendmoen

PUBLIC HEARINGS

- 22 [RES PH 21-293](#) Authorizing the Department of Planning and Economic Development to execute grant agreements with the Metropolitan Council, which includes an indemnification clause, accept grant funds, and amend the related City budgets.

Sponsors: Brendmoen

Attachments: [Financial Analysis](#)

- 23 [RES PH 21-299](#) Amending the financing and spending plans in the City Attorney's Office in the amount of \$25,000 for accepting the first payment from the Association of Prosecuting Attorneys for a gun possession diversion program.

Sponsors: Brendmoen

Attachments: [Financial Analysis RES PH 21-299](#)

- 24 [RES PH 21-301](#) Amending the financing and spending plans in the amount of \$125,000 for a contribution received from the State of Minnesota to pay for training and equipment for the Saint Paul Fire Department hazardous materials team.

Sponsors: Brendmoen

Attachments: [State of MN ERT Agreement Amendment #1.pdf](#)

[State of MN ERT Agreement Amendment #2.pdf](#)

[State of MN ERT Agreement.pdf](#)

[2021 Haz Mat ERT Financial Analysis.pdf](#)

- 25 [RES PH
21-302](#) Amending the financing and spending plans in the Fire Department in the amount of \$317,000 for a contribution received from the Minnesota Board of Firefighter Training and Education to pay for training and equipment for the Minnesota Aviation Rescue Team (MART) and helicopter training with the Minnesota State Patrol.
- Sponsors:** Brendmoen
- Attachments:** [FY22 MART letter.docx](#)
 [MBFTE MART \\$317,000 Financial Analysis.pdf](#)
- 26 [Ord 21-38](#) Amending Section 94.13 of the Legislative Code to ensure consistency with the 2015 MN Plumbing and Building Codes.
- Sponsors:** Brendmoen
- Attachments:** [Heat Exchanger Memo](#)
- 27 [RES PH
21-225](#) Ratifying the assessment for the Griggs/Scheffer area paving and lighting project constructed as part of the 2020 St. Paul Street Paving Program (SPS). (File No. 19232, Assessment No. 205200)
- Sponsors:** Tolbert
- Attachments:** [Assessment Roll](#)
 [RES PH 21-225 - Margaret Kasting](#)
 [RES PH 21-225 - Margaret Kasting #2](#)
 [RES PH 21-225 - Allison Langham Putrow](#)
- 28 [RES PH
21-283](#) Accepting funds from the Great River Passage Conservancy in the amount of \$475,000 for use on the River Learning Center Schematic Design Project.
- Sponsors:** Noecker and Tolbert
- Attachments:** [River Learning Center Budget Res GRP](#)

LEGISLATIVE HEARING ITEMS:

- 29 [RLH VO
21-42](#) Appeal of Song Xiong to a Fire Certificate of Occupancy Revocation and Order to Vacate at 30 ACKER STREET WEST.
- Sponsors:** Thao
- Attachments:** [30 Acker St W.appeal.10-7-21.pdf](#)
 [30 Acker St W.Photos.5-28-21.pdf](#)
 [30 Acker St W.Photos.9-30-21.pdf](#)
 [30 Acker St W.Xiong Ltr.10-15-21.doc](#)
 [30 Acker St Video #1.MOV](#)
 [30 Acker St video #2.MOV](#)
 [30 Acker St Video #3.MOV](#)
 [30 Acker St W.Xiong Ltr.10-20-21](#)

- 30** [RLH SAO
21-70](#) Appeal of Ross Kigner to a Summary Abatement Order at 1143 CHURCHILL STREET.
- Sponsors:** Brendmoen
- Attachments:** [1143 Churchill St.appeal.9-30-21](#)
 [1143 Churchill St.photos 9-14-21](#)
 [1143 Churchill St.Kigner Ltr.10-8-21.doc](#)
- 31** [RLH FCO
21-170](#) Amending Council File RLH FCO 21-71, adopted June 23, 2021, to grant Steve Basco an additional extension for property at 821 CONWAY STREET.
- Sponsors:** Prince
- Attachments:** [821 Conway St.Basco-Zimny email.10-13-21.pdf](#)
 [821 Conway St.Basco Ltr.10-15-21](#)
 [821 Conway St.Minutes 10-12-21](#)
- 32** [RLH VBR
21-62](#) Appeal of Carolyn Brown, Community Stabilization Project, and Shai Leibovich to a Vacant Building Registration Notice at 936 DUCHESS STREET.
- Sponsors:** Yang
- Attachments:** [936 Duchess St.appeal.9-23-21.pdf](#)
 [936 Duchess St.order to vacate 8-3-21.pdf](#)
 [936 Duchess St.photos 8-2-21.pdf](#)
 [936 Duchess St.Photos sent by Carolyn Brown.10-4-21.pdf](#)
 [936 Duchess St .Leibovich Ltr.10-8-21.doc](#)
 [936 Duchess Street Revocation Ltr. #4 10-13-21.pdf](#)
 [936 Duchess St.email chain.10-14-21.pdf](#)
 [936 Duchess St.email chain.10-15-21.pdf](#)
 [936 Duchess St.Brown Zimny email.10-27-21](#)
- 33** [RLH VBR
21-66](#) Appeal of Matt Hursh to a Vacant Building Registration Notice at 1162 EARL STREET.
- Sponsors:** Yang
- Attachments:** [1162 Earl St.appeal.9-21-21](#)
 [1162 Earl St.order to vacate 9-2-21](#)
 [1162 Earl St.order to vacate 8-20-21](#)
 [1162 Earl St.order to vacate 7-23-21](#)
 [1162 Earl St.photos 7-23-21](#)
 [1162 Earl St.photos 6-25-21](#)
 [1162 Earl St.Hursh Ltr.10-8-21.doc](#)
- 34** [RLH RR
21-36](#) Making finding on the appealed substantial abatement ordered for 854 EDMUND AVENUE in Council File RLH RR 20-44. (Legislative Hearing on October 26, 2021)
- Sponsors:** Thao

Attachments: [854 Edmund Thirty Day Forfeit Notice Signed.pdf](#)
[854 Edmund Ave.Making Finding Notice of Hearing Ltr.9-27-21.docx](#)
[854 Edmund Avenue.Thill R-R Ltr.10-15-21](#)
[854 Edmund Ave.Updated Work plan-Financial.10-19-21](#)
[854 Edmund Ave W.Service relocate timeline.10-21-21](#)

- 35 [RLH CO](#)
[21-7](#) Appeal of Dionne Simmons to a Correction Notice at 294 HAZELWOOD STREET.

Sponsors: Prince

Attachments: [294 Hazelwood St.appeal.10-4-21](#)
[294 Hazelwood St.photos 9-24-21](#)
[294 Hazelwood St.Simmons Ltr.10-15-21](#)

- 36 [RLH FCO](#)
[21-149](#) Appeal of Arnold Kampa to a Fire Inspection Correction Notice at 1084 LARPEUR AVENUE WEST.

Sponsors: Brendmoen

Attachments: [1084 Larpenteur Ave W.appeal.9-13-2021](#)
[1084 Larpenteur Ave W.photos 3 car garage.9-13-2021](#)
[1084 Larpenteur Ave W.photos letter 3.9-13-2021](#)
[1084 Larpenteur Ave W.photos main building.9-13-2021](#)
[1084 Larpenteur Ave W.Kampa Ltr.9-24-21](#)
[1084 Larpenteur - Garages.chain email.pdf](#)
[1084 Larpenteur Ave W.Kampa Ltr.10-15-21](#)
[1084 Larpenteur Ave W.Kampa Zimny email.10-18-21](#)

- 37 [RLH FCO](#)
[21-158](#) Appeal of Romulo Nieto to a Correction Notice-Reinspection Complaint at 618 MINNEHAHA AVENUE EAST.

Sponsors: Prince

Attachments: [618 Minnehaha Ave E.appeal.9-16-21](#)
[618 Minnehaha Ave E.photos 9-3-21](#)
[618 Minnehaha Ave E.correction notice 8-2-21](#)
[618 Minnehaha Ave E.Photos.12-14-20.pdf](#)
[618 Minnehaha Ave E.Photos.10-8-21.pdf](#)
[618 Minnehaha Ave E.email chain.10-8-21.pdf](#)
[618 Minnehaha Ave E.Nieto Ltr.10-15-21](#)

- 38 [RLH FCO](#)
[21-151](#) Appeal of Laurel Hedlund to a Fire Certificate of Occupancy Approval With Corrections at 429 MOUNT IDA STREET.

Sponsors: Brendmoen

Attachments: [429 Mount Ida St.appeal.9-14-21](#)
[429 Mount Ida St.Fire C of O 6-8-21](#)

[429 Mount Ida St.Fire C of O 7-12-21](#)
[429 Mount Ida St.Photos.9-21-21.pdf](#)
[429 Mount Ida St.Hedlund Ltr.9-24-21](#)
[429 Mount Ida St.email chain.pdf](#)
[429 Mount Ida St.Zimny email.10-11-21](#)
[429 Mt Ida inspector \(google\) photos 10-1-21](#)
[429 Mt Ida inspector photos 10-1-21](#)
[492 Mt Ida Ubl email 10-13-21](#)
[inspector video 429 Mt Ida 10-1-21](#)
[429 Mount Ida St.Owner Photo and email.10-13-21.pdf](#)
[429 Mount Ida St.Hedlund Ltr.10-15-21](#)

- 39** [RLH FCO
21-166](#) Appeal of Travis Temke to a Fire Inspection Correction Notice at 828 OTTAWA AVENUE.

Sponsors: Noecker

Attachments: [828 Ottawa Ave.appeal.9-30-21](#)
[828 Ottawa Ave.photos 9-22-21](#)
[828 Ottawa Ave.TISH Report.4-17-20.pdf](#)
[828 Ottawa Ave.Temke Ltr.10-15-21](#)

- 40** [RLH VBR
21-65](#) Appeal of Alexis Nelson and Adrian Clercx to a Vacant Building Registration Notice at 1268 PAYNE AVENUE.

Sponsors: Yang

Attachments: [1268 Payne Ave.appeal.9-17-21](#)
[1268 Payne Ave.order to vacate 8-27-21](#)
[1268 Payne Ave.photos 8-30-21](#)
[1268 Payne Ave.photos 8-27-21](#)
[1268 Payne Ave.photos 8-17-21](#)
[1268 Payne Ave E.Nelson Ltr.10-8-21.doc](#)

- 41** [RLH VBR
21-64](#) Appeal of Chris Bjorling to a Vacant Building Registration Notice at 1182 REANEY AVENUE EAST.

Sponsors: Prince

Attachments: [1182 Reaney Ave E.appeal.9-17-2021](#)
[1182 Reaney Ave E.Bjorling Ltr.10-8-21.doc](#)

- 42** [RLH VBR
21-69](#) Appeal of Madeline Brozen and Mehmet Berker, to a Vacant Building Registration Renewal Notice at 1234 RICE STREET.

Sponsors: Brendmoen

Attachments: [1234 Rice St.appeal.10-6-21](#)
[1234 Rice St.VB Registration Notice.9-20-21.pdf](#)
[1234 Rice St.Berker Brozen Ltr.10-15-21](#)

- 43 [RLH VBR
21-67](#) Appeal of Trent Mayberry, Ridgecrest St. Paul LLC, to a Vacant Building Registration Fee Warning Letter at 1630 UNIVERSITY AVENUE WEST.
Sponsors: Jalali
Attachments: [1630 University Ave W.appeal.9-24-21](#)
[1630 University Ave W.Revocation.4-4-16.pdf](#)
[1630 University Ave W.Photos.4-4-16.pdf](#)
[1630 University Ave.Mayberry Ltr.10-15-21](#)
- 44 [RLH FCO
21-160](#) Appeal of Scott Hammond, Awards by Hammond, to a Fire Certificate of Occupancy Approval With Corrections at 1669 and 1671 UNIVERSITY AVENUE WEST.
Sponsors: Jalali
Attachments: [1669 University Ave W.appeal.9-23-21](#)
[1669 University Ave W.Street View.pdf](#)
- 45 [RLH FCO
21-156](#) Appeal of Erik Holtzclaw to a Fire Inspection Correction Notice at 995 VAN SLYKE AVENUE.
Sponsors: Brendmoen
Attachments: [995 Van Slyke Ave.appeal.9-15-21](#)
[995 Van Slyke Ave.photos 9-3-21](#)
[995 Van Slyke Ave.Street View.9-24-21.pdf](#)
[995 Van Slyke Ave.Holtzclaw Ltr.9-24-21](#)
[995 Van Slyke Ave.floor plan.10-8-21](#)
[995 Van Slyke Ave.Holtzclaw Ltr.10-15-21](#)
- 46 [RLH FCO
21-155](#) Appeal of Aleksandra Felt to a Fire Certificate of Occupancy Correction Notice at 922 WOODBRIDGE STREET.
Sponsors: Thao
Attachments: [922 Woodbridge St.appeal.9-14-21.pdf](#)
[922 Woodbridge St.Albertia Davis email.10-7-21.pdf](#)
[922 Woodbridge St.Felt Ltr.10-8-21](#)

ADJOURNMENT

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 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 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, 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

Council Meeting Information

The City Council is paperless which saves the environment and reduces expenses. The agendas and Council files are all available on the Web (see below). Council members use mobile devices to review the files during the meeting. Using a mobile device greatly reduces costs since most agendas, including the documents attached to files, are over 1000 pages when printed.

Web

Meetings are available on the Council's website. Email notification and web feeds (RSS) of newly released minutes, agendas, and meetings are available by subscription. Visit www.stpaul.gov/council for meeting videos and updated copies of the agendas, minutes, and supporting documents.

Cable

Meetings are live on St Paul Channel 18 and replayed at various times. Check your local listings.