



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

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

Meeting called to order at 3:34 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

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.)
Received and Filed
- 2 [CO 21-86](#) Mayor's Emergency Executive Order 21-39.
Received and Filed
- 3 [AO 21-51](#) Amending the 2021 General Fund budget for the Department of Human Rights and Equal Economic Opportunity.
Received and Filed
- 4 [AO 21-52](#) Amending the 2021 General Fund budget for the Office of Technology and Communications.
Received and Filed
- 5 [AO 21-55](#) Authorizing the Police Department to reallocate its 2021 General Fund operating budget to reflect expenditures more accurately.
Received and Filed

- 6 [AO 21-56](#) Amending CDBG projects budget: funding 637 Smith (Capitol View Café)

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 Items 14, 15, and 16 would be taken separately.

Councilmember Jalali moved approval.

Adopted as amended

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

Nay: 0

- 7 [RES 21-1457](#) Establishing the rate of pay for the Urban Forestry Technician in EG 02, AFSCME, in Grade 026.

Adopted

- 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.

Laid over to November 3 for final adoption

- 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).

Adopted

- 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).

Laid over to November 3 for final adoption

- 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.

Adopted

- 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.

Adopted

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

Adopted**FOR DISCUSSION**

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

Noel Nix testified with an introduction to the Youth on Boards team.

Aisha Mohamed continued the introduction.

Mo Xioing continued the overview of Youth on Boards.

Mohamed continued the overview.

Abas Kawo testified with an introduction.

Abdul Mohamed testified with an introduction.

Jizelle Lobley testified with an introduction.

Everlyn Granda testified with an introduction.

Abshir Ali testified with an introduction.

Ashaunna Diggs testified with an introduction.

Heaven Webb testified with an introduction.

Zoe Gale testified with an introduction.

Dowon Hall testified with an introduction.

Mohamed gave an introduction to Ryan Vue.

Nix continued, describing why Transportation Committee youth members were in attendance.

Councilmember Thao thanked the Youth on Boards appointees for serving.

Councilmember Noecker thanked staff for making this happen, and the appointees for serving. Encouraged youth to ask questions.

Councilmember Prince thanked appointees and encouraged them to use their unique perspectives.

Councilmember Yang thanked staff for bringing new voices to boards and commissions, and the appointees for serving.

Councilmember Jalali thanked the appointees for serving and expressed her support for them.

Councilmember Tolbert thanked the appointees and expressed excitement.

Nix continued with a conclusion.

Council President Brendmoen expressed her support for the appointments and congratulated the appointees.

Yang moved approval.

Adopted

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

Nay: 0

15 [RES 21-1562](#)

Approving the Mayor's appointments of Jizelle Lobley and Everlyn Granda to the Business Review Council for three-year terms ending on October 31, 2024.

Councilmember Thao moved approval.

Adopted

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

Nay: 0

16 [RES 21-1563](#)

Approving the Mayor's appointment of Ryan Vue and Abshir Ali to three-year terms on the Capital Improvement Budget Committee.

Councilmember Jalali moved approval.

Adopted

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

Nay: 0

SUSPENSION ITEM**Rules suspended**

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

Nay: 0

[RES 21-1576](#)

Declaring October Domestic Violence Awareness Month.

Councilmember Prince introduced and thanked Shelley Cline from SPIP (St Paul Domestic Abuse Intervention Project), and read from the resolution.

Shelley Cline spoke about the work that SPIP has done with victim survivors.

Prince continued and thanked Brendmoen and others for signing on as sponsors.

Councilmember Thao talked about the important work this work is doing to help children.

Council President Brendmoen expressed appreciation for the resolutions focus on gun violence.

Prince moved approval.

Moved by Councilmember Prince, Resolution is Adopted. The motion carried by the following vote:

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

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 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.

Council President Brendmoen explained technical changes that needed to be made to bring the version up to date. Explained that this would push final adoption back one week. Moved approval as amended.

Amended and laid over to November 3 for final adoption

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

Nay: 0

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.

Council President Brendmoen moved approval.

Adopted

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

Nay: 0

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.

Councilmember Thao moved approval.

Adopted

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

Nay: 0

First Reading

20 [Ord 21-41](#)

Amending the commercial development district known as the Schmidt Brewery Commercial Development District to remove liquor license restrictions.

Dan Niziolek from the Department of Safety and Inspections gave a staff report.

Councilmember Noecker moved approval.

Laid over to November 3 for Second reading Public hearing

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

Nay: 0

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.

Michael Solomon from the Office of Financial Services gave a staff report.

Councilmember Jalali moved approval.

Laid over to November 3 for Second reading Public hearing

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

Nay: 0

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.

Councilmember Tolbert moved approval.

Adopted

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

Nay: 0

- 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.

Councilmember Noecker moved approval.

Adopted

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

Nay: 0

- 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.

Councilmember Tolbert moved approval.

Adopted

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

Nay: 0

- 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.
- Councilmember Thao moved approval.*
- Adopted**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang
- Nay:** 0
- 26** [Ord 21-38](#) Amending Section 94.13 of the Legislative Code to ensure consistency with the 2015 MN Plumbing and Building Codes.
- Council President Brendmoen stated that the item would be laid over for one week.*
- Councilmember Prince moved approval.*
- Public hearing closed and laid over to November 3 for final adoption**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang
- Nay:** 0
- 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)
- Councilmember Tolbert moved approval.*
- Adopted**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang
- Nay:** 0
- 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.
- Councilmember Prince expressed support for the proposal.*
- Councilmember Tolbert moved approval.*
- Adopted**

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

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.

Councilmember Thao moved approval.

Consent Agenda adopted as amended.

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

Nay: 0

- 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.
Adopted
- 30** [RLH SAO 21-70](#) Appeal of Ross Kigner to a Summary Abatement Order at 1143 CHURCHILL STREET.
Adopted
- 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.
Adopted
- 33** [RLH VBR 21-66](#) Appeal of Matt Hursh to a Vacant Building Registration Notice at 1162 EARL STREET.
Adopted
- 35** [RLH CO 21-7](#) Appeal of Dionne Simmons to a Correction Notice at 294 HAZELWOOD STREET.
Adopted
- 36** [RLH FCO 21-149](#) Appeal of Arnold Kampa to a Fire Inspection Correction Notice at 1084 LARPENTEUR AVENUE WEST.
Adopted
- 37** [RLH FCO 21-158](#) Appeal of Romulo Nieto to a Correction Notice-Reinspection Complaint at 618 MINNEHAHA AVENUE EAST.

Adopted

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

Adopted

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

Adopted

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

Adopted

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

Adopted

- 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.

Adopted

- 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.

Adopted

- 45 [RLH FCO 21-156](#) Appeal of Erik Holtzclaw to a Fire Inspection Correction Notice at 995 VAN SLYKE AVENUE.

Adopted

- 46 [RLH FCO 21-155](#) Appeal of Aleksandra Felt to a Fire Certificate of Occupancy Correction Notice at 922 WOODBRIDGE STREET.

Adopted**LEGISLATIVE HEARING ITEMS FOR DISCUSSION**

- 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.

Councilmember Thao moved approval.

Adopted as amended (grant extension to November 5, 2021)

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

Nay: 0

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)

Councilmember Thao moved approval.

Adopted as amended (grant 180-day extension to complete rehabilitation)

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 contested and additional testimony from the appellant is in the record. (A brief staff report was provided.):

38 [RLH FCO 21-151](#)

Appeal of Laurel Hedlund to a Fire Certificate of Occupancy Approval With Corrections at 429 MOUNT IDA STREET.

Marcia Moermond, Legislative Hearing Officer, gave a staff report.

Council President Brendmoen moved approval.

Adopted

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

Nay: 0

ADJOURNMENT

Meeting adjourned at 4:38 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 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

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