



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 4, 2023

3:30 PM

Council Chambers - 3rd Floor

ROLL CALL

Meeting started at 3:31 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

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 8 and 10 would be taken separately.

Councilmember Yang 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

1 [RES 23-1420](#) Approving the application with conditions, per the Legislative Hearing Officer, for Hour Glass Café LLC, d/b/a Hour Glass Bar & Café (License ID #20230000657), for Liquor On Sale 100 seats or less and Liquor On Sale - Sunday licenses, located 560 7th St W.

Adopted

2 [RES 23-1421](#) Approving the application with conditions, per the Legislative Hearing Officer, for Sohn Hee Eateries LLC, d/b/a Best of Best Quality Korean Fried Chicken (License ID #20230001030), for Liquor On Sale 100 seats or less, Liquor On Sale - Sunday, and Liquor Outdoor Service Area (Sidewalk) licenses, located

at 1328 Grand Ave.

Adopted

- 3 [RES 23-1482](#) Approving a Liquor On Sale -100 Seats or less and a Liquor On Sale-Sunday, Liquor On Sale -2AM Closing, Liquor Outdoor Service Area (Sidewalk) and Gambling Location licenses to #1Gameday, LLC d/b/a #1 Gameday (License ID 202220002125) for the premises located at 191- 7th Street East.
- Adopted**
- 4 [RES 23-1489](#) Approving a Liquor On Sale -291 or more Seats, a Liquor On Sale-Sunday, a Liquor On Sale - 2AM Closing, a Liquor-Outdoor Service Area (Patio), an Entertainment (A) and a Gambling Location license for ZBAM, LLC d/b/a Zambonis On 7th (License ID 20230001411) for the premises located at 174-7th Street West.
- Adopted**
- 5 [RES 23-1494](#) Approving the addition of an Entertainment (B) and Liquor -Outdoor Service Area (Patio) license to the existing Liquor Micro Distillery Cocktail Room and Liquor-Off Sale Micro Distillery licenses held by a 11 Wells Spirit Company, LLC d/b/a 11 Wells (License ID 20150001939) for the premises located at 704 Minnehaha Avenue East.
- Adopted**
- 6 [RES 23-1496](#) Authorizing the City to enter into a Joint Powers Agreement, on behalf of the Police Department (SPPD), with the State of Minnesota, on behalf of the Bureau of Criminal Apprehension (BCA), to participate in the Genetic Genealogy Testing Program.
- Adopted**
- 7 [RES 23-1502](#) Authorizing the Department of Public Works to accept a donation for food from the Saint Paul Jaycees Charitable Foundation for the Snow Summit on October 14, 2023.
- Adopted**
- 9 [RES 23-1513](#) Authorizing the City to shift American Rescue Plan funds into the City Payroll ARP project.
- Adopted**
- 11 [RES 23-1519](#) Authorizing the Office of Neighborhood Safety to apply for grant funding from the Minnesota Office of Justice Programs' 2024-2025 Community Crime Intervention and Prevention Program.
- Adopted**
- 12 [RES 23-1521](#) Approving the use of grant funds through the Ward 7 Neighborhood Star Year-Round Program for Saint Paul Urban Tennis in partnership with the Department of Public Works.

Adopted

- 13 [RES 23-1522](#) Approving the use of grant funds through the Ward 7 Neighborhood Star Year-Round Program for the Parks & Recreation Department and Friends of Pig's Eye.

Adopted

- 14 [RES 23-1523](#) Approving the use of grant funds through the Ward 5 Neighborhood Star Year-Round Program for Nancy Lor.

Adopted**FOR DISCUSSION**

- 8 [RES 23-1507](#) Urging the White House Initiative on Asian Americans, Native Hawaiians, and Pacific Islanders to act and urge the U.S. Census Bureau to reclassify the Hmong Ethnic Group in all U.S. Census Data products as Southeast Asian.

Councilmember Yang spoke in favor and read from the resolution.

ThaoMee Xiong, Executive Director of the Coalition of Asian American Leaders, spoke to the resolution.

Yang moved approval.

Adopted

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

Nay: 0

- 10 [RES 23-1515](#) Authorizing the City's ranked list of 2024 State G.O. bonding requests for submittal to Minnesota Management and Budget (MMB).

Erik Peterson from the Mayor's Office gave a staff report and answered councilmember questions.

Councilmember Prince moved approval.

Adopted

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

Nay: 0

- 15 [RES 23-1381](#) Adopting the Findings of Fact, Conclusions of Law and Recommendations of the Administrative Law Judge as amended and imposing the presumptive matrix penalty of a 10-day suspension of the Tobacco Shop License for the premises located at 864 Rice Street. (Licensee's attorney will speak on behalf of the licensee)

Therese Skarda, Assistant City Attorney, gave a staff report.

Craig Beuning, Attorney, spoke on behalf of the applicant.

Councilmember Balenger moved approval.

Adopted

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.

First Reading

- 16** [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.

Beth Commers, Interim Director of Human Rights and Labor Standards with the Department of Human Rights and Equal Opportunity (HREEO), and PaChia Yang, Labor Standards investigator with HREEO, gave a staff report and answered councilmember questions.

Laid over to October 11, 2023 for Second Reading

Final Adoption

- 17** [Ord 23-31](#) Amending Legislative Code Chapter 63 pertaining to off-street parking facility standards and design.

Councilmember Tolbert moved Version 2 and spoke to the technical amendment.

Amended and laid over to October 11, 2023 for Final Adoption

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

Nay: 0

PUBLIC HEARINGS

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

- 18** [RES PH 23-297](#) Approving the application of University of St. Thomas, Erin Whipkey, Campus Life for a sound level variance in order to present live amplified sound on

October 7, 2023 at 2115 Summit Avenue, University of Saint Thomas, Lower Quad.

Councilmember Jalali moved approval.

Adopted

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

Nay: 0

- 19** [RES PH 23-301](#) Authorizing the use of fund balance in the 2023 Recycling and Solid Waste fund for the Public Works Organized Trash Collection accounting unit to pay State Solid Waste Management taxes and related interest costs.

Councilmember Yang moved approval.

Adopted

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

Nay: 0

- 20** [RES PH 23-306](#) Authorizing the City to accept, and amend the Police Department Special Fund Budget for, two donations totaling \$38,000 from the Saint Paul Police Foundation to support a heart health screening program and the Cops and Kids program.

Councilmember Prince moved approval.

Adopted

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

Nay: 0

- 21** [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.

Emma Brown and Tony Johnson from the Department of Planning and Economic Development, gave a staff report.

18 people spoke during the public hearing.

Councilmember Jalali moved to close the public hearing. Approved 7-0.

Jalali spoke in support.

Councilmember Prince expressed concerns.

Councilmember Yang spoke in support.

Council President Brendmoen spoke in support.

Laid over to October 11 for Final Adoption

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 Noecker moved approval.

Legislative Hearing Consent Agenda adopted as amended

Yea: 6 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Jalali, Councilmember Yang and Councilmember Balenger

Nay: 0

Absent: 1 - Councilmember Prince

- 22** [RLH TA 23-323](#) Deleting the Appealed Special Tax Assessment for property at 1549 DALE STREET NORTH. (File No. J2310E2, Assessment No. 238329)
Adopted
- 23** [RLH TA 23-5](#) Ratifying the Appealed Special Tax Assessment for property at 199 DUKE STREET. (File No. J2308A, Assessment No. 238507)
Adopted as amended (assessment deleted)
- 24** [RLH TA 23-275](#) Ratifying the Appealed Special Tax Assessment for property at 1348 MINNEHAHA AVENUE EAST. (File No. J2310E1, Assessment No. 238328)
Adopted as amended (assessment deleted)
- 25** [RLH TA 23-307](#) Ratifying the Appealed Special Tax Assessment for property at 746 MONTANA AVENUE EAST. (File No. J2324A2, Assessment No. 238541)
Public hearing continued to June 5, 2024
- 26** [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 and public hearing continued to October 11, 2023

- 27** [RLH FCO 23-59](#) Appeal of Susan Dunlop to a Fire Inspection Correction Notice at 631 SNELLING AVENUE SOUTH.

Amended and referred to January 16, 2024 Legislative Hearing

- 28** [RLH RR 23-46](#) First Making finding on the appealed substantial abatement ordered for 342 THOMAS AVENUE in Council File RLH RR 22-54. (Amend to grant 90 days)

Adopted as amended (granted 90 days to abate)

ADJOURNMENT

Meeting ended at 5:15 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:

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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>.

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.