



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, June 15, 2022

3:30 PM

Council Chambers - 3rd Floor

ROLL CALL

Meeting started at 3:35pm

Present 6 - Councilmember Amy Brendmoen, Councilmember Dai Thao,
Councilmember Chris Tolbert, Councilmember Rebecca Noecker,
Councilmember Jane L. Prince and Councilmember Mitra Jalali

Absent 1 - Councilmember Nelsie Yang

COMMUNICATIONS & RECEIVE/FILE

- 1 [AO 22-35](#) Designating Jeremy Ellison, Interim Chief of Police as an authorized signer for the Police Department pursuant to Sec. 86.01 of the Administrative Code.

Received and Filed

- 2 [AO 22-36](#) Authorizing the Department of Parks and Recreation to reallocate \$625,000 within its various accounting units in the 2022 adopted budget to most accurately reflect the projected actual spending in each accounting unit and provide the appropriate levels of spending authority.

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 #10 would be taken separately.

Councilmember Thao moved approval.

Consent Agenda adopted as amended.

Yea: 6 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Jalali

Nay: 0

Absent: 1 - Councilmember Yang

- 3 [RES 22-812](#) Approving the City's cost of providing Replacement of Lead Water Service Line on Private Properties during January to March 2022, and setting date of City Council public hearing for July 13, 2022 to consider and levy the assessments against individual properties. (File No. 2202LDSRP, Assessment No. 224002)

Adopted

- 4 [RES 22-813](#) Approving the City's cost of providing Repair of Sanitary Sewer line on Private Properties during January to March 2022, and setting date of City Council public hearing for July 13, 2022 to consider and levy the assessments against individual properties. (File No. SWRP2202, Assessment No. 223002)

Adopted

- 5 [RES 22-814](#) Approving the City's cost of providing Replacement of Lead Water Service Line on Private Properties during August to December 2021, and setting date of City Council public hearing for July 13, 2022 to consider and levy the assessments against individual properties. (File No. 2204LDSRP, Assessment No. 224010)

Adopted

- 6 [RES 22-816](#) Approving the City's cost of providing Replacement of Lead Water Service Line on Private Property during April to June 2021 at 224 Isabel St W, and setting date of City Council public hearing for July 13, 2022 to consider and levy the assessments against individual properties. (File No. 2103LDSRP2, Assessment No. 224008)

Adopted

- 7 [RES 22-817](#) Approving the City's cost of providing Replacement of Lead Water Service Line on Private Property during October to December 2021 at 1745 Laurel Ave, and setting date of City Council public hearing for July 13, 2022 to consider and levy the assessments against individual properties. (File No. 2201LDSRP2, Assessment No. 224009)

Adopted

- 8 [RES 22-869](#) Determining that a short-term contract to hire a contractor to do necessary tree pruning work is exempt from the provisions of Chapter 85 of the Administrative Code.

Adopted

- 9 [RES 22-879](#) Approving the Maintenance Labor Agreements between the Independent School District 625 and the Minnesota Cement Masons, Plasterers and Shophands Local 633 and North Central States Regional Council of Carpenters (May 1, 2022 - April 30, 2025). (To be laid over one week for adoption)

Laid over to June 22, 2022

- 11 [RES 22-901](#) Authorizing the Fire Department to pay for all costs incurred to hold a graduation ceremony for new firefighters on June 17, 2022 at the Highland Community Center.

Adopted

- 12 [RES 22-902](#) Authorizing the Fire Department to pay for all costs incurred to host a graduation ceremony for new firefighters on July 29, 2022 at the Paul and Sheila Wellstone Center.

Adopted

- 13 [RES 22-908](#) Authorizing the Department of Parks and Recreation to enter into a professional service agreement with American Red Cross for lifeguard and aquatic facility auditing services which includes indemnification.

Adopted

- 14 [RES 22-919](#) Accepting the gift of travel, lodging, and conference registration expenses from PolicyLink for Director Muneer Karcher-Ramos, Office of Financial Empowerment, to attend the Fines and Fees Justice Boot Camp from March 8-9, 2022 and the Government Alliance for Racial Equity Annual Meeting from April 19-21, 2022.

Adopted

- 15 [RES 22-921](#) Authorizing the Office of Financial Empowerment to apply for a \$30,000 grant from the Cities for Financial Empowerment Fund, which, if received, would obligate OFE to provide staff to host a site visit and provide monthly technical assistance to mentee cities interested in launching an office of financial empowerment.

Adopted

- 16 [RES 22-922](#) Accepting the gift of travel, lodging, and food expenses from the National League of Cities for City staff to attend the 'Cities Are Rising Again: Local Governments Supporting Early Childhood' convening from June 16-17, 2022 in Phoenix, Arizona.

Adopted

- 17 [RES 22-850](#) Establishing the rate of pay for Assistant Division Manager - Saint Paul Regional Water Services in Grade 025 of EG 09, Saint Paul Supervisors Organization (SPSO).

Adopted**FOR DISCUSSION**

- 10 [RES 22-882](#) Approving adverse action against the Liquor on Sale - 101 - 189 seats, Liquor on Sale - Sunday, Liquor on Sale - 2AM Closing, Liquor - Outdoor Service Area - Patio, and Entertainment B License held by RAS Ethiopian Bar & Restaurant LLC d/b/a RAS Restaurant & Lounge (License ID #20100000062) at 2516 7th Street West.

Council President Brendmoen said the City Attorney's office would be giving a brief update.

Deputy City Attorney Adam Niblick gave a background update, noting the people in the audience. Laid out that whatever the Council decides, the license holder can seek action at the Court of Appeals. Also said that this was not a public hearing.

Councilmember Prince noted the missed deadlines by the license holder and asked Niblick if that meant the Council's options were limited, and that the opportunity to have an administrative law judge hear the case had passed.

Niblick stated that this was the only option procedurally for the Council, and also stated that the opportunity to bring this before an administrative law judge had passed.

Brendmoen said the next step for the license holder would be the Court of Appeals.

Niblick echoed the statement of Brendmoen, if the adverse action were to pass.

Councilmember Thao asked if there had been an appeal already.

Niblick stated that DSI gave background for the violations to the license holder. Stated that the license holder was given a number of options, including a hearing before an administrative law judge. The license holder did not exercise that, causing the current item to appear before the Council.

Thao clarified that DSI had conversations with the license holder.

Niblick gave background on communications to and from the license holder and stating that there was due process.

Thao continued offering clarification based on Niblick's remarks.

Niblick continued offering clarification.

Councilmember Jalali acknowledged community members in the room and stated that there was no going backward at this point. Acknowledged arguments for the adverse action and reiterated that it was not possible for this to be a public hearing.

Niblick clarified that there were other avenues that the license holder did not exercise, causing this issue to come before the Council.

Prince asked if the Council could send the matter to an administrative law judge.

Niblick stated that it was too late to send the matter to an administrative law judge, as the period to do that had expired.

Councilmember Tolbert moved approval.

Adopted.

Yea: 6 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Jalali

Nay: 0

Absent: 1 - Councilmember Yang

18 [RES 22-928](#)

Accepting the report of the Saint Paul Reparations Legislative Advisory Committee.

Councilmember Prince recapped the morning's policy committee meeting and gave context as to the importance of this resolution.

Council President Brendmoen said the morning's meeting was available online for a more in-depth viewing.

Prince moved approval.

Adopted.

Yea: 6 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Jalali

Nay: 0

Absent: 1 - Councilmember Yang

19 [CO 22-44](#)

Administering the oath of office to Angie Wiese, Director of Safety & Inspections.

Angie Wiese sworn in as Director of Safety and Inspections.

Received and Filed

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

- 20** [Ord 22-26](#) Amending Section 409.07 of the Legislative Code to allow Sunday sales in micro-distilleries.
- Councilmember Prince moved approval.*
- Adopted.**
- Yea:** 6 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Jalali
- Nay:** 0
- Absent:** 1 - Councilmember Yang
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- 21** [Ord 22-28](#) Amending Chapter 2.02 of the Administrative Code pertaining to the duties of the Office of Financial Empowerment; authorizing support for early learning.
- Councilmember Noecker moved approval.*
- Adopted.**
- Yea:** 6 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Jalali
- Nay:** 0
- Absent:** 1 - Councilmember Yang

First Reading

- 22** [Ord 22-30](#) Amending Chapter 409 of the Legislative Code to align with recent changes in Minnesota Statue following the passage of the legislative omnibus bill that affects small brewers, distillers and wineries.
- Council President Brendmoen gave an overview of the context surrounding this item. Acknowledged that there could be changes, and that a public hearing would take place the following week.*
- Laid over to June 22, 2022**

PUBLIC HEARINGS

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

- 23** [RES PH 22-115](#) Ratifying the assessment for the 2021 Street Maintenance Service Program-Mill and Overlay on Red Rock Road. (Project No. MO1808, Assessment No. 225500)
- Councilmember Prince moved approval.*
- Adopted.**

Yea: 6 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Jalali

Nay: 0

Absent: 1 - Councilmember Yang

- 24** [RES PH 22-118](#) Ratifying the assessment for improvements to the east-west alley bounded by Fuller, Aurora, Western and Virginia (Project No. 19243, Assessment No. 185000).

Councilmember Thao moved approval.

Adopted.

Yea: 6 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Jalali

Nay: 0

Absent: 1 - Councilmember Yang

- 25** [RES PH 22-119](#) Ratifying the assessment for replacement of sanitary sewer services within the right-of-way as part of the Griggs/Scheffer, Phase I paving project. File No. 19232C, Assessment No. 216001.

Councilmember Thao moved approval.

Adopted.

Yea: 6 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Jalali

Nay: 0

Absent: 1 - Councilmember Yang

- 26** [RES PH 22-156](#) Approving the application of RJMP Group Inc for a sound level variance in order to present amplified sound on June 19, 2022 at 857 Grand Ave - Billy's on Grand. (to be withdrawn)

Withdrawn

- 27** [RES PH 22-159](#) Approving the applications of the Minnesota United FC for sound level variance applications in order to present amplified sound on July 2, 2022, July 13, 2022 and July 16, 2022, within the Street and the Beer Garden Area at Allianz Field - 400 Snelling Ave. N.

Councilmember Thao moved approval.

Adopted.

Yea: 6 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Jalali

Nay: 0

Absent: 1 - Councilmember Yang

- 28** [RES PH 22-157](#) Approving the application of The United Hmong Family LLC for a sound level variance in order to present amplified sound on July 2 and 3, 2022 at 1151 Wynne Ave - McMurray Fields.

Council President Brendmoen noted that this was the first time this event was happening since the start of the pandemic.

Xang Kue, Event Chair of the July 4th Hmong International Freedom Festival, informed the Council of the event.

Mee Vang, President of the United Hmong Family Organization, thanked the Council and talked about the excitement of resuming this event.

Brendmoen continued, saying she was looking forward to the event and offered some descriptions.

Councilmember Thao applauded the organization and stated his excitement for the event.

Councilmember Jalali thanked the organization for their work and moved approval.

Adopted.

Yea: 6 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Jalali

Nay: 0

Absent: 1 - Councilmember Yang

- 29** [RES PH 22-160](#) Approving the application of St. Anthony Park Community Foundation for a sound level variance in order to present amplified sound on July 4, 2022 at 2300 Como Ave - Sunrise Bank parking lot.

Councilmember Jalali moved approval.

Adopted.

Yea: 6 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Jalali

Nay: 0

Absent: 1 - Councilmember Yang

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.

Adopted as amended.

Yea: 6 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Jalali

Nay: 0

Absent: 1 - Councilmember Yang

- 30** [RLH TA 22-166](#) Ratifying the Appealed Special Tax Assessment for property at 1230 EDGERTON STREET. (File No. VB2209, Assessment No. 228811)
- Adopted as amended. (assessment ratified)**
- 31** [RLH TA 22-139](#) Ratifying the Appealed Special Tax Assessment for property at 46 FIFTH STREET EAST (360 CEDAR STREET). (File No. CRT2208, Assessment No. 228207)
- Adopted**
- 32** [RLH TA 22-163](#) Ratifying the Appealed Special Tax Assessment for property at 175 KELLOGG BOULEVARD WEST. (File No. CRT2208, Assessment No. 228207)
- Adopted**
- 33** [RLH TA 22-187](#) Ratifying the Appealed Special Tax Assessment for property at 850 RANDOLPH AVENUE. File No. CRT2208, Assessment No. 228207
- Adopted**
- 34** [RLH SAO 22-16](#) Appeal of Brad House to a Summary Abatement Order at 2285 ROCKWOOD AVENUE.
- Adopted**
- 35** [RLH SAO 22-15](#) Appeal of Judith Salaba to a Summary Abatement Order at 2291 ROCKWOOD AVENUE.
- Adopted**
- 36** [RLH AR 22-43](#) Ratifying the assessments for Collection of Vacant Building fees billed during June 4 to December 13, 2021. (File No. VB2209, Assessment No. 228811)

Adopted

- 37 [RLH AR 22-44](#) Ratifying the assessments for Securing and/or Emergency Boarding services during January 2022. (File No. J2209B, Assessment No. 228111)

Adopted

- 38 [RLH AR 22-45](#) Ratifying the assessments for Demolition services from January 2022 (C.D.B.G. Funds). (File No. J2204C, Assessment No. 222003)

Adopted

- 39 [RLH AR 22-46](#) Ratifying the assessments for Collection of Fire Certificate of Occupancy fees billed during December 1 to January 18, 2022. (File No. CRT2208, Assessment No. 228207)

Adopted

- 40 [RLH AR 22-47](#) Ratifying the assessments for Excessive Use of Inspection or Abatement services billed during November 22 to December 22, 2021. (File No. J2209E, Assessment No. 228310)

Adopted**ANNOUNCEMENTS**

Councilmember Jalali stated that Youth Pride with St. Paul Parks and Rec is back at Como Park this year happening from 1 - 6pm on Saturday, June 18.

Councilmember Brendmoen clarified that this was near the intersection of Como and Lexington.

Councilmember Prince invited listeners to attend a Juneteenth celebration at Sun Ray Library from 12 - 3pm on Saturday, June 18.

Councilmember Noecker noted that she ended a recent community meeting on good news, as inspired by how the Council ends meetings.

Brendmoen continued, acknowledged the ribbon-cutting at Abogados Cafe this week.

Councilmember noted the opening of Gateway Park.

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ADJOURNMENT

Meeting ended at 4:08pm

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

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