



City of Saint Paul

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

Minutes - Final

City Council

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, May 8, 2019

3:30 PM

Council Chambers - 3rd Floor

ROLL CALL

The meeting was called to order by Council President Brendmoen at 3:33 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 Kassim Busuri

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 1 - 13)

Consent Agenda adopted

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

Nay: 0

- 1 [RES 19-737](#) Consenting to amendments to the RiverCentre Convention & Visitors Authority Bylaws.
Adopted

- 2 [RES 19-755](#) Authorizing the City Attorney's Office to pursue an available funding opportunity offered by Otto Bremer Trust.
Adopted

- 3 [RES 19-756](#) Authorizing the City Attorney's Office to pursue an available funding opportunity offered by the Minnesota Department of Public Safety-Office of Justice Programs.
Adopted
- 4 [RES 19-787](#) Appointing Napoli Shkolnik PLLC and LaFlam LLP as Special Counsel representing the City of Saint Paul for the purpose of prosecuting legal claims against manufacturers and distributors of opioids.
Adopted
- 5 [Min 19-22](#) Approving the minutes of the April 3 and 10, 2019 City Council meetings.
Adopted
- 6 [RES 19-707](#) Establishing the rate of pay for the new classification of Water Supply Field Supervisor, in Grade 044, of EG 10, M&M Supervisors Salary Schedule.
Adopted
- 7 [RES 19-679](#) Authorizing the Police Department to remit actual costs of expenses of travel for eight law enforcement Explorers and five officers to Washington D.C. to attend the Explorer National Police Week from May 10, 2019 to May 16, 2019 from a dedicated grant awarded for this purpose.
Adopted
- 8 [RES 19-718](#) Authorizing the City to enter into Agreement No.1033987 with the Minnesota Department of Transportation for federal participation in the performance of professional services for traffic signal optimization for the Downtown Traffic Signal Enhancements Project.
Adopted
- 9 [RES 19-770](#) Authorizing using a project labor agreement on the Ayd Mill Road Mill and Overlay project.
Adopted
- 10 [RES 19-747](#) Approving adverse action against the Taxicab Service Company License held by I Care Cab LLC, d/b/a Midwest Star Taxi (License ID# 20170004855).
Adopted

- 11 [RES 19-758](#) Approving a request by Absolute Towing & Recovery, Inc., d/b/a Absolute Towing (License ID #20190000202) at 310-7th Avenue in the City of Newport, MN for an impound lot located outside the limits of the City of Saint Paul.

Adopted

- 12 [RES 19-510](#) Approving the application with conditions, per the Deputy Legislative Hearing Officer for The Midway Entertainment Group, LLC (License # 20180004578), d/b/a The Midway Saloon, for Liquor On Sale - 100 Seats or Less, Liquor On Sale - Sunday, Liquor On Sale - 2 AM Closing, Entertainment (B), and Gambling Location licenses at 1567 University Avenue West.

Adopted

- 13 [RES 19-772](#) Approving the application with conditions, per the Deputy Legislative Hearing Officer, for Halstead Fitness LLC (License ID # 20190000397), d/b/a Strength Collective, for a Health/Sport Club license at 755 Prior Avenue North, Unit 235C.

Adopted

FOR DISCUSSION

- 14 [RES 19-800](#) Formalizing a Sister City agreement between the City of Mogadishu and City of Saint Paul.

A video was played showing the city of Mogadishu. Representatives of the Somali community joined Council members Thao and Busuri at the podium. Councilmember Busuri read the resolution. Councilmember Thao acknowledged participating organizations, and presented the resolution to representatives present.

The visitors made brief comments.

Councilmember Busuri moved approval of Version 3.

Adopted as amended

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

Nay: 0

- 15 [RES PH 19-110](#) Granting the application of Mohammed Thabet for a historic use variance, with conditions, at 217 Mackubin Avenue. (Public hearing held May 1)
- Councilmember Thao said this was laid over, and he'd had the opportunity to review the community engagement. He moved to grant the application.*
- Council President Brendmoen spoke in support.*
- Adopted**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Busuri
- Nay:** 0
- 16 [RES 19-700](#) Approving the agreement with Bird to provide e-scooter sharing services for 2019. (Laid over from April 24 and May 1) (To be withdrawn)
- Council President Brendmoen said they were still working on the contract, but continuing to lay the matter over was not productive. She withdrew the item.*
- Withdrawn**
- 17 [RES PH 19-40](#) Ratifying the assessment for the 2018 Street Maintenance Service Program-Mill and Overlay: Stryker Avenue. (File No. MO1805, Assessment No. 185503) (Public hearing held April 3; laid over from June 5)
- Council President Brendmoen said they were continuing to work on the mill and overlay assessments for 2018. She said she would request a two-week layover for items 17 through 20. They were close to finishing the work, and there was a sense of urgency because this set the stage for a 2019 construction project.*
- No one was present to testify. Council President Brendmoen moved to lay the matter over to May 22.*
- Laid over to May 22**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Busuri
- Nay:** 0
- 18 [RES PH 19-42](#) Ratifying the assessment for the 2018 Street Maintenance Service Program-Mill and Overlay: Victoria Street. (File No. MO1807, Assessment No. 185505) (Public hearing held April 3; laid over from June 5)
- No one was present to testify. Council President Brendmoen moved to lay the matter over to May 22.*
- Laid over to May 22**

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

Nay: 0

19 [RES PH 19-38](#)

Ratifying the assessment for the 2018 Street Maintenance Service Program-Mill and Overlay: Arlington Avenue. (File No. MO1802, Assessment No. 185501) (Public hearing held April 3; laid over from June 5)

No one was present to testify. Council President Brendmoen moved to lay the matter over to May 22.

Laid over to May 22

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

Nay: 0

20 [RES PH 19-41](#)

Ratifying the assessment for the 2018 Street Maintenance Service Program-Mill and Overlay: Forest Street. (File No. MO1806, Assessment No. 185504) (Public hearing held April 3; laid over from June 5)

No one was present to testify. Council President Brendmoen moved to lay the matter over to May 22.

Laid over to May 22

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

Nay: 0

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

21 [Ord 19-16](#)

Amending Saint Paul City Charter Chapter 8.02 and 8.03 to clarify signature and petition requirements.

Councilmember Prince moved a one-week layover.

Laid over to May 15

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

Nay: 0

22 [Ord 19-18](#)

Amending Chapter 6.03.1 of the Saint Paul City Charter pertaining to the imposition of civil penalties for violations of city ordinances.

Department of Safety and Inspections (DSI) Director Ricardo Cervantes said asked that the ordinance be withdrawn. He said there were concerns from the public and Council members about the broad authority in the Charter language. He said they were asking for the opportunity for DSI to work with the City attorney's Office to refine the language. They wanted to make sure they had strong and full support before moving with an administrative citation program.

Council President Brendmoen said as the sponsor of the ordinance, she would withdraw it.

Withdrawn

23 [Ord 19-28](#)

Granting the application of PAK Investment Holdings, Inc. to rezone property at 0 Bradford Street (between 2314 Wycliff and 2285 Hampden Avenue) from I1 Light Industrial to I2 General Industrial at 2314 Wycliff Street, and from I2 to I1 at 2285 Hampden Avenue (related to adjustment of common boundary); and amending Chapter 60 of the Legislative Code pertaining to the zoning map.

Councilmember Jalali Nelson moved final adoption of the ordinance.

Adopted

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

Nay: 0

24 [Ord 19-29](#)

Amending Chapter 81 of the Legislative Code pertaining to the City's stormwater sewer system by adding new language providing for the creation of green infrastructure stormwater management districts and authorizing the collection of charges for payment of the capital and annual maintenance and operational costs of green infrastructure stormwater management systems.

Council President Brendmoen said they were still working to fine tune some amendments.

Councilmember Thao moved to lay the matter over to May15.

Laid over to May 15

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

Nay: 0

Second Reading

- 25 [Ord 19-1](#) Amending Chapter 74 of the Legislative Code by enacting a new section designating St. Andrew's Church as a Saint Paul Heritage Preservation Site.
- Laid over to May 15 for third reading/public hearing**

PUBLIC HEARINGS

- 26 [RES PH 19-129](#) Authorizing Fleet to use fund balance unspent in 2018 to increase the 2019 Financing and Spending budgets in the Fleet budget by \$400,000 to purchase equipment and telematics devices and services.
- No one was present to testify. Councilmember Busuri moved to close the public hearing and approve the resolution.*
- Adopted**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Busuri
- Nay:** 0

LEGISLATIVE HEARING ITEMS FOR DISCUSSION

- 27 [RLH RR 19-18](#) Ordering the rehabilitation or razing and removal of the structures at 530 GERANIUM AVENUE EAST within fifteen (15) days after the May 8, 2019 City Council public hearing. (Public hearing continued from May 8) (Amend to remove within 15 days)
- Legislative Hearing Officer Marcia Moermond gave a staff report and answered questions from Council members. She asked that the matter be referred back to Legislative Hearing on May 28.*
- No one was present to testify. Councilmember Busuri moved to close the public hearing. Yeas - 7 Nays - 0.*
- Council President Brendmoen moved to refer the matter back to Legislative Hearing on May 28.*
- Referred to Legislative Hearings on May 28**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Busuri
- 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 (Items 28 - 31)

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

Nay: 0

- 28** [RLH FCO 19-43](#) Appeal of Bernetta Romero to a Re-Inspection Fire Certificate of Occupancy with Deficiencies at 456 LAWSON AVENUE WEST.
Referred to Legislative Hearings on June 4
- 29** [RLH TA 19-155](#) Ratifying the Appealed Special Tax Assessment for property at 1895 SAINT ANTHONY AVENUE. (File No. VB1907, Assessment No. 198806; amended to File No. VB1907B, Assessment No. 198819) (Public hearing held May 15)
Public hearing continued to May 15
- 30** [RLH SAO 19-30](#) Appeal of Denise Day to a Vehicle Abatement Order at 1138 THOMAS AVENUE.
Adopted
- 31** [RLH SAO 19-28](#) Appeal of Muhammad Y. Ahmadi to a Summary Abatement Order at 791 YORK AVENUE.
Adopted

ADJOURNMENT

Council President Brendmoen adjourned the meeting.

Meeting adjourned at 4:02 p.m.

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 iPads to review the files during the meeting. Using the iPad greatly reduces costs since most agendas, including the documents attached to files, are over 1000 pages when printed.

Web

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Cable

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