



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 Dan Bostrom
Councilmember Mitra Jalali Nelson
Councilmember Rebecca Noecker
Councilmember Jane L. Prince
Councilmember Dai Thao
Councilmember Chris Tolbert

Wednesday, November 28, 2018

3:30 PM

Council Chambers - 3rd Floor

ROLL CALL

The meeting was called to order by Council President Brendmoen at 3:31 p.m.

Present 5 - Councilmember Dan Bostrom, Councilmember Amy Brendmoen, Councilmember Chris Tolbert, Councilmember Rebecca Noecker and Councilmember Mitra Jalali Nelson

Absent 2 - Councilmember Dai Thao and Councilmember Jane L. Prince

Councilmember Thao arrived after roll call.

Present 6 - Councilmember Dan Bostrom, Councilmember Amy Brendmoen, Councilmember Dai Thao, Councilmember Chris Tolbert, Councilmember Rebecca Noecker and Councilmember Mitra Jalali Nelson

Absent 1 - Councilmember Jane L. Prince

COMMUNICATIONS & RECEIVE/FILE

- 1 [AO 18-57](#) Amending the 2018 spending budget for the Office of Technology and Communications.
Received and filed
- 2 [AO 18-59](#) Amending the CDBG activities budget.
Received and filed
- 3 [AO 18-62](#) Authorizing the Department of Parks and Recreation to reallocate \$45,000 within its various accounting units in the 2018 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 (Items 4 - 23)

Councilmember Thao moved approval of the Consent Agenda.

Consent Agenda adopted

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

Nay: 0

Absent: 1 - Councilmember Prince

- 4 [RES 18-1946](#) Memorializing the City Council's decision to deny the appeal of Jean Schroeffer from a decision of the Board of Zoning Appeals denying a request for variances to convert a single-family home at 1185 Dayton Avenue into a two-family home.
- Adopted**
- 5 [RES 18-1955](#) Memorializing the City Council's decision to grant Brett Ripley's appeal from the decision of the Saint Paul Planning Commission in order to permit the reestablishment of a legal nonconforming 4-family dwelling on property commonly known as 1685 Taylor Avenue.
- Adopted**
- 6 [RES 18-1958](#) Requesting the Saint Paul Charter Commission to review the proposed ordinance amending Charter Section 11.03 regarding the City of Saint Paul's Property Tax Authority.
- Adopted**
- 7 [RES 18-1962](#) Requesting the Saint Paul Charter Commission to review the proposed ordinance amending Charter Section 6.03.1 regarding an amendment to allow the City of Saint Paul to enact an ordinance that allows the imposition of civil penalties for violations of city ordinances.
- Adopted**
- 8 [RES 18-1932](#) Approving the release of easement rights retained in the vacated alley in the block known as Warner's Prospect Park Addition to St. Paul.
- Adopted**

- 9 [RES 18-1901](#) Authorizing the Fire Department to accept the donation of 240 9-volt batteries from Energizer valued at \$324.
Adopted
- 10 [RES 18-1902](#) Authorizing the Fire Department to accept the donation of 1,000 smoke alarms and 1,000 carbon monoxide alarms valued at \$46,980 from Kidde Fire Safety.
Adopted
- 11 [RES 18-1903](#) Authorizing the Fire Department to donate amateur radio equipment to the Salvation Army Northern Division Emergency Disaster Services for use in disaster preparedness and response.
Adopted
- 12 [RES 18-1890](#) Establishing the rate of pay for the new classification of Health and Wellness Coordinator in EG 06, PEA, Grade 018.
Adopted
- 13 [RES 18-1906](#) Approving the May 1, 2018 - April 30, 2021 Maintenance Labor Agreement between the City of Saint Paul and the United Association of Plumbers, Local 34 and Sprinkler Fitters, Local Union No. 417.
Adopted
- 14 [RES 18-1953](#) Approving the 2019 - 2020 Memorandum of Understanding between the City of Saint Paul and Fire Fighters Local 21; Professional Employees Association; Saint Paul Police Federation; and Tri-Council, General Drivers Local 120, LIUNA Laborers Local 363; and Operating Engineers Local 49 for the purpose of continuing Council Resolution 04-1068 concerning military pay salary differential for City employees who are called to active service in the Reserves or National Guard.
Laid over to December 5 for adoption
- 15 [RES 18-1868](#) Authorizing the Department of Parks and Recreation to enter into an extension of Amusement Park Management and Food Service agreements with Lancer Foods', d/b/a Zooper Food, LLC, and Como Amusement, LLC, for services of Como Park Zoo and Conservatory.
Adopted

- 16 [RES 18-1917](#) Authorizing the Department of Planning and Economic Development to approve a contract amendment providing additional time to complete a project and disburse STAR funding for the Highland Grandview Limited Partnership.
- Adopted**
- 17 [RES 18-1986](#) Accepting a gift from Xcel Energy for the Energize Saint Paul Recognition Ceremony.
- Adopted**
- 18 [RES 18-1988](#) Accepting a gift from District Energy for the Energize Saint Paul Recognition Ceremony.
- Adopted**
- 19 [RES 18-1889](#) Authorizing the Police Department to enter into a Software License and Service Agreement with JAMF Software, LLC that includes an indemnification clause.
- Adopted**
- 20 [RES 18-1925](#) Authorizing the Police Department to enter into an agreement with Apple for use of their Volume Purchase Programs.
- Adopted**
- 21 [RES 18-1973](#) Approving a waiver of the 45-day notification period to issue a Wine One Sale and Malt On Sale (Strong) license with conditions to Ichiddo Ramen Highland Park, LLC, d/b/a Ichiddo Ramen (License ID #20180003961) at 2073 Ford Parkway.
- Adopted**
- 22 [RES 18-1822](#) Approving the application with conditions, per the Deputy Legislative Hearing Officer, for Gazta and Enhancements (License # 20180002846), LLC, d/b/a Gazta & Enhancements, for Liquor On Sale - 100 seats or less, and Liquor On Sale - Sunday licenses at 928 7th Street West, #106.
- Adopted**
- 23 [RES 18-1819](#) Approving the application with conditions, per the Deputy Legislative Hearing Officer, to modify the existing license condition(s) for a business with existing Second Hand Dealer - Motor Vehicle and Auto Repair Garage licenses, for Carver Auto Sales Inc. (License # 20130002243) at 1328 Point Douglas Road South.
- Adopted**

Councilmember Prince joined the meeting.

Present 7 - Councilmember Dan Bostrom, Councilmember Amy Brendmoen, Councilmember Dai Thao, Councilmember Chris Tolbert, Councilmember Rebecca Noecker, Councilmember Jane L. Prince and Councilmember Mitra Jalali Nelson

FOR DISCUSSION

- 24 [RES 18-1964](#) Supporting the permanent reauthorization of the Federal Land and Water Conservation Fund.

Councilmember Jalali Nelson made brief comments and moved approval of the resolution.

Adopted

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

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.

Second Reading

- 25 [Ord 18-60](#) Granting the application of TK Dynamic Home LLC to rezone property at 1350 Payne Avenue from B1 Local Business to T1 Traditional Neighborhood, and amending Chapter 60 of the Legislative Code pertaining to the zoning map.

Laid over to December 5 for third reading/public hearing

- 26 [Ord 18-63](#) Amending Chapter 347 of the Legislative Code to include regulations of the sale of dogs and cats at pet shops and pet shop facilities.

Laid over to December 5 for third reading/public hearing

First Reading

- 27 [Ord 18-64](#) Amending Chapter 33 of the Legislative Code pertaining to Establishment of Permit Fees, Certificate of Compliance, and Fences - Requirements.

Laid over to December 5 for second reading

- 28 [Ord 18-65](#) Amending Chapter 310 of the Legislative Code pertaining to Uniform License Procedures as it relates to the License Fee Schedule.

Laid over to December 5 for second reading

- 29 [Ord 18-66](#) Amending Chapter 77 pertaining to the Metropolitan Council Environment Services (MCES) Service Availability Charge (SAC) fee increases.

Laid over to December 5 for second reading

BUDGET AMENDMENT PUBLIC HEARINGS

- 30 [RES PH 18-356](#) Amending the financing and spending plans in the Fire Department in the amount of \$42,055.18 for a contribution received from the Minnesota Board of Firefighter Training and Education to pay for training for firefighters.

No one was present to testify. Councilmember Tolbert moved to close the public hearing and approve the resolution.

Adopted

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

Nay: 0

- 31 [RES PH 18-349](#) Authorizing the Police Department to accept a grant in the amount of \$16,900 from the Minnesota Department of Natural Resources for the Angler and Hunter Recruitment and Retention grant.

No one was present to testify. Councilmember Bostrom moved to close the public hearing and approve the resolution.

Adopted

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

Nay: 0

- 32 [RES PH 18-355](#) Amending the financing and spending plans in the Police Department in the amount of \$197,195 for the 2018 and 2019 Toward Zero Death sub-grants from Ramsey County.

No one was present to testify. Councilmember Prince moved to close the public hearing and approve the resolution.

Adopted

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

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 33 - 46)

No one was present to testify. Councilmember Bostrom 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 Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Jalali Nelson

Nay: 0

- 33** [RLH SAO 18-73](#) Appeal of Mathew Brownlee to a Summary Abatement Order and Vehicle Abatement Order at 958 BRADLEY STREET.
Adopted
- 34** [RLH FCO 18-182](#) Appeal of Eyob Gebrekristos to a Correction Notice-Complaint Inspection at 275 ERIE STREET.
Adopted
- 35** [RLH FCO 18-181](#) Appeal of Jinghan Qu to a Fire Inspection Correction Notice at 697 EUCLID STREET.
Adopted
- 36** [RLH FCO 18-180](#) Appeal of Christina Harding, Harding Property Management, to a Re-Inspection Fire Certificate of Occupancy With Deficiencies at 475 HATCH AVENUE.
Adopted
- 37** [RLH VBR 18-80](#) Appeal of Victor N. Clement to a Vacant Building Registration Notice at 467 IVY AVENUE EAST.
Adopted
- 38** [RLH TA 18-651](#) Amending Council File No. RLH AR 18-71 to delete the assessment for Excessive Use of Inspection or Abatement services billed during March 22 to April 20, 2018 at 375 JACKSON STREET. (File No. J1812E, Assessment No. 188324)
Adopted

- 39 [RLH RR 18-47](#) Ordering the razing and removal of the structures at 235 MACKUBIN STREET within five (5) days after the November 28, 2018, City Council public hearing.
Adopted
- 40 [RLH VO 18-54](#) Appeal of Jose Flores to a Revocation of Fire Certificate of Occupancy and Order to Vacate at 802 MOUND STREET.
Adopted
- 41 [RLH VO 18-52](#) Appeal of Attorney Jon Paulson on behalf of Irma Sonia Ortega to a Revocation of Fire Certificate of Occupancy and Order to Vacate at 990 PAYNE AVENUE.
Adopted
- 42 [RLH RR 18-41](#) Making finding on the appealed nuisance abatement ordered for 2096 REANEY AVENUE in Council File Nos. RLH RR 17-52 and RLH RR 17-28. (Public hearing continued from November 28)
Public hearing continued to December 5
- 43 [RLH VO 18-55](#) Appeal of Mark Kaehler to a Revocation of Fire Certificate of Occupancy and Order to Vacate at 1241 SIXTH STREET EAST.
Adopted
- 44 [RLH VBR 18-69](#) Appeal of John Morley to a Vacant Building Registration Notice at 1617 SUMMIT AVENUE.
Adopted
- 45 [RLH TA 18-653](#) Amending Council File No. RLH AR 18-65 to delete the assessment for Property Clean Up services during May 2 to 14, 2018 at 884 WESTERN AVENUE NORTH. (File No. J1814A, Assessment No. 188543)
Adopted
- 46 [RLH VO 18-53](#) Appeal of Jarrod Paulson to a Revocation of Fire Certificate of Occupancy and Order to Vacate at 1105 WILSON AVENUE.
Adopted

Council members shared news from their wards.

ADJOURNMENT

Meeting adjourned at 3:40 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

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 on Thursdays at 5:30 p.m., Saturdays at 12:30 p.m., and Sundays at 1:00 p.m. (Subject to change)

Many people are extremely sensitive to scented products. Please refrain from wearing or using fragrances such as perfumes, lotions, aftershave, scented aerosol products, and other such products.