



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, July 17, 2019

3:30 PM

Council Chambers - 3rd Floor

ROLL CALL

The meeting was called to order by Council President Brendmoen at 3:30 p.m.

Present 6 - Councilmember Amy Brendmoen, Councilmember Dai Thao,
Councilmember Rebecca Noecker, Councilmember Jane L. Prince,
Councilmember Mitra Jalali Nelson and Councilmember Kassim Busuri

Absent 1 - Councilmember Chris Tolbert

Councilmember Tolbert arrived after roll call.

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

COMMUNICATIONS & RECEIVE/FILE

1 [AO 19-42](#) Amending CDBG activity budget: funding for building demolition projects.

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 2 - 20)

Councilmember Tolbert moved approval of the Consent Agenda.

Consent Agenda adopted

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

Nay: 0

- 2** [RES 19-1141](#) Authorizing the City Attorney's Office to pursue an available funding opportunity offered by the Cities for Citizenship "America is Home" Initiative.
Adopted
- 3** [RES 19-1142](#) Authorizing the City Attorney's Office to pursue an available funding opportunity offered by the Welcoming America and the American Immigration Council.
Adopted
- 4** [RES 19-1202](#) Authorizing the Neighbors United Funders Collaborative to accept a donation up to \$1000 from Concordia University for the Breakfast Pitch Event.
Adopted
- 5** [RES 19-1178](#) Approving the City's cost of providing Collection of Delinquent Garbage Bills for service during January to March 2019, and setting date of Legislative Hearing for August 1, 2019 and City Council public hearing for September 25, 2019 to consider and levy the assessments against individual properties. (File No. CG1902D1, Assessment No. 190113)
Adopted
- 6** [RES 19-1179](#) Approving the City's cost of providing Collection of Delinquent Garbage Bills for service during January to March 2019, and setting date of Legislative Hearing for August 1, 2019 and City Council public hearing for September 25, 2019 to consider and levy the assessments against individual properties. (File No. CG1902D2, Assessment No. 190114)
Adopted
- 7** [RES 19-1180](#) Approving the City's cost of providing Collection of Delinquent Garbage Bills for service during January to March 2019, and setting date of Legislative Hearing for August 1, 2019 and City Council public hearing for September 25, 2019 to consider and levy the assessments against individual properties. (File No. CG1902D3, Assessment No. 190115)
Adopted

- 8 [RES 19-1181](#) Approving the City's cost of providing Collection of Delinquent Garbage Bills for service during January to March 2019, and setting date of Legislative Hearing for August 1, 2019 and City Council public hearing for September 25, 2019 to consider and levy the assessments against individual properties. (File No. CG1902D4, Assessment No. 190116)
Adopted
- 9 [RES 19-1182](#) Approving the City's cost of providing Collection of Delinquent Garbage Bills for service during January to March 2019, and setting date of Legislative Hearing for August 8, 2019 and City Council public hearing for September 25, 2019 to consider and levy the assessments against individual properties. (File No. CG1902E1, Assessment No. 190117)
Adopted
- 10 [RES 19-1183](#) Approving the City's cost of providing Collection of Delinquent Garbage Bills for service during January to March 2019, and setting date of Legislative Hearing for August 8, 2019 and City Council public hearing for September 25, 2019 to consider and levy the assessments against individual properties. (File No. CG1902E2, Assessment No. 190118)
Adopted
- 11 [RES 19-1184](#) Approving the City's cost of providing Collection of Delinquent Garbage Bills for service during January to March 2019, and setting date of Legislative Hearing for August 8, 2019 and City Council public hearing for September 25, 2019 to consider and levy the assessments against individual properties. (File No. CG1902E3, Assessment No. 190119)
Adopted
- 12 [RES 19-1185](#) Approving the City's cost of providing Collection of Delinquent Garbage Bills for service during January to March 2019, and setting date of Legislative Hearing for August 8, 2019 and City Council public hearing for September 25, 2019 to consider and levy the assessments against individual properties. (File No. CG1902E4, Assessment No. 190120)
Adopted
- 13 [RES 19-1160](#) Approving a petition from Minnesota Transportation Museum for specially assessing the costs of a fire protection system at 193 Pennsylvania Avenue East. (Project No. FP2019-05, Assessment No. 197104)
Adopted

- 14 [RES 19-1187](#) Accepting the gift of airfare, transportation, and food expenses from the Heartland Alliance and Mott Foundation for Muneer Karcher-Ramos, Director of the Office of Financial Empowerment, and Ikram Koliso, College Savings Account Program Manager, to attend the Upper Midwest College Savings Account (CSA) Consortium convening in Indianapolis, Indiana on July 31-August 1, 2019.
Adopted
- 15 [RES 19-1194](#) Authorizing the Fire Department to apply for a grant from the Minnesota Department of Labor and Industry Safety Grant Program in the amount of \$10,000 for asbestos abatement at Fire Station 22.
Adopted
- 16 [RES 19-1084](#) Approving the Memorandum of Agreement for the 2019 Wage and Fringe Adjustment for the International Association of Sheet Metal, Air, Rail and Transportation Workers, Local 10.
Adopted
- 17 [RES 19-1096](#) Approving the Maintenance Labor Agreement (May 1, 2019 - April 30, 2022) between the City of Saint Paul and the Bricklayers and Allied Craftworkers Local Union 1 Minnesota/North Dakota.
Adopted
- 18 [RES 19-1132](#) Authorizing the grant of an Environmental Covenant and Easement for CHS Field, 360 Broadway Street, to the MPCA and Ramsey County.
Adopted
- 19 [RES 19-854](#) Approving the Final Plat for Cleveland Circle.
Adopted
- 20 [RES 19-1128](#) Adopting the 2018 Stormwater Permit Annual Report.
Adopted

FOR DISCUSSION

- 21 [RES PH 19-172](#) Approving the petition of VC South Mall LLC to vacate a portion of the alley abutting Lots 12, 13, and 14, Block 17, Summit Park Addition to Saint Paul, Ramsey County, Minnesota. (Public hearing held June 19)

Councilmember Noecker said she would like to withdraw the item; the applicant was withdrawing the application.

Withdrawn

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

- 22** [Ord 19-36](#) Amending Chapter 15 of the Administrative Code to create a process to cancel City Council meetings.
- Councilmember Prince moved final approval of the ordinance.*
- Adopted**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali Nelson and Councilmember Busuri
- Nay:** 0
-
- 23** [Ord 19-39](#) Granting authority to the Port Authority of the City of Saint Paul to issue and sell general obligation bonds to which the Port Authority pledges the full faith, credit, and resources of the City of Saint Paul pursuant to the provisions and by authority of said Minnesota Statutes, Chapters 469 and 475, as amended.
- Council members Thao and Busuri made brief comments in support of the project and the investment in the East Side.*
- Council member Thao moved final adoption of the ordinance.*
- Adopted**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali Nelson and Councilmember Busuri
- Nay:** 0

Second Reading

- 24** [Ord 19-38](#) Granting the application of Alfred and Carol Sundberg Trustee to rezone property at 84 Water Street West from IT Transitional Industrial to T3 Traditional Neighborhood, and amending Chapter 60 of the Legislative Code pertaining to the zoning map.
- Laid over to July 24 for third reading/public hearing**

- 25 [Ord 19-48](#) Amending the Appendix to Chapter 409 of the Legislative Code pursuant to Section 17.07.1 of the Charter and Section 409.20 of the Legislative Code by creating an additional commercial development district at La Costa Sports Mexican Bar & Grill located at 194 Cesar Chavez Street.

Laid over to July 24 for third reading/public hearing

- 26 [Ord 19-49](#) Amending Chapter 409 of the Legislative Code to create and define boundaries for an Entertainment District named Creative Enterprise Zone Entertainment District in the Raymond-University area.

Laid over to July 24 for third reading/public hearing

- 27 [Ord 19-50](#) Amending Chapter 246 of the Legislative Code to allow the possession or consumption of nonintoxicating malt liquor, strong beer or wine purchased and consumed during a block party, festival or community event, within the Creative Enterprise Zone Entertainment District.

Laid over to July 24 for third reading/public hearing

- 28 [Ord 19-51](#) Amending Chapter 65 of the Legislative Code by adding a new section defining a Hotel.

Laid over to July 24 for third reading/public hearing

First Reading

- 29 [Ord 19-52](#) Amending Chapter 11 of the Administrative Code to create the Division of Labor Standards Enforcement and Education within the Department of Human Rights and Equal Economic Opportunity.

Laid over to July 24 for second reading

PUBLIC HEARINGS

- 30 [RES PH 19-222](#) Approving the application of St. Paul Saints Baseball Club, Inc. for a sound level variance to present amplified music and use of a public address system outdoors on Monday, July 22, 2019 at CHS Field, 360 Broadway Street.

Councilmember Noecker moved an amendment. Yeas - 7 Nays - 0

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

Adopted as amended

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

Nay: 0

- 31 [RES PH 19-225](#) Approving the application of Kerry D'Amato for a sound level variance in to present amplified music on Saturday, July 20, 2019 at 7 Heather Place for the Halunen Law/Clayton Halunen Summer Pool Party.

Councilmember Noecker moved an amendment. Yeas - 7 Nays - 0

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

Adopted as amended

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

Nay: 0

- 32 [RES PH 19-227](#) Approving the application of Big River Pizza for a sound level variance to present live amplified music on Wednesday, July 31, 2019, at 280 5th Street East, on Wall Street between 5th and 4th Streets. (To be withdrawn)

This event was cancelled and the item was withdrawn.

Withdrawn

- 33 [RES PH 19-228](#) Approving the application of El Burrito Mercado for a sound level variance to present amplified music on Saturday July 20, 2019 at 175 Cesar Chavez St. for the El Burrito Mercado's 40th Anniversary Party / Noche De Artejano.

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

Adopted

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

Nay: 0

LEGISLATIVE HEARING ITEMS FOR DISCUSSION

- 49 [RLH FCO 19-66](#) Appeal of Neng Yang, DNZ LLC, to a Fire Inspection Correction Notice at 506 KENNY ROAD.

Legislative Hearing Officer Marcia Moermond said she recommended granting a variance for the egress route through the basement, but not for the second part of the appeal relating to an exit from a large meeting space with a capacity of up to 364. She said if there are 50 or more people, fire code required doors that swing outward. She said her recommendation was to grant an extension into November for compliance.

Council President Brendmoen said Mr. Yang had been doing extensive renovations on an old historic building and it was turning into a wonderful convening space and tax-generating space. She said she was asking for a 12-month extension, knowing that doors could be propped open while they were working with the general contractor and finishing other parts of the project. She said the building had faced a number of challenges along the way, and she admired his tenacity for sticking with the project.

No one was present to testify. Council President Brendmoen moved to close the public hearing and approve the resolution as amended.

Ms. Moermond confirmed with Council President Brendmoen that the amendment included the requirement to prop doors open when the room was in use.

Adopted as amended

Yea: 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali Nelson 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 34 - 60)

No one was present to testify. Councilmember Jalali Nelson 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 Nelson and Councilmember Busuri

Nay: 0

- 34** [RLH TA 19-437](#) Deleting the Appealed Special Tax Assessment for property at 1258 ALBEMARLE STREET. (File No. CRT1909, Assessment No. 198209)
Adopted
- 35** [RLH TA 19-499](#) Amending Council Files No. RLH AR 19-18 to delete the assessment for Collection of Vacant Building Registration Fees billed during August 14 to November 20, 2018 at 1639 BEECH STREET. (File No. VB1907, Assessment No. 198806)
Adopted
- 36** [RLH TA 19-427](#) Deleting the Appealed Special Tax Assessment for property at 575 BEAUMONT STREET. (File No. VB1909, Assessment No. 198816)
Adopted
- 37** [RLH CO 19-10](#) Appeal of Richard Johnson to a Correction Notice at 88 BELVIDERE STREET EAST.
Adopted
- 38** [RLH TA 19-459](#) Ratifying the Appealed Special Tax Assessment for property at 554 CHARLES AVENUE. (File No. VB1909, Assessment No. 198816)
Adopted as amended (payments spread over 5 years)
- 39** [RLH FCO 19-61](#) Appeal of Don Sobania to a Correction Notice-Reinspection Complaint at 1660 CUMBERLAND STREET.
Adopted

- 40 [RLH TA 18-595](#) Ratifying the Appealed Special Tax Assessment for property at 715 EDGERTON STREET. (File No. J1809V1, Assessment No. 188015) (Public hearing continued from January 2)
Adopted as amended (assessment reduced)
- 41 [RLH TA 18-626](#) Ratifying the Appealed Special Tax Assessment for property at 778 FIFTH STREET EAST. (File No. J1902E, Assessment No. 198301; amend to File No. J1902E1, Assessment No. 198306) (Public hearing continued from January 2)
Adopted as amended (assessment approved)
- 42 [RLH VO 19-24](#) Appeal of Jim Tredwell, Big O Tire, to a Revocation of Fire Certificate of Occupancy and Order to Vacate at 2185 FORD PARKWAY.
Adopted
- 43 [RLH VBR 19-39](#) Appeal of Gerald Thurstin to a Vacant Building Registration Notice at 1123 GALTIER STREET.
Adopted
- 44 [RLH VO 19-25](#) Appeal of Dennis Jay Faust to a Correction Notice (which includes condemnation) at 195 GOODRICH AVENUE.
Adopted
- 45 [RLH TA 19-455](#) Deleting the Appealed Special Tax Assessment for property at 700 GRAND AVENUE #204. (File No. J1907P, Assessment No. 198406)
Adopted
- 46 [RLH TA 18-611](#) Ratifying the Appealed Special Tax Assessment for property at 380 JACKSON STREET. (File No. J1902E, Assessment No. 198301; amend to File No. J1902E1, Assessment No. 198306) (Public hearing continued from January 2)
Adopted as amended (assessment deleted)
- 47 [RLH TA 19-440](#) Ratifying the Appealed Special Tax Assessment for property at 339 JESSAMINE AVENUE EAST. (File No. VB1909, Assessment No. 198816; amend to File No. VB1909A, Assessment No. 198826)
Referred to Legislative Hearings on July 23; Council public hearing continued to August 7

- 48 [RLH RR 19-21](#) Ordering the rehabilitation or razing and removal of the structures at 871 JESSAMINE AVENUE EAST within one-hundred and eighty (180) days after the July 17, 2019 City Council public hearing.
Adopted
- 50 [RLH TA 19-490](#) Ratifying the Appealed Special Tax Assessment for property at 308 LAWSON AVENUE WEST. (File No. VB1908A, Assessment No. 198824) (Public hearing continued from July 17)
Public hearing continued to August 7
- 51 [RLH TA 19-329](#) Ratifying the Appealed Special Tax Assessment for property at 1124 MATILDA STREET. (File No. VB1908, Assessment No. 198812; Amend to File No. VB1908B, Assessment No. 198825) (Public hearing continued from June 19)
Adopted as amended (assessment reduced)
- 52 [RLH RR 19-5](#) Ordering the rehabilitation or razing and removal of the structures at 718 ORANGE AVENUE EAST within fifteen (15) days after the March 13, 2019 City Council public hearing. (Amend to 180 days) (Public hearing continued from October 23)
Referred to Legislative Hearings on July 30
- 53 [RLH TA 18-608](#) Ratifying the Appealed Special Tax Assessment for property at 277 TOPPING STREET. (File No. J1902E, Assessment No. 198301; amend to File No. J1902E1, Assessment No. 198306) (Public hearing continued from January 2)
Adopted as amended (assessment reduced)
- 54 [RLH TA 19-443](#) Ratifying the Appealed Special Tax Assessment for property at 58 WHEELLOCK PARKWAY EAST. (File No. VB1909, Assessment No. 198816)
Adopted
- 55 [RLH TA 19-431](#) Ratifying the Appealed Special Tax Assessment for property at 31 WINTER STREET. (File No. J1909E, Assessment No. 198314)
Adopted
- 56 [RLH AR 19-51](#) Ratifying the assessments for Collection of Vacant Building Registration fees billed during February 13, 2018 to January 16, 2019. (File No. VB1909, Assessment No. 198816)
Adopted

- 57 [RLH AR 19-50](#) Ratifying the assessments for Collection of Boarding and/or Securing services during February 2019. (File No. J1909B, Assessment No. 198108)
Adopted
- 58 [RLH AR 19-52](#) Ratifying the assessments for Collection of Fire Certificate of Occupancy fees billed during December 13, 2018 to January 11, 2019. (File No. CRT1909, Assessment No. 198209)
Adopted as amended (752 Carroll Avenue removed from the assessment roll for separate consideration)
- 59 [RLH AR 19-53](#) Ratifying the assessments for Collection of Excessive Use of Inspection or Abatement services billed during December 26, 2018 to January 17, 2019. (File No. J1909E, Assessment No. 198314)
Adopted
- 60 [RLH AR 19-54](#) Ratifying the assessments for Collection of Graffiti Removal services during February 1 to March 26, 2019. (File No. J1907P, Assessment No. 198406)
Adopted

Council members shared news about events in their wards.

ADJOURNMENT

Council President Brendmoen adjourned the meeting.

Meeting adjourned at 3:50 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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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.