



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, January 11, 2023

3:30 PM

Council Chambers - 3rd Floor

ROLL CALL

Meeting started at 3:31 PM

Present 6 - Councilmember Amy Brendmoen, Councilmember Rebecca Noecker, Councilmember Jane L. Prince, Councilmember Mitra Jalali, Councilmember Nelsie Yang and Councilmember Russel Balenger

Absent 1 - Councilmember Chris Tolbert

ROLL CALL

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

Councilmember Yang moved approval.

Consent Agenda adopted

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

Nay: 0

1 [RES 23-52](#)

Approving the City's cost of providing Collection of Vacant Building Registration fees billed during February 21 to August 24, 2022, and setting date of Legislative Hearing for January 3, 2023 and City Council public hearing for February 22, 2023 to consider and levy the assessments against individual properties. (File No. VB2304, Assessment No. 238803)

Adopted

- 2 [RES 23-53](#) Approving the City's cost of providing Demolition service from June 2022 at 1319 Edmund Ave, and setting date of Legislative Hearing for January 3, 2023 and City Council public hearing for February 22, 2023 to consider and levy the assessments against individual properties. (File No. J2301C, Assessment No. 232000)

Adopted

- 3 [RES 23-54](#) Approving the City's cost of providing Excessive Use of Inspection or Abatement services billed during July 25 to August 19, 2022, and setting date of Legislative Hearing for January 3, 2023 and City Council public hearing for February 22, 2023 to consider and levy the assessments against individual properties. (File No. J2304E, Assessment No. 238303)

Adopted

- 4 [RES 23-55](#) Approving the City's cost of providing Graffiti Removal services during August 9 to September 27, 2022, and setting date of Legislative Hearing for January 3, 2023 and City Council public hearing for February 22, 2023 to consider and levy the assessments against individual properties. (File No. J2302P, Assessment No. 238401)

Adopted

- 5 [RES 23-56](#) Approving the City's cost of providing Excessive Use of Inspection services billed during August 22 to September 21, 2022, and setting date of Legislative Hearing for February 7, 2023 and City Council public hearing for March 22, 2023 to consider and levy the assessments against individual properties. (File No. J2305E, Assessment No. 238304)

Adopted

- 6 [RES 23-57](#) Approving the City's cost of providing Graffiti Removal services during September 29 to October 26, 2022, and setting date of Legislative Hearing for February 7, 2023 and City Council public hearing for March 22, 2023 to consider and levy the assessments against individual properties. (File No. J2303P, Assessment No. 238402)

Adopted

- 7 [RES 23-58](#) Approving the City's cost of providing Removal of Dangerous Tree service during July 2022 at 183 George St W, and setting date of Legislative Hearing for February 7, 2023 and City Council public hearing for March 22, 2023 to consider and levy the assessments against individual properties. (File No. 2305T, Assessment No. 239004)

Adopted

- 8 [RES 23-81](#) Authorizing the Department of Parks and Recreation to apply for and accept a grant from the Cities for Financial Empowerment Fund for the Innovative Banking to Support At-Risk Youth in an amount of \$70,000 to create a new

wealth building component of the Four Directions Bridge Program for Native American Youth involved with Right Track.

Adopted

- 9 [RES 23-82](#) Authorizing the Department of Parks and Recreation to accept a donation of tickets to local theater and sporting events from Tickets for Kids Charities for youth and their families associated with Saint Paul Parks and Recreation to attend various events in the metro area.
- Adopted**
- 10 [RES 23-32](#) Approving adverse action against the Tobacco Shop License held by DG Retail LLC d/b/a Dollar General Store #19172 ("Licensee") (License ID# 20170002904) for the premises located at 1055 Payne Avenue.
- Adopted**
- 11 [RES 23-35](#) Approving a Malt On Sale (Brewery Taproom), Malt Off Sale (Growler), Liquor On Sale - Sunday, and Entertainment (A) license to Wandering Leaf Brewing Company (License ID #20220001724) for the premises located at 2463 7th Street West.
- Adopted**
- 12 [RES 23-49](#) Establishing the rate of pay for the new classification Utility Trainee, in Employee Group 71, Grade 028.
- Laid over to January 18, 2023**
- 13 [RES 23-51](#) Approving a public hearing on the issuance of conduit multifamily housing revenue bonds by the Housing and Redevelopment Authority (the "HRA") for a multifamily rental housing development project located at 484 Temperance Street and 211 Seventh Street East; reciting a proposal for a Housing Finance Program related to such multifamily rental housing development; approving the related project and program pursuant to Minnesota Statutes, Chapter 462C; approving the assignment and assumption of an existing Met Council Loan and Note; authorizing the HRA to issue conduit multifamily housing revenue bonds and authorizing the preparation of necessary documents and materials in connection with said project and program, and related documents (District 17, Ward 2).
- Adopted**
- 14 [RES 23-67](#) Granting preliminary approval to the issuance of certain general obligation and revenue bonds as approved in the 2023 City budget; expressing the intent of the City to reimburse itself from the proceeds of such tax-exempt bonds; and authorizing City finance staff and advisors to take certain actions with respect to the sale of such bonds.
- Adopted**
- 15 [RES 23-40](#) Change the rate of pay for Risk Manager from Grade 029 to Grade 027 in the Non-Rep Managers Salary Schedule.

Adopted

- 16 [RES 23-39](#) Approving the Memorandum of Agreement for the 2023 January Wage and Fringe Adjustment (January 1, 2023) for the United Association of Plumbers, Local 34.

Adopted

- 17 [RES 23-38](#) Approving the Memorandum of Agreement for the 2023 January Wage and Fringe Adjustment (January 1, 2023) for the Sprinkler Fitters Local Union No. 417.

Adopted**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 first reading.

First Reading

- 18 [Ord 23-1](#) Granting the application of Keith Schroeder to rezone the property at 981 Fuller Avenue, from R4 one-family residential to T2 traditional neighborhood, and amending Chapter 60 of the Legislative Code pertaining to the zoning map.

Laid over to January 18, 2023 for Second Reading

PUBLIC HEARINGS

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

- 19 [Ord 23-3](#) Granting the application of Trellis Treehouse Acquisition LLC to rezone property at 0 Madison Street (north of 2319 West 7th Street, PIN 22.28.23.22.0080), from R1 one-family residential to RM2 medium density multiple-family residential and amending Chapter 60 of the Legislative Code pertaining to the zoning map.

7 people spoke during the public hearing.

Councilmember Tolbert moved to close the public hearing.

Laid over to January 18, 2023 for Final Adoption

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

Nay: 0

- 20 [Ord 23-11](#) Amending Chapter 33.04 of the Legislative Code pertaining to establishment of Permit Fees.

Councilmember Prince moved to close the public hearing.

Laid over to January 18, 2023 for Final Adoption

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

Nay: 0

21 [Ord 23-10](#)

Amending Chapter 33.06 and 33.07 of the Legislative Code pertaining to Establishment of Fees for Certificate of Compliance and Fence Requirements.

Councilmember Balenger moved to close the public hearing.

Laid over to January 18, 2023 for Final Adoption

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

Nay: 0

22 [Ord 23-9](#)

Amending Chapter 34.24 of the Legislative Code pertaining to Excessive Consumption of City Services.

Councilmember Tolbert moved to close the public hearing.

Laid over to January 18, 2023 for Final Adoption

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

Nay: 0

23 [Ord 23-8](#)

Amending Chapter 40.10 of the Legislative Code pertaining to Fire Certificate of Occupancy as it relates to Fees.

Councilmember Yang moved to close the public hearing.

Laid over to January 18, 2023 for Final Adoption

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

Nay: 0

24 [Ord 23-7](#)

Amending Chapter 43.03 of the Legislative Code pertaining to Vacant Buildings as it relates to the Vacant Building Registration Fee.

Councilmember Jalali moved to close the public hearing.

Laid over to January 18, 2023 for Final Adoption

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

Nay: 0

25 [Ord 23-6](#)

Amending Chapter 55.04 of the Legislative Code pertaining to the Fire Code - permit fees for tents.

Councilmember Prince moved to close the public hearing.

Laid over to January 18, 2023 for Final Adoption

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

Nay: 0

26 [Ord 23-5](#)

Amending Chapters 55.09 and 55.10 of the Legislative Code pertaining to the Fire Code - permit fees for liquid petroleum & hazardous materials, storage tanks, and dispensing devices.

Councilmember Noecker moved to close the public hearing.

Laid over to January 18, 2023 for Final Adoption

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

Nay: 0

27 [Ord 23-4](#)

Amending Chapter 161 of the Legislative Code pertaining to parking enforcement during Snow Emergencies.

Councilmember Balenger moved to close the public hearing.

Laid over to January 18, 2023 for Final Adoption

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

Nay: 0

28 [Ord 23-2](#)

Amending Chapter 233 of the Legislative Code pertaining to Earned Sick and Safe Time.

Rick Varco, SEIU Healthcare MN, spoke during the public hearing.

Councilmember Tolbert moved approval.

Laid over to January 18, 2023 for Final Adoption

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

Nay: 0

29 [RES PH 23-1](#)

Final Order approving the Metro Transit 10-mile Gold Line Bus Rapid Transit project. The only special assessments will be for private sanitary sewer service repairs or replacements requested by property owners. (Project No. 19252C, Assessment No. 226001)

Councilmember Prince moved approval.

Adopted

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

Nay: 0

30 [RES PH 23-3](#)

Accepting grant funds, authorizing execution of a grant agreement with indemnity obligations and other documents related thereto and amending the operating budget with respect to the City's sponsorship of a Metropolitan Council Livable Communities Tax Base Revitalization Account (TBRA) grant for the benefit of the 115 Plato project located at 115 Plato Boulevard (District 3, Ward 2).

Councilmember Noecker moved approval.

Adopted

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

Nay: 0

LEGISLATIVE HEARING DISCUSSION ITEM

45 [RLH RR 22-46](#)

Ordering the removal of the structures at 1600 SEVENTH STREET WEST within fifteen (15) days after the August 24, 2022, City Council Public Hearing. (Public hearing continued to January 11, 2023)

Marcia Moermond, Legislative Hearing Officer: I am asking that the City Council refer this back to Legislative Hearings for March 14th. I would also like the Council to note that it is doing so with the understanding that the owner will bring the sign (which has a zoning order on it for its removal) into compliance by June 30th. That would make the order to remove the sign and the order to remove the buildings (which is in front of you right now) happen together. That just made sense. We worked with the Zoning Manager at the Department of Safety and Inspections to have that done. I would also note that I have worked with the attorney representing Burger King, and this is some fabric covering the corporate logo sign and it's off on one side. We have required that the fabric be repaired or replaced by the end of this month, which would have been the deadline of the zoning enforcement letter. Just wanted to put those two items in sync and note that for the record.

Tolbert moved approval.

Referred to March 14, 2023 Legislative Hearing, noting compliance with December 27, 2022 Zoning Enforcement Notice is required by June 30, 2023.

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 Jalali moved approval.

Legislative Hearing Consent Agenda adopted as amended

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

Nay: 0

- 31** [RLH TA 22-369](#) Ratifying the Appealed Special Tax Assessment for property at 277 AURORA AVENUE. (File No. J2301E, Assessment No. 238300)

Adopted

- 32** [RLH RR 22-22](#) Ordering the rehabilitation or razing and removal of the structures at 1508 COMO AVENUE within fifteen (15) days after the June 8, 2022, City Council Public Hearing. (Refers to March 14, 2023 Legislative Hearing)

Referred to March 14, 2023 Legislative Hearing

- 33** [RLH SAO 23-5](#) Making finding on the appealed nuisance abatement ordered for 952 EUCLID STREET in Council File RLH SAO 22-48. (Public hearing continued to January 11, 2023, Legislative Hearing on January 10, 2023)

Adopted as amended (nuisance abated)

- 34** [RLH VBR 22-59](#) Appeal of Lee Yan to a Vacant Building Registration Notice at 1093 EUCLID STREET.

Adopted

- 35** [RLH VBR 22-61](#) Appeal of Lorn Ross McDowell to a Vacant Building Registration Notice at 1219 FIFTH STREET EAST.

Public hearing continued to January 25, 2023

- 36 [RLH TA 22-366](#) Ratifying the Appealed Special Tax Assessment for property at 928 FLANDRAU STREET. (File No. J2301E, Assessment No. 238300)
Adopted
- 37 [RLH VBR 22-63](#) Appeal of Scott Beck to a Vacant Building Registration Notice at 707 JENKS AVENUE.
Adopted
- 38 [RLH FCO 22-127](#) Appeal of Matthew Byrne to a Correction Notice-Reinspection Complaint at 884 LAUREL AVENUE.
Adopted
- 39 [RLH TA 22-352](#) Ratifying the Appealed Special Tax Assessment for property at 1079 MARYLAND AVENUE EAST. (File No. VB2301, Assessment No. 238800)
Adopted as amended (assessment ratified)
- 40 [RLH RR 22-39](#) Second Making finding on the appealed substantial abatement ordered for 575 PARK STREET in Council File RLH RR 21-71. (Public hearing continued to January 11, 2023)
Amended and public hearing continued to January 18, 2023
- 41 [RLH TA 22-370](#) Ratifying the Appealed Special Tax Assessment for property at 779 RAYMOND AVENUE. (File No. VB2301, Assessment No. 238800)
Adopted
- 42 [RLH TA 22-368](#) Ratifying the Appealed Special Tax Assessment for property at 615 REANEY AVENUE. (File No. VB2301, Assessment No. 238800)
Adopted
- 43 [RLH RR 22-71](#) Granting a 180-day stay of enforcement of RLH RR 21-70, ordering the demolition for 1722 REANEY AVENUE, to Holly Anrst, Inspire Renovation.
Adopted as amended
- 44 [RLH VBR 22-60](#) Appeal of Sarah Nelson to a Vacant Building Registration Requirement at 578 SARATOGA STREET S.
Adopted
- 46 [RLH SAO 23-1](#) Making finding on the appealed nuisance abatement ordered for 1072 THIRD STREET EAST in Council File RLH SAO 22-50.
Adopted

- 47 [RLH TA 22-319](#) Ratifying the Appealed Special Tax Assessment for property at 820 WHITE BEAR AVENUE NORTH. (File No. VB2301, Assessment No. 238800)
- Adopted**
- 48 [RLH AR 22-89](#) Ratifying the assessments for Collection of Vacant Building Registration fees billed during March 1 to May 16, 2022. (File No. VB2301, Assessment No. 238800)
- Adopted**
- 49 [RLH AR 22-90](#) Ratifying the assessments for Securing and/or Emergency Boarding services during June 2022. (File No. J2301B, Assessment No. 238100)
- Adopted**
- 50 [RLH AR 22-91](#) Ratifying the assessments for Collection of Fire Certificate of Occupancy fees billed during April 26 to June 3, 2022. (File No. CRT2301, Assessment No. 238200)
- Adopted**
- 51 [RLH AR 22-92](#) Ratifying the assessments for Excessive Use of Inspection or Abatement services billed during April 22 to May 20, 2022. (File No. J2301E, Assessment No. 238300)
- Adopted**
- 52 [RLH AR 22-93](#) Ratifying the assessments for Removal of Dangerous Tree service during April 2022. (File No. 2301T, Assessment No. 239000)
- Adopted**

ADJOURNMENT

Meeting ended at 4:16 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>.

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