



# 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*

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Wednesday, February 1, 2023

3:30 PM

Council Chambers - 3rd Floor

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#### ROLL CALL

**Meeting started at 3:31 PM**

- Present** 6 - Councilmember Amy Brendmoen, Councilmember Chris Tolbert, Councilmember Rebecca Noecker, Councilmember Jane L. Prince, Councilmember Mitra Jalali and Councilmember Russel Balenger
- Absent** 1 - Councilmember Nelsie Yang

#### COMMUNICATIONS & RECEIVE/FILE

- 1 [AO 23-9](#) Amending CDBG Project Budgets: Funding for 2023 District Council Community Engagement program.  
**Received and Filed**
- 2 [AO 23-11](#) Authorizing the Police Department to reallocate its 2023 Special Fund budget to reflect expenditures more accurately.  
**Received and Filed**
- 3 [AO 23-18](#) Amending CDBG Project Budgets: Funding for 1080 Payne Ave (Chances Tavern), a project selected by CDBG subgrantee ESNDG for their Business Investment Fund (BIF) program.  
**Received and Filed**
- 4 [AO 23-19](#) Order Finding that 242 West 7th Street is a Dangerous Structure Subject to Emergency Demolition under Chapter 45 of the Saint Paul Legislative Code and/or Minnesota Statute, Chapter 436.  
**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**

*Councilmember Balenger moved approval.*

**Consent Agenda adopted**

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

**Nay:** 0

**Absent:** 1 - Councilmember Yang

- 5**     [RES 23-117](#)     Authorizing the Department of Parks and Recreation to enter into a cooperative agreement with the Minnesota Department of Natural Resources (MN DNR), to accept terms of receiving archery equipment valued at \$3,600 to support Saint Paul's archery program, with a local match required and provided by existing grant funds.
- Adopted**
- 6**     [RES 23-137](#)     Authorizing the Department of Parks and Recreation, on behalf of the City, to accept a donation of kitchen appliances from the Hallie Q. Brown Community Center, to be used as part of planned kitchen upgrades at the Martin Luther King Recreation Center.
- Adopted**
- 7**     [RES 23-138](#)     Authorizing the Department of Parks and Recreation, Como Park Zoo and Conservatory, to accept donations of refreshments and services in an amount not to exceed \$5,000 from Lancer Hospitality and Como Friends through attending and participating in relationship building, appreciation, and recognition events in 2023.
- Adopted**
- 8**     [RES 23-153](#)     Authorizing the Police Department to purchase water and refreshments for witnesses, victims, and suspects during critical incident investigations and assistance programs.
- Adopted**
- 9**     [RES 23-159](#)     Authorizing the Police Department to purchase refreshments for employee recognition ceremonies and events in 2023.
- Adopted**
- 10**    [RES 23-160](#)     Authorizing the Police Department to purchase food and beverages for law enforcement trainings conducted in 2023.
- Adopted**
- 11**    [RES 23-161](#)     Authorizing the Police Department expenditures for the Standardized Field

Sobriety Testing Training program conducted in 2023.

**Adopted**

- 12     [RES 23-162](#)     Authorizing the Police Department's expenditures relating to the Canine Unit's community engagement meetings, community engagement events, and training sessions in 2023.

**Adopted**

- 13     [RES 23-163](#)     Authorizing the Police Department's expenditures relating to community meetings and events in 2023.

**Adopted**

- 14     [RES 23-155](#)     Authorizing the Department of Public Works to apply for and receive funding from the 2023 Bloomberg Initiative for Cycling Infrastructure grant.

**Adopted**

- 15     [RES 23-167](#)     Approving a 5-year lease between the City and Keystone Community Services for the City's use of space in the West Seventh Community Center.

**Adopted**

- 16     [RES 23-169](#)     Authorizing the Fire Department to apply for the 2021 Hazardous Materials Emergency Preparedness (HMEP) grant in the amount of \$31,500 from the State of Minnesota Department of Public Safety for training for firefighters.

**Adopted**

- 17     [RES 23-170](#)     Authorizing the Fire Department to apply for the 2023 Workplace Wellness Community Grant for up to \$5,000 from the Saint Paul Area Chamber of Commerce for health and wellness equipment for firefighters at Fire Stations 6, 18, and 24.

**Adopted**

- 18     [RES 23-179](#)     Approving a Second Hand Dealer - Motor Vehicle license to Angie's Auto Sale LLC (License ID #20220002092) for the premises located at 545 University Avenue West.

**Adopted**

- 19     [RES 23-181](#)     Approving the Mayor's appointments of Ianni Houmas, Brian Martinson, and Luis Ortega to the Planning Commission for a term ending January 31, 2026.

**Adopted**

- 20     [RES 23-182](#)     Approving the Mayor's appointment of Deepa de Alwis and reappointment of Alice Wagner-Hemstad to the Saint Paul Climate Justice Advisory Board.

**Adopted**

- 21     [RES 23-184](#)     Approving the Mayor's appointment of Jerome Benner to a three-year term on the Board of Zoning Appeals.

**Adopted**

- 22     [RES 23-185](#)     Approving the Mayor's reappointments of Daniel Miller, Luis E. Rangel Morales, Robert Clarksen, Diane Trout-Oertel, and Marilyn Porter to the Board of Zoning Appeals.

**Adopted**

- 23     [Min 23-7](#)     Approving the minutes of the Saint Paul City Council meetings of December 1, 8, 15 and 22, 2021.

**Adopted****SUSPENSION ITEM**[RES 23-197](#)

Recognizing the First Place award of Team Thune at the World Snow Sculpting Championship and proclaiming February 1, 2023 as "House of Thune Day" in the City of Saint Paul.

*Councilmember Noecker moved approval. She then spoke in favor, read from the resolution, and presented copies to the honorees.*

*Dusty Thune gave remarks.*

**Adopted**

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

**Nay:** 0

**Absent:** 1 - Councilmember Yang

**FOR DISCUSSION**

- 25     [APC 23-2](#)     Public hearing to consider the appeal of Chad Cutshall of a Planning Commission decision approving a variance for residential development at 0 Madison Street with significant regrading, tall retaining wall, and creation of trough-shaped yards between a new building and the new retaining wall. (Public hearing closed and laid over from January 25, 2023)

*Councilmember Tolbert spoke in opposition to the appeal and moved intent to deny.*

*Councilmember Prince spoke in support of the appeal.*

**Motion of intent, appeal denied**

**Yea:** 5 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Jalali and Councilmember Balenger

**Nay:** 1 - Councilmember Prince

**Absent:** 1 - Councilmember Yang

- 24**    [APC 23-1](#)    Public hearing to consider the appeal of Chad Cutshall of a Planning Commission decision approving a site plan for residential development at 0 Madison Street with 36 dwelling units and 7 structured parking spaces to be accessed via a private street on the adjoining property at 2319 7th St W. (Public hearing closed and laid over from January 25, 2023)
- Councilmember Tolbert spoke in opposition to the appeal moved intent to deny.*
- Councilmember Prince spoke in support of the appeal.*
- Motion of intent, appeal denied**
- Yea:** 5 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Jalali and Councilmember Balenger
- Nay:** 1 - Councilmember Prince
- Absent:** 1 - Councilmember Yang

## RECESS

**Meeting recessed at 3:42 PM**

**Meeting reconvened at 3:44 PM**

## PUBLIC HEARINGS

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

- 26**    [RES PH 23-19](#)    Considering and adopting the Findings of Fact, Conclusions of Law, and Recommendation of the Administrative Law Judge, and revoking the Cigarette/Tobacco license held by Moundview Retail Inc., d/b/a Mounds Park Market, for the premises located at 241 Earl Street.
- Therese Skarda, Deputy City Attorney, gave a staff report and answered councilmember questions.*
- Derek Thooft, Attorney for the license holder, spoke via telephone during the public hearing.*
- Councilmember Prince spoke in favor and moved approval.*
- Council President Brendmoen spoke in favor.*
- Adopted**
- Yea:** 6 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Balenger
- Nay:** 0
- Absent:** 1 - Councilmember Yang
- 27**    [RES PH 23-21](#)    Amending the financing and spending plans in the Fire Department in the amount of \$2,405.80 for the donation from the Saint Paul Fire Foundation for

treadmill belts.

*Councilmember Tolbert moved approval.*

**Adopted**

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

**Nay:** 0

**Absent:** 1 - Councilmember Yang

- 28**     [RES PH 23-25](#)     Authorizing the Department of Safety and Inspections (DSI) to accept a grant in the amount of \$278,565 from the U.S. Department of Homeland Security, Federal Emergency Management Agency (FEMA), for the 2021 Building Resilient Infrastructure and Communities (BRIC) Grant Program.

*David Hoban, Deputy Director of the Department of Safety and Inspections, gave a staff report.*

*Councilmember Noecker moved approval.*

**Adopted**

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

**Nay:** 0

**Absent:** 1 - Councilmember Yang

- 29**     [RES PH 23-23](#)     Establishing the Water Street Special Sanitary Sewer Availability Connection Charge District, determining the Water Street Special Sanitary Sewer Availability Connection Charge, expressing intent of the City to reimburse itself from proposed tax-exempt bond proceeds, and approving a budget amendment (Ward 2, District 3).

*Councilmember Noecker spoke in support and moved approval.*

**Adopted**

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

**Nay:** 0

**Absent:** 1 - Councilmember Yang

- 30**     [RES PH 23-24](#)     Authorizing the Office of Financial Empowerment to accept grant funds from Living Cities and to amend the financing and spending plan, in the amount of \$150,201, to support worker and community ownership strategies.

*Councilmember Jalali moved approval.*

**Adopted**

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

**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 Balenger moved approval.*

**Legislative Hearing Consent Agenda adopted as amended**

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

**Nay:** 0

**Absent:** 1 - Councilmember Yang

- 31**    [RLH RR 23-3](#)    Second Making finding on the appealed substantial abatement ordered for 288 AVON STREET NORTH in Council File RLH RR 22-50.

**Adopted as amended (nuisance abated)**

- 32**    [RLH SAO 23-9](#)    Appeal of John Weinand to a Summary Abatement Order at 1068 CHATSWORTH STREET NORTH.

**Adopted**

- 33**    [RLH FCO 23-2](#)    Appeal of Andrew Eisenhart, AJE & Co. LLC, to a Fire Inspection Correction Notice at 708 HAWTHORNE AVENUE EAST.

**Adopted**

- 34**    [RLH TA 22-228](#)    Ratifying the Appealed Special Tax Assessment for property at 1710 REANEY AVENUE. (File No. J2227A, Assessment No. 228532) (Amended File No. J2227A2, Assessment No. 228549)

**Adopted as amended (assessment reduced)**

- 35**    [RLH AR 22-104](#)    Ratifying the assessments for Property Clean Up services during August 1 to 18, 2022. (File No. J2305A, Assessment No. 238504)

**Adopted**

- 36 [RLH AR 22-105](#) Ratifying the assessments for Property Clean Up services during August 12 to 31, 2022. (File No. J2306A, Assessment No. 238505)  
Adopted

## ADJOURNMENT

Meeting ended at 4:10 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](mailto:Contact-Council@ci.stpaul.mn.us), [CouncilHearing@ci.stpaul.mn.us](mailto: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](http://www.stpaul.gov/council) or <https://forms.office.com/g/TD3xN7WHy5>.

### Council Meeting Information

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### Web

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