



# 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, April 26, 2023

3:30 PM

Council Chambers - 3rd Floor

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#### ROLL CALL

**Meeting started at 3:31 PM**

**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

#### COMMUNICATIONS & RECEIVE/FILE

- 1 [CO 23-21](#) Letter from the Department of Safety and Inspections declaring 455 Robert Street South a nuisance property. (For notification purposes only; public hearings will be scheduled at a later date if necessary.)  
**Received and Filed**
- 2 [CO 23-22](#) Letter from the Department of Safety and Inspections declaring 792 Rose Avenue East a nuisance property. (For notification purposes only; public hearings will be scheduled at a later date if necessary.)  
**Received and Filed**
- 3 [AO 23-48](#) Amending the 2023 spending budget in the Department of Public Works Snelling Midway Redevelopment accounting unit.  
**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 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

- 4     [RES 23-387](#)     Accepting a sanitary sewer easement from 2315 Highland Parkway LLC, Paster Doneda LLC, and Doneda Apartments LLC in conjunction with the redevelopment of property in the Highland Park community by Paster Properties.

**Adopted**

- 5     [RES 23-599](#)     Authorizing the Department of Parks and Recreation to be named as a Co-Applicant of Saint Paul Public Schools application to the Minnesota Department of Education, and if awarded, accept funds from Saint Paul Public Schools for the Flipside After School Program for Middle School aged youth, in an amount of up to \$7,500,000 for September 1, 2023-August 31, 2026.

**Adopted**

- 6     [RES 23-601](#)     Authorizing the Department of Parks and Recreation to accept donations of cookies from Girl Scouts, River Valleys, to be enjoyed by Recreation Center patrons.

**Adopted**

- 7     [RES 23-608](#)     Authorizing the appropriate personnel to enter into MnDOT Detour Agreement No. 1051906 for the Trunk Highway 5 (East Seventh and Minnehaha Avenue) project.

**Adopted**

- 8     [RES 23-612](#)     Approving assessment costs and setting date of City Council public hearing to ratify the assessment for installation of a fire protection system requested by John Rupp at 79 Western Avenue North. (Project No. FP2021-05, Assessment No. 217104).

**Adopted**

- 9     [RES 23-614](#)     Approving assessment costs and setting date of City Council public hearing to ratify the assessment for installation of a fire protection system requested by Nou Vang and Toua Xiong for specially assessing the costs of a fire protection system at 1079 Rice Street. (Project No. FP2021-04, Assessment No. 217103).

**Adopted**

- 10    [RES 23-617](#)     Approving the addition of an Entertainment (A) license to the existing Malt On Sale (Brewery Taproom), Liquor On Sale-Sunday, Malt Off Sale (Brewery) and Malt Off Sale (Small Brewery - 128 oz) licenses held by Gambit Brewing

Co., LLC d/b/a Gambit Brewing Co. (License ID #20220001740) for the premises located at 141 Fourth Street East, Suite LL2.

**Adopted**

- 11     [RES 23-618](#)     Approving the Memorandum of Agreement for the 2023 Wage and Fringe Adjustment between the City and the Operative Plasterers and Cement Masons International Association, Local No. 633.

**Laid over to May 3, 2023**

- 12     [RES 23-619](#)     Approving the Memorandum of Agreement for the 2023 Wage and Fringe Adjustment between the City and the International Association of Sheet Metal, Air, Rail and Transportation Workers, Local 10.

**Laid over to May 3, 2023**

- 13     [RES 23-621](#)     Approving adverse action against the Second-Hand Dealer (Comp/Elec) license application submitted by Angkor Phone Trader, LLC d/b/a Angkor Trader (License ID# 20220001362) for the premises located at 422 University Avenue West, Unit 4.

**Adopted**

- 14     [RES 23-623](#)     Approving adverse action against the Liquor On Sale-100 seats or less and the Liquor On Sale-Sunday license applications submitted by Fasika, Inc. d/b/a Fasika Ethiopian Restaurant (License ID# 20010000419) for the premises located at 510 Snelling Avenue North.

**Adopted**

- 15     [RES 23-624](#)     Approving adverse action against the Auto Repair Garage license held by Pronto Auto Repair, Inc. d/b/a Pronto Auto Repair (License ID #20130001947) for the premises located at 1054 Payne Avenue.

**Adopted**

- 16     [RES 23-628](#)     Authorizing the City to transfer \$2,222,897 of American Rescue Plan funds from the 30% AMI Deeply Affordable Housing account to a specific account for the Farwell Yards project.

**Adopted**

- 17     [RES 23-629](#)     Approving Ordinance Permit 20220010601 for Sanitary Sewer Infrastructure Installed by Alliant Engineering, Inc. for Pulte Model Homes.

**Adopted**

- 18     [RES 23-630](#)     Authorizing use of a Project Labor Agreement (PLA) for the Plato Apartments at Farwell Yards Project at 115 Plato Boulevard West (District 3, Ward 2).

**Adopted**

- 19     [RES 23-634](#)     Authorizing the City to enter into a Joint Powers Agreement, on behalf of the Police Department, with the State of Minnesota, on behalf of the Bureau of

Criminal Apprehension (BCA) to participate as a member of the MN Financial Crimes Task Force.

**Adopted**

- 20     [RES 23-635](#)     Approving the application with no new conditions added, per the Legislative Hearing Officer, for University of Saint Thomas (License ID # 20110002908), d/b/a same, to apply for an Expansion of Service Area for the Liquor On Sale - 291 or more Seats licenses located at 2115 Summit Avenue.

**Adopted**

- 21     [RES 23-639](#)     Approving a Liquor On Sale-181-290 Seats, a Liquor On Sale-Sunday, a Liquor On Sale-2AM Closing, an Entertainment (B) and a Gambling Location license to Lennon Enterprise, Inc. d/b/a Half Time Rec (License ID #20230000324) for the premises located at 1013 Front Avenue.

**Adopted**

- 22     [RES 23-644](#)     Reciting a proposal for a Housing Finance Program for a multifamily rental housing development, approving the project and the program pursuant to Minnesota Statutes, Chapter 462C, authorizing the Housing and Redevelopment Authority to issue conduit multifamily housing revenue obligations and authorizing the preparation of necessary documents and materials in connection with said project and program, Farwell Yards Project to be located at 115 Plato Boulevard West (District 3, Ward 2).

**Adopted**

- 23     [RES 23-653](#)     Authorizing the Office of Financial Services to apply for grant funds of \$50,000 from the Public Finance Initiative to advance racial equity work in public finance.

**Adopted**

- 24     [Min 23-20](#)     Approving the minutes of the Saint Paul City Council meetings of May 4, 11, 18, and 25, 2022.

**Adopted**

- 25     [RES 23-527](#)     Approving the Memorandum of Agreement for the 2023 Wage and Fringe Adjustment between the City and the Bricklayers and Allied Craftworkers Local Union 1 Minnesota/North Dakota.

**Adopted**

- 26     [RES 23-572](#)     Approving the Memorandum of Agreement for the 2023 Wage and Fringe Adjustment between the City and the United Association of Pipefitters Local No. 455.

**Adopted**

**FOR DISCUSSION**

- 27     [RES 23-536](#)     Approving the application with conditions, per the Legislative Hearing Officer for Clairview Holdings LLC (License ID #19980003516), d/b/a Groveland Tap, located at 1834 St. Clair Avenue, to add a new Liquor Outdoor Service Area (Patio) and expand the indoor On-Sale Liquor Service Area licenses to the existing Malt On-Sale Strong and Wine On-Sale licenses. (amended and laid over from April 19, 2023)
- Councilmember Tolbert moved approval.*
- Adopted**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali, Councilmember Yang and Councilmember Balenger
- Nay:** 0
- 28     [RES 23-566](#)     Approving adverse action against the Cigarette/Tobacco License held by KMH Retail LLC d/b/a Mini Pac (License ID# 20210000750), at 1184 Maryland Avenue East. (Licensee's Attorney will speak to City Council on licensee's behalf) (laid over from April 26, 2023)
- Therese Skarda, Assistant City Attorney, gave a staff report.*
- Councilmember Yang moved approval. Adopted 7-0.*
- It was later realized that the license holder's attorney was unable to attend due to a scheduling error, and the matter was reconsidered later in the meeting.*
- Yang moved to lay over for one week.*
- Laid over to May 3, 2023 (Item was initially adopted but then reconsidered later in the meeting for the layover)**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali, Councilmember Yang and Councilmember Balenger
- Nay:** 0
- 29     [RES 23-591](#)     Approving adverse action against the Tobacco Shop License held by Mohammed Ibrahim & Ali Abdullane d/b/a Annapolis Super USA #002 (License ID# 20160003307), at 1333 Thomas Avenue. (Licensee will speak to Council on his own behalf) (Laid over from April 26, 2023)
- Therese Skarda, Assistant City Attorney, gave a staff report. In noting the license holder's absence, Skarda acknowledged a scheduling error that caused that absence. She then asked the Council to lay the matter over for one week so the license holder could speak to them.*
- Councilmember Yang moved to lay over for one week.*
- Laid over to May 3, 2023**

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

**Nay:** 0

## SUSPENSION ITEM

### [RES 23-647](#)

Authorizing the proper City Staff to execute the contract for collection of recyclables from residential properties and municipal facilities with Neighborhood Recycling Corp. d/b/a Eureka Recycling. (Laid over from April 26, 2023)

*Council President Brendmoen moved to lay over for two weeks.*

**Laid over to May 10, 2023**

## 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 second reading.

### First Reading

### 30 [Ord 23-21](#)

Granting the application of Lucky 888 LLC to rezone property at 1416-1418 Grand Avenue from OS office-service to T2 traditional neighborhood and amending Chapter 60 of the Legislative Code pertaining to the zoning map.

*Councilmember Tolbert gave remarks.*

**Laid over to May 3, 2023 for Second Reading**

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

**Nay:** 0

## PUBLIC HEARINGS

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

### 31 [Ord 23-22](#)

Amending Chapter 225 of the Legislative Code relating to weapons. (laid over from May 3, 2023)

*Paul Ford, Deputy Police Chief, gave a staff report.*

*Isaac Russel spoke during the public hearing.*

*Sheldon Burkowitz spoke during the public hearing.*

*Rolf Olson spoke during the public hearing.*

*Tom Kottke spoke during the public hearing.*

*Mary Beth Becker-Law spoke during the public hearing via call-in.*

*Emily Benzie spoke during the public hearing.*

*Maddie Muse spoke during the public hearing.*

*Anne LeDuke spoke during the public hearing.*

*Chandler Piestroz spoke during the public hearing via call-in.*

*Marit Brock spoke during the public hearing.*

*Anna Brock spoke during the public hearing.*

*David Borton spoke during the public hearing.*

*Dave Thune spoke during the public hearing.*

*Marsha Allen spoke during the public hearing.*

*Councilmember Noecker spoke in support.*

*Councilmember Yang spoke in support.*

*Councilmember Prince spoke in support.*

*Councilmember Jalali spoke in support.*

*Councilmember Tolbert spoke in support.*

*Councilmember Balenger spoke in support.*

*Council President Brendmoen spoke in support.*

*Noecker moved to close the public hearing.*

**Laid over to May 3, 2023 for Final Adoption**

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

**Nay:** 0

**32**     [RES PH 23-97](#)

Authorizing the City on behalf of the Police Department to accept and amend the Special Fund for \$34,865 in funds from the Minnesota Department of Public Safety for the 2023 Pathways to Policing grant.

*Councilmember Tolbert moved approval.*

**Adopted**

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

**Nay:** 0

- 33**     [RES PH 23-81](#)     Amending the financing and spending plans in the Fire Department in the amount of \$115,850.04 for the Minnesota Task Force One (MNTF1) reimbursement from the City of Edina.

*Councilmember Yang moved approval.*

**Adopted**

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

**Nay:** 0

- 34**     [RES PH 23-90](#)     Approving the application of Dual Citizen Brewing for a sound level variance in order to present amplified sound on Saturdays, June 3, July 8 and August 12, 2023 at 725 Raymond Avenue.

*Councilmember Jalali moved approval.*

**Adopted**

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

**Nay:** 0

- 35**     [RES PH 23-92](#)     Approving the application of Macalester College for a sound level variance in order to present amplified sound on May 12-13, 2023 at 179 Snelling Avenue South - Macalester Stadium.

*Councilmember Tolbert 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**

- 36**     [RLH RR 23-18](#)     Fourth Making finding on the appealed substantial abatement ordered for 318 EDMUND AVENUE in Council File RLH RR 21-11

*Laid over one week to make determination on recommendation to either demolish the building or require a new \$5,000 performance deposit, forfeit \$5,000 of existing performance deposit, and hire a general contractor to manage work going forward.*

*Also in attendance: Aychoeun Tea, appellant*

*Marcia Moermond, Legislative Hearing Officer: This was originally in front of you on April 21, 2021. You laid this over a couple times to give a total of 4 months for the initial plan and evidence of financing. You heard it again after 6 months elapsed and progress was at 40%. 6 months later you heard it again and progress was at 40-45% according to the inspector. The most recent finding, 90 days after that, is that progress at 45-50%. In considering this, you increased the performance deposit from \$5,000 to \$10,000. In this most recent round, I was reviewing your order from December and needing to make a finding and recommendation to you. The finding is that the nuisance condition is not abated. The finish line is a certificate of code compliance. In the resolution you adopted in December, you indicated that a failure to meet this deadline would result in demolition and forfeiture of the \$10,000 performance deposit. I had a Legislative Hearing scheduled for 2 weeks ago, and Ms. Tea did not attend. She stopped by the office later that day and indicated that she did not understand the time and slept through it. She did attend the hearing yesterday. She did not have any of the things that were asked of her for the Council to consider her request for more time to finish the rehabilitation. Attached to the record is a letter from our office that is highlighted and incredibly clear about what should have been done, including a work plan and financial information. I will also state for the record that this is not her property, it is her son's property.*

*Council President Brendmoen: If it's not her property, why do we engage on this? How do we draw distinctions with parties and ownership?*

*Moermond: I don't have an answer on that. All I can say is that she has been acting on her son's behalf, such as providing information on her son's bank account. They do seem to be operating in cooperation. I have never met the property owner. Aychoeun Tea is his mom. On the overhead you can see the recommendation is highlighted. We were clear about what was needed. At the hearing yesterday and up to that point, there was no plan or evidence of financing. At 3pm this afternoon, Aychoeun Tea arrived at our office with an affidavit of available funds. We ask for evidence of financing in terms of needing a bank account with a name on it that has the necessary money or a construction line of credit. This affidavit is a promise but still not evidence of money. Ms. Tea then called her bank and then, with our staff helping her, had her bank fax in a statement showing that she has money to complete the rehabilitation. She also handed me a work plan at 3:45pm that I have not had a chance to review. She says everything's been paid for, but I don't have evidence of that. What I have are trades permits that aren't finalized. The building inspector says it is 55% completed. After 2 years, that is bad. That is also an unenviable position in terms of demolition, since money has been put in. Commitments that have been made in the 4 times I have looked at the property (and other properties Ms. Tea owns, we have gone through this before) have not been followed through on. She has put forward plans and money and the work has not been done. It is disrespectful to this process to knowingly and continuously provide plans and evidence of financing that do not pan out to get the job done. Plan after plan says they will, and then excuse after excuse gets old after 2 years. What's in front of you in the resolution is an ask to forfeit the \$10,000 deposit and order the building removed. An alternative, should you wish to consider it, would be to forfeit \$5,000 of the deposit and require an additional \$5,000 deposit. It would require a general contractor to be hired to develop a plan and manage construction*

decisions, that responsibility for work be taken away from Ms. Tea and the property owner and assigned to a 3rd party. The work place would require clear statements of getting contractors paid and getting permits finalized. If you wanted to go this other route, I would ask for a 2 week layover to give time to hire a general contractor. That indicates a finding of no confidence in Ms. Tea and the owner, but does give one last chance to get the work done. I'm looking at this plan at 3:45pm today and it was written on our conference room table. This is not...

*Brendmoen: The building has been vacant how long?*

*Moermond: It has been vacant since 2012. The last sales transaction was in 2013 for \$10,000.*

*Brendmoen: So it's been registered vacant for 11 years? I bring that up to highlight those who live near the property.*

*Tea: I'm doing this for my son... I have tried to fix this house. I'm the one who took his money to buy this house... I want to show you photos...*

*Brendmoen: Just to clarify, the owner lives in Minneapolis and not this property.*

*Tea: My son has problems and this is why I do everything for him, so he can have a house to live in. He is not here because he has problems... Your paperwork took so long and you approved me doing work in the winter. How am I supposed to do work then? Every time you approve it is in the winter. 55% is not correct.*

*Brendmoen: What is your request?*

*Tea: I want more time. The house is almost done. Brand new windows and front door. New deck. Bathroom has new toilet and new sink.*

*Brendmoen: You're out of time. What is your ask?*

*Tea: I need more time to finish the work.*

*Brendmoen: Thank you.*

*Councilmember Balenger moved to close the public hearing. Approved 7-0.*

*Moermond: The photographs Ms. Tea showed are attached to the record on your computers.*

*Balenger: I move to give one week to see that the work has been done and see where it stands in terms of completion, and make a determination next week.*

*Brendmoen: I would support that, given the information that just came in.*

**Public hearing closed and laid over to May 3, 2023**

**37**     [RLH RR 22-55](#)

Ordering the rehabilitation or razing and removal of the structures at 1366 FREMONT AVENUE within fifteen (15) days after the October 26, 2022, City Council Public Hearing. (Amend to remove 15 days)

*Removal ordered within 15 days.*

*Also in attendance: Samuel Coleman, attorney for Wells Fargo Bank*

*Marcia Moermond, Legislative Hearing Officer: This was originally in front of you on October 26, 2022. I've had 5 legislative hearings on this since you last saw it. This is a case with a foreclosure where we have been trying to figure out of Wells Fargo, who is foreclosing on the property, intends to rehabilitate or remove the structures, and then make a path forward. I received 2 documents to draw to your attention. One is a letter stating: "At this time, Wells Fargo intends to rehabilitate the subject property to bring it into compliance with city and state building regulations. My client's position may change once a comprehensive inspection is conducted by the city, but my client is absolutely committed to proceeding with the city inspection and completing the pending foreclosure. As detailed below, the property should now be in such a state that a city inspection may be performed. Arrangements are also in place to have a private contractor provide a rehabilitation estimate completed as soon as possible. We request some additional time to follow through on these intentions." I would note that the original application for a code compliance inspection was made in January. The inspector went out and the house and accessory structures were full. I think we all know what I mean by that. It does have a bid for doing the work. It has a few photos attached showing that it was still full on March 29 but then cleaned out when photos were taken on April 5. We do not have a code compliance inspection report, but we do have a bid for \$20,600, despite the absence of a code compliance inspection. I would not accept that, since it is not known what work needs to be done. We also still lack a commitment on rehabilitation. In my experience doing this work, an owner in an instance like this is doing a calculation on loss mitigation: "What is the best way out and keep your client as whole as possible." There needs to be an analysis of whether it's financially in their interest to do it. The bid we have does not tell me that. It's been since October on this, and only now do I have a bid that isn't acceptable. My recommendation is that if the appellant doesn't demonstrate a real commitment, not a qualified "if" commitment... I need something like that to process for you to put together a package that you would require for rehabilitation.*

*Council President Brendmoen: How long has this been a vacant building?*

*Moermond: It became registered vacant in August of 2020. The owner died in 2019. Noting the time, it did get caught in the foreclosure moratorium during COVID. Things are backed up, but even still we have known about this property. It has been boarded and secured multiple times. The bank has not completed the foreclosure process, so ownership is still with the estate of the deceased, though I can be corrected on that.*

*Councilmember Prince: I am concerned about the estimate for the bid not being based on a code compliance inspection and being done from New Hampshire and just based on photos. I cannot imagine that is accurate. So before us is the decision to demolish?*

*Moermond: My recommendation is the razing and removal of the structures, lacking a plan or commitment to rehabilitate the property. To the best of my knowledge, there has not been any analysis at Wells Fargo to make that decision.*

*Coleman: I want to point out that this property is in the foreclosure process and Wells Fargo is not the owner. In the letter I submitted (same as referenced earlier by Moermond), there have been difficulties with this property. The owners are deceased and the heirs don't want anything to do with the property. Wells Fargo as a secured lender is the only party trying to prevent demolition, but we don't have the same rights*

as an owner. The letter outlined the process of getting personal property moved into storage. I had to get a court order to allow people to go in and move a bunch of junk into pod storages. As also pointed out, there was a title error in the foreclosure. It should have been done quite some time ago, but the title report we used was missing a defendant. I appreciate the time Moermond has given us, and would like an additional 6 months. We do have a foreclosure sale scheduled for June 13, and then an action to reduce the redemption period from 1 year to 5 weeks, which would put us in ownership in July to start rehabilitation thereafter. I received the bid at 9am this morning. My client was scrambling to get a ballpark estimate on the rehab cost. I was pleasantly surprised by the bid amount, but I also cannot tell you 100% that my client will rehabilitate the property. That may change. Wells Fargo has spent a lot of money up to this point in the foreclosure process, getting junk out, and getting court orders. We have demonstrated a true commitment up to this point. If this estimate doubles to \$40,000, based on the property value, I think it would make sense to rehabilitate the property.

Brendmoen: Have you been out there?

Coleman: Several times. I was out there when the photos were taken when it was full of junk, and I was there on April 5 or 6 when it was better. A lot of junk has been moved. If Wells Fargo was in title now, I would understand wanting to raze this place. We are doing the best we can. I am dealing with a corporate bureaucracy which can sometimes move a little slow.

Prince moved to close the public hearing. Approved 7-0.

Prince: I am frustrated. I read your letter from April 7 that you would have someone visiting the property hopefully this month, and it was just this morning that we got a bid based on nothing but photos that were looked at in New Hampshire. It has been months to get to this point. At any point, you were responsible for that property and could have gotten someone there sooner or could have emptied it sooner to get the code compliance inspection. It's one thing when we have to do this with a private citizen with limited means, which is often the case, but here we have Wells Fargo in a case we saw back in October. I don't understand why you're owed any more time or patience. You haven't done anything to make a decision on cost effectiveness of rehab vs. removal. You could have done that any time in the last 7 months.

Coleman: There was a lot of junk there. In terms of getting a good inspection, that needed to be done. Moving the junk took longer. I advised my client to get a court order because they are not owners of the property and the owner's property was there. I wanted the safety of a court order before proceeding. You can always say people need to move faster. I am certainly guilty of not moving fast enough.

Prince: You're representing one of the largest banking corporations in the United States, so it's hard for us to understand why this has been so hard for you to do. My inclination is to say you're out of time and you'll have some grace period to figure it out, but I'm not inclined to give you more time. I have been out to the property. I would be astonished if the mess out there could be rehabilitated with \$40,000, as you imagine it could. We see these things all the time. We were not born yesterday. You represent a very large institution that has the means to deal with this. This is on the East Side, where we expect our corporate neighbors to be good neighbors, and Wells Fargo has not been that for this neighborhood. Any other thoughts?

Brendmoen: It sounds like you're going towards the recommendation of the hearing

*officer. I would just say that the pressure seems to be benefiting Council and Wells Fargo. I support this motion to put a timer on the end of this. It seems like Wells Fargo could use the pressure to move this along.*

*Prince: I move the recommendation of the hearing officer.*

**Adopted as amended (remove within 15 days)**

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

**Nay:** 0

- 40**     [RLH RR 23-10](#)     Ordering the rehabilitation or razing and removal of the structures at 1117 JENKS AVENUE within fifteen (15) days after the April 19, 2023, City Council Public Hearing. (To refer back to July 11, 2023 Legislative Hearing)

*Public hearing continued for one week.*

*Marcia Moermond, Legislative Hearing Officer: The request is to continue this public hearing for one week in order to review my recommendation more thoroughly at the ward level.*

*Councilmember Yang moved to continue the public hearing for one week.*

**Public hearing continued to May 3, 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

- 38**     [RLH VBR 23-16](#)     Appeal of David Sprangers to a Vacant Building Registration Requirement at 1859 GRAND AVENUE.

**Adopted**

- 39 [RLH RR 23-17](#) First Making finding on the appealed substantial abatement ordered for 39 HILLTOP LANE in Council File RLH RR 22-53.  
**Adopted**
- 41 [RLH RR 23-15](#) Third Making finding on the appealed substantial abatement ordered for 655 JESSAMINE AVENUE EAST in Council File RLH RR 22-51.  
**Public hearing continued to May 10, 2023**
- 42 [RLH VO 23-14](#) Appeal of Arnold Kampa to a Fire Certificate of Occupancy Revocation and Order to Vacate at 1084 LARPENTEUR AVENUE WEST.  
**Adopted**
- 43 [RLH VO 23-16](#) Appeal of Monica Mogren to a Revocation of Fire Certificate of Occupancy and Order to Vacate at 1604 MARGARET STREET. (To refer to August 1, 2023 Legislative Hearing)  
  
**Referred to August 1, 2023 Legislative Hearing**
- 44 [RLH RR 23-12](#) Third Making finding on the appealed substantial abatement ordered for 595 PARK STREET in Council File RLH RR 21-27  
**Adopted**
- 45 [RLH VBR 23-15](#) Appeal of Jason Vang, on behalf of Naw Reh, doing business as Karen and Hmong Market, LLC, to a Vacant Building Registration Requirement at 1648 RICE STREET.  
**Adopted**
- 46 [RLH RR 23-9](#) Ordering the rehabilitation or razing and removal of the structures at 2120 ROSE AVENUE EAST within fifteen (15) days after the April 5, 2023, City Council Public Hearing. (Amend to grant 180 days)  
  
**Adopted as amended (granted 180 days)**
- 47 [RLH RR 23-19](#) Making finding on the appealed substantial abatement ordered for 1457 THIRD STREET EAST in Council File RLH RR 22-24. (Legislative Hearing on April 25, 2023)  
  
**Public hearing continued to May 10, 2023**

**ADJOURNMENT****Meeting ended at 5:18 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**

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 mobile devices to review the files during the meeting. Using a mobile device 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](http://www.stpaul.gov/council) for meeting videos and updated copies of the agendas, minutes, and supporting documents.

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