City of Saint Paul

City Hall and Court House
15 West Kellogg Boulevard
Council Chambers - 3rd Floor
651-266-8560

Meeting Minutes

City Council

Council President Mitra Jalali
Vice President HwaJeong Kim
Councilmember Anika Bowie
Councilmember Cheniqua Johnson
Councilmember Saura Jost
Councilmember Rebecca Noecker
Councilmember Nelsie Yang

Wednesday, November 13, 2024 **3:30 PM** **Council Chambers - 3rd Floor**

ROLL CALL

Meeting started at 3:35 PM

Present 6 - Councilmember Rebecca Noecker, Councilmember Mitra Jalali, Councilmember Nelsie Yang, Councilmember Anika Bowie, Councilmember Saura Jost and Councilmember Cheniqua Johnson

Absent 1 - Councilmember HwaJeong Kim

COMMUNICATIONS & RECEIVE/FILE

1 AO 24-79 Amending the Department of Public Works General Fund spending budget for transferring funding to the 2024 Bicycle Facility Improvements Program.

Received and Filed

ROLL CALL

Present 7 - Councilmember Rebecca Noecker, Councilmember Mitra Jalali, Councilmember Nelsie Yang, Councilmember HwaJeong Kim, Councilmember Anika Bowie, Councilmember Saura Jost and Councilmember Cheniqua Johnson

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

Council President Jalali stated that Item 4 would be taken separately.

Councilmember Yang moved approval.

Consent Agenda adopted as amended

Yea: 7 - Councilmember Noecker, Councilmember Jalali, Councilmember Yang, Councilmember Kim, Councilmember Bowie, Councilmember Jost and Councilmember Johnson

Nay: 0

2 RES 24-1591 Approving the use of grant funds through the Ward 3 Neighborhood STAR Year-Round Program for Xiong & Xiong LLC DBA X2 Pastries.

Adopted

3 RES 24-1625 Approving the application for change of ownership to the Wine On Sale and Malt On Sale (Strong) license now held by Christopher & Daphne LLC d/b/a Mandalay Kitchen (License ID #20240000265) for the premises located at 383 University Avenue West.

Adopted

5 RES 24-1630 Approving the Mayor's appointment of Elena Lodhaseng, Olivia Robins, and Sernay Than to the Business Review Council.

Adopted

6 RES 24-1633 Approving the Mayor's appointment of Mui M Da and Kaitlyn Hang to the Human Rights and Equal Economic Opportunity Commission.

Adopted

7 RES 24-1634 Approving the Mayor's appointments of Kasia Yang and Alexis Lor to the Labor Standards Advisory Committee.

Adopted

8 RES 24-1635 Approving the Mayor's appointments of Eh Ler, Makayla McCaster, and Zaryah Mosby to the Neighborhood Safety Community Council.

Adopted

9 RES 24-1645 Authorizing the Police Department ("SPPD") to accept a Grant from the Minnesota Department of Public Safety (DPS), Intensive Comprehensive Police Officer Education and Training (ICPOET) Program.

Adopted

10 RES 24-1650 Approving the Memorandum of Agreement between the City and Sprinkler Fitters Local Union No. 417 in order to provide clarification to the Plumbers and Sprinkler Fitters collective bargaining agreement relating to Appendix F for the Fire Protective Systems Inspector classification.

Laid over to November 20, 2024

11 RES 24-1652 Approving a Second Hand Dealer - Motor Vehicle - New Location license to Tiger Martin Collection LLC d/b/a M & A Auto Sales (License ID 20240001721) for the premises located at 780 Rice Street.

Adopted

12 RES 24-1662 Approving the agreement for transfer of Saint Paul Police employee

Michael D. Whisler to the Ramsey County Sheriff's Office (January 1, 2025 - December 31, 2025).

Adopted

13 RES 24-1664 Authorizing the Department of Parks and Recreation to apply for up to $80,000, with no funding match required from the City, from Age-Friendly Minnesota for the Engaging Aging Saint Paul Project.

Adopted

14 RES 24-1665 Approving the election of Gary Grabko to the Administrative Committee of the Pension Plan of the Housing and Redevelopment Authority.

Adopted

15 RES 24-1670 Authorizing the City to acquire 10 temporary construction easements from properties along the Robert Street Corridor (between Kellogg Boulevard and 11th Street) for the purpose of 2025 construction staging and sidewalk placement.

Adopted

16 RES 24-1595 Changing the rate of pay for DSI Fire Safety Inspector II, EG 02, AFSCME Technical.

Adopted

17 RES 24-1596 Changing the rate of pay for DSI Fire Safety Inspector III, EG 02, AFSCME Technical.

Adopted

FOR DISCUSSION

4 RES 24-1629 Approving the Mayor’s appointments of Paw Mu Thaw and Rory Vang to a two-year term on the Advisory Committee on Aging.

Stephany Lopez, Youth Leadership Program Manager for Youth on Boards, gave remarks.

Kasia Yang, serving on the Labor Standards Advisory Committee, introduced themselves.

Paw Mu Thaw, serving on the Advisory Committee on Aging, introduced themselves.

Al Reiter, serving on the Climate Justice Advisory Board, introduced themselves.

Rory Vang, serving on the Advisory Committee on Aging, introduced themselves.

Lopez gave additional remarks.

Aliyah Yang , serving on the Parks and Recreation Commission, introduced themselves.

Councilmember Yang spoke in support and moved approval.

Adopted

Yea: 7 - Councilmember Noecker, Councilmember Jalali, Councilmember Yang, Councilmember Kim, Councilmember Bowie, Councilmember Jost and Councilmember Johnson

Nay: 0

18 RES 24-1651 Authorizing the issuance and sale of Recycling and Solid Waste Revenue Bonds, Series 2024E; awarding the sale thereof to the purchaser named herein; and fixing the form and specifications of the Recycling and Solid Waste Revenue Bonds, Series 2024E and providing the requirement for future parity revenue bonds.

Neal Younghans from the Office of Financial Services gave a staff report.

Councilmember Johnson moved approval.

Adopted as amended

Yea: 7 - Councilmember Noecker, Councilmember Jalali, Councilmember Yang, Councilmember Kim, Councilmember Bowie, Councilmember Jost and Councilmember Johnson

Nay: 0

19 SR 24-192 Fire Department Suboxone Program Update.

Assistant Emergency Medical Services (EMS) Chief Steven Sampson gave a staff report and answered councilmember questions alongside EMS Doctor Aaron Burnett.

Received and Filed

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.

Final Adoption

20 Ord 24-32 Amending the gas and electric franchises granted by the City to Northern States Power Company, a Minnesota corporation ("Company").

Council President Jalali moved Version 2. Approved 7-0.

Councilmember Jost spoke in support.

Councilmember Yang moved Version 3.

Councilmember Noecker spoke in support of Yang's amendment.

Councilmember Bowie spoke against Yang's amendment.

Councilmember Johnson spoke in support of Yang's amendment.

Councilmember Kim spoke in support of Yang's amendment.

Jalali spoke against Yang's amendment.

Version 3 approved 4-3 (those opposed being Bowie, Jost, and Jalali).

Jost moved to lay over for one week.

Amended and laid over to November 20, 2024 for Final Adoption

Yea: 7 - Councilmember Noecker, Councilmember Jalali, Councilmember Yang, Councilmember Kim, Councilmember Bowie, Councilmember Jost and Councilmember Johnson

Nay: 0

First Reading

21 Ord 24-34 Amending Chapter 324.04 of the Legislative Code to allow a Tobacco Shop or Tobacco Product Shop licensee to relocate within a Shopping Center or the Same Parcel of Property under certain circumstances. (To be withdrawn)

Councilmember Jost described the ordinance change.

Laid over to November 20, 2024 for Second Reading

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

22 Ord 24-26 Amending Chapters 65 and 66 of the Legislative Code pertaining to drive-through sales and services and walk-up service windows.

Timotei Chas and El Davis-Gruene spoke during the public hearing.

Jill Sims spoke during the public hearing.

Freeman Boda spoke during the public hearing.

Kaleb McCulloch spoke during the public hearing.

Everett Dalton spoke during the public hearing.

Anna Hover spoke during the public hearing.

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

Councilmember Noecker moved to lay over to September 3, 2025.

Councilmember Yang asked about opportunities for public comment.

Council President Jalali spoke against the layover motion.

Noecker changed her motion to reopen the public hearing and lay over to September 3, 2025.

Councilmember Bowie spoke in favor of the layover motion.

Councilmember Johnson spoke in favor of the layover motion.

Yang spoke in favor of the layover motion.

Noecker renewed her motion.

Public hearing continued to September 3, 2025 for Final Adoption

Yea: 6 - Councilmember Noecker, Councilmember Yang, Councilmember Kim, Councilmember Bowie, Councilmember Jost and Councilmember Johnson

Nay: 1 - Councilmember Jalali

23 Ord 24-33 Granting the application of Church of St. Pascal Baylon to rezone property at 470 White Bear Avenue North from H2 residential district to RM2 medium-density multiple family residential district and amending Chapter 60 of the Legislative Code pertaining to the Zoning Map.

13 people spoke during the public hearing.

Councilmember Johnson gave remarks and moved to continue the public hearing to December 4, 2024.

Public hearing continued to December 4, 2024 for Final Adoption

Yea: 7 - Councilmember Noecker, Councilmember Jalali, Councilmember Yang, Councilmember Kim, Councilmember Bowie, Councilmember Jost and Councilmember Johnson

Nay: 0

24 ABZA 24-3 Considering the appeal of GB Realty Acquisitions, LLC c/o McClay-Alton, PLLP to a decision of the Board of Zoning Appeals denying a variance request pertaining to a proposed rental storage use at 287 Sixth Street East.

Withdrawn

25 RES PH 24-274 Approving the application of Salvation Army Northern Division for a sound level variance in order to present amplified sound for the Annual “Tree of Lights” Light Program in Rice Park starting November 16, 2024 through January 5, 2025 at Rice Park - 109 Fourth Street West.

Dan Furry from the Salvation Army spoke during the public hearing.

Councilmember Noecker moved approval.

Adopted

Yea: 6 - Councilmember Noecker, Councilmember Jalali, Councilmember Yang, Councilmember Kim, Councilmember Jost and Councilmember Johnson

Nay: 0

Absent: 1 - Councilmember Bowie

26 RES PH 24-267 Amending the financing and spending plans in the Fire Department in the

amount of $89,200 for the 2024 Hazardous Materials Emergency Preparedness (HMEP) Grant.

Councilmember Kim moved approval.

Adopted

Yea: 5 - Councilmember Noecker, Councilmember Jalali, Councilmember Kim, Councilmember Jost and Councilmember Johnson

Nay: 0

Absent: 2 - Councilmember Yang and Councilmember Bowie

27 RES PH 24-276 Amending the financing and spending plans in the Fire Department in the amount of $350,000 for a contribution received from the Minnesota Board of Firefighter Training and Education (MBFTE) to pay for training and equipment for the Minnesota Aviation Rescue Team (MART) and helicopter training with the Minnesota State Patrol.

Councilmember Jost moved approval.

Adopted

Yea: 6 - Councilmember Noecker, Councilmember Jalali, Councilmember Kim, Councilmember Bowie, Councilmember Jost and Councilmember Johnson

Nay: 0

Absent: 1 - Councilmember Yang

28 RES PH 24-277 Amending the financing and spending plans in the Fire Department in the amount of $150,000 for a contribution received from the Minnesota State Fire Marshal Office and the Fire Service Advisory Committee to pay for training and equipment for the Minnesota Aviation Rescue Team (MART).

Councilmember Johnson moved approval.

Adopted

Yea: 6 - Councilmember Noecker, Councilmember Jalali, Councilmember Kim, Councilmember Bowie, Councilmember Jost and Councilmember Johnson

Nay: 0

Absent: 1 - Councilmember Yang

29 RES PH 24-268 Amending the financing and spending plans in the Fire Department's 2024 capital maintenance project budget for Fire Station 3.

Councilmember Bowie moved approval.

Adopted

Yea: 6 - Councilmember Noecker, Councilmember Jalali, Councilmember Kim, Councilmember Bowie, Councilmember Jost and Councilmember Johnson

Nay: 0

Absent: 1 - Councilmember Yang

30 RES PH 24-269 Amending the financing and spending plans in the General Government Capital Projects in the amount of $105,000 for the public art project at the Fire Department Headquarters/Station 1 building.

Councilmember Kim moved approval.

Adopted

Yea: 6 - Councilmember Noecker, Councilmember Jalali, Councilmember Kim, Councilmember Bowie, Councilmember Jost and Councilmember Johnson

Nay: 0

Absent: 1 - Councilmember Yang

31 RES PH 24-279 Authorizing the Police Department (SPPD) to accept the DWI/Traffic Safety Officer grants from the Minnesota Department of Public Safety and to amend the 2024 Grant Fund budget for these awards.

Councilmember Noecker moved approval.

Adopted

Yea: 6 - Councilmember Noecker, Councilmember Jalali, Councilmember Kim, Councilmember Bowie, Councilmember Jost and Councilmember Johnson

Nay: 0

Absent: 1 - Councilmember Yang

32 RES PH 24-280 Authorizing the Police Department (SPPD) to accept an amended award from the Minnesota Department of Public Safety (DPS) for the Intensive Comprehensive Police Officer Training (ICPOET) program, and to amend the 2024 Grant Fund Budget.

Councilmember Yang moved approval.

Adopted

Yea: 7 - Councilmember Noecker, Councilmember Jalali, Councilmember Yang, Councilmember Kim, Councilmember Bowie, Councilmember Jost and Councilmember Johnson

Nay: 0

33 RES PH 24-281 Amending the City's 2024 Capital Improvement Budget to allocate $6,789,929.00 of HOME-ARP funds. (Laid over from November 20, 2024)

Emma Sjostrom-Avise from the Office of Financial Services and Jaime Tincher from the Mayor's Office gave a staff report and answered councilmember questions.

Councilmember Bowie moved to lay over for one week.

Public hearing closed and laid over to November 20, 2024

Yea: 7 - Councilmember Noecker, Councilmember Jalali, Councilmember Yang, Councilmember Kim, Councilmember Bowie, Councilmember Jost and Councilmember Johnson

Nay: 0

34 RES PH 24-282 Approving and authorizing the adoption of a Fourth Amendment to Tax Increment Financing Plan for the Housing Tax Increment Financing District No. 2, the Shepard Davern Rental Housing Project (District 15, Ward 3).

Councilmember Noecker moved approval.

Adopted

Yea: 7 - Councilmember Noecker, Councilmember Jalali, Councilmember Yang, Councilmember Kim, Councilmember Bowie, Councilmember Jost and Councilmember Johnson

Nay: 0

LEGISLATIVE HEARING DISCUSSION ITEM

35 RLH RR 24-34 Ordering the rehabilitation or razing and removal of the structures at 674 MAGNOLIA AVENUE EAST within fifteen (15) days after the November 6, 2024, City Council Public Hearing. (Amend to remove within 15 days)

Referred to December 10, 2024 Legislative Hearing.

Marcia Moermond, Legislative Hearing Officer: The $5,000 performance deposit has been posted and the code compliance inspection application has been submitted. I ask that this be referred to Legislative Hearing on December 10, 2024.

Councilmember Yang: I move that recommendation.

Referred to December 10, 2024 Legislative Hearing

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 Johnson moved approval.

Legislative Hearing Consent Agenda adopted as amended

Yea: 7 - Councilmember Noecker, Councilmember Jalali, Councilmember Yang, Councilmember Kim, Councilmember Bowie, Councilmember Jost and Councilmember Johnson

Nay: 0

36 RLH RR 24-43 Fourth Making finding on the appealed substantial abatement ordered for 733 FAIRVIEW AVENUE NORTH in Council File RLH RR 24-26.

Public hearing continued to December 4, 2024

37 RLH SAO 24-70 Making finding on the appealed of Edward Albrecht to a nuisance abatement ordered for 1529 GRANTHAM STREET in Council File RLH SAO 24-52.

Adopted

38 RLH VO 24-33 Appeal of Jerry A. Brashier to a Revocation of Fire Certificate of Occupancy and Order to Vacate at 511 MINNEHAHA AVENUE EAST.

Referred to November 26, 2024 Legislative Hearing

39 RLH CO 24-10 Appeal of Jerry Brashier to a Correction Notice at 511 MINNEHAHA AVENUE EAST. (Public hearing continued to November 13, 2024)

Referred to November 26, 2024 Legislative Hearing

40 RLH CO 24-8 Appeal of Thomas Nelson & Ranettia Alexander-Nelson to a Correction Notice at 493 VAN BUREN AVENUE. (Public hearing continued to November 13, 2024)

Public hearing continued to December 11, 2024

ADJOURNMENT

Meeting ended at 6:59

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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