



City Hall and Court House
15 West Kellogg Boulevard

City of Saint Paul

Council Chambers - 3rd
Floor

651-266-8560

City Council Meeting Minutes - Final

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, December 11, 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 7 - Councilmember Amy Brendmoen, Councilmember Dai Thao, Councilmember Chris Tolbert, Councilmember Rebecca Noecker, Councilmember Jane L. Prince, Councilmember Mitra Jalali and Councilmember Kassim Busuri

COMMUNICATIONS & RECEIVE/FILE

- 1 **CO 19-62** Letters from the Department of Safety and Inspections declaring 1282 Hague Avenue and 174 Page Street West nuisance properties. (For notification purposes only; public hearings will be scheduled at a later date if necessary.)
Received and filed
- 2 **CO 19-64** The City previously published a notice of public hearing on a five-year street reconstruction plan and the intention to issue general obligation street reconstruction bonds. This hearing will not be held at the December 11, 2019 meeting and will be noticed for a public hearing at a future date.
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 3 - 11)

Councilmember Thao moved approval of the Consent Agenda.

Consent Agenda adopted

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

Nay: 0

- 3 RES 19-2122** Appointing Kennedy & Graven, Chartered and Ballard Spahr LLP as special counsel and authorizing Agreements for Outside Counsel Services with Kennedy & Graven, Chartered and Ballard Spahr LLP.
Adopted
- 4 RES 19-2079** Accepting a sidewalk easement from Ramsey County in conjunction with development at Regions Hospital.
Adopted
- 5 RES 19-2065** Changing the rate of pay for classifications in Grades 001, 002, 28H, and 31H of the Special Employment Salary Schedule 99; and Grade 001 of AFSCME Clerical, AFSCME Technical, and Tri-Council Laborers Salary Schedules.
Adopted
- 6 RES 19-2088** Accepting the gift of travel expenses from The United States Census Bureau for Toni Newborn and Christian Taylor to attend the Chicago Region Partner Briefing convening in Chicago, Illinois on October 28-30, 2019.
Adopted
- 7 RES 19-2137** Approving the Mayor's reappointments of John Cardoza, Gy Vameng Chajili, and Pete Verdeja to the Saint Paul Public Housing Agency board of commissioners.
Adopted
- 8 RES 19-2063** Authorizing the Department of Parks and Recreation to apply for, and if awarded, accept a grant of \$2,200 from the National Environmental Education Foundation for the purchase of tools, materials and supplies for the Department's volunteer program to improve and conserve Saint Paul's natural areas.
Adopted
- 9 RES 19-2076** Approving the 2019 Round 2 Cultural Sales Tax Revitalization (STAR) Grant Program awards.
Adopted

- 10 **RES 19-2110** Authorizing the proper City officials to enter into a Joint Powers Agreement with Ramsey County for the administration of Emergency Solutions Grant fund.
Adopted
- 11 **RES 19-2071** Approving a waiver of the 45-day notice requirement to issue Liquor On Sale - 100 seats or less, Liquor On Sale - Sunday, Liquor - Outdoor Service Area (Sidewalk), Liquor - Outdoor Service Area (Patio), and Entertainment (A) licenses with conditions to 858 Payne LLC, d/b/a ESB-East Side Bar (License ID #20190003702) at 858 Payne Avenue.
Adopted

FOR DISCUSSION

BUDGET ITEMS

- 12 **RES PH 19-377** Setting the recycling service fee for 2020, and authorizing Public Works to request \$840,830 in SCORE grant funds from Ramsey County to support the curbside recycling program under contract with Eureka Recycling. (Public hearing held November 6)
Councilmember Tolbert moved approval of the resolution.
Adopted
Yea: 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Busuri
Nay: 0
- 13 **RES PH 19-378** Setting the Solid Waste Service Fee portion of the Recycling and Solid Waste Service Fee for 2020. (Public hearing held November 6)
Councilmember Jalali moved approval of the resolution.
Adopted
Yea: 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Busuri
Nay: 0
- 14 **RES PH 19-359** Setting the 2020 Sanitary Sewer and Storm Sewer rates. (Public hearing held November 6)
Councilmember Prince moved approval of the resolution.
Adopted

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

Nay: 0

- 15 RES PH 19-354** Establishing the Water Charges for 2020. (Public hearing held November 6)

Councilmember Tolbert moved approval of the resolution.

Adopted

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

Nay: 0

- 16 RES 19-2131** Approving the Saint Paul Regional Water Services 2020 Budget.

Councilmember Noecker moved approval of the resolution.

Adopted

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

Nay: 0

- 17 RES 19-2115** Approving the Saint Paul RiverCentre Convention and Visitors Authority 2020 Budget.

Councilmember Noecker moved approval of the resolution.

Adopted

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

Nay: 0

The City Council will recess and convene as the Library Board to consider RES 19-2106: Library Board Resolution Adopting 2020 Budget and Requesting Property Tax Financing.

The City Council recessed at 3:33 p.m.

The Library Board will adjourn, and the City Council will reconvene.

The City Council reconvened at 3:34 p.m.

- 18 **RES 19-2108** Approving and adopting the Saint Paul Public Library Agency Budget.
- Councilmember Prince moved approval of the resolution.*
- Adopted**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Busuri
- Nay:** 0
-
- 19 **RES 19-2126** Approving the final 2020 Housing and Redevelopment Authority (HRA) budget and certifying the final HRA property tax levy payable in 2020.
- Council President Brendmoen moved approval of the resolution.*
- Adopted**
- Yea:** 6 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Jalali and Councilmember Busuri
- Nay:** 1 - Councilmember Prince
-
- 20 **RES 19-2130** Approving the 2020 City Tax Levy.
- Susan Earle, Office of Financial Services, said the levy was a 5.85% increase over 2019, which was \$165,181,611, and included the City, the Library, the debt, and the levy on behalf of the St. Paul Port Authority.*
- Council President Brendmoen moved approval of the resolution.*
- Adopted**
- Yea:** 4 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker and Councilmember Jalali
- Nay:** 3 - Councilmember Thao, Councilmember Prince and Councilmember Busuri
-
- 21 **RES 19-2139** Adopting the 2020 Budget.
- Councilmember Jalali acknowledged the steps taken to open up the budget process to more community input at the front end, and to push for priorities in what ended up being a tougher budget year.*
- Councilmember Prince said she did not feel the proposed budget covered the basics and left needs in her ward unmet. She said she would be voting against it.*
- Councilmember Noecker thanked her colleagues for honest conversations even as they disagreed. She said she was pleased with both the outcome and the process leading to this budget.*
- Councilmember Thao said he would not be supporting the budget, although he felt it was a good budget overall. He said he didn't feel they should overburden the residents with taxes, and the funds from the sale of a parking lot for \$5 million were a missed opportunity to give the residents a break this year.*

Council President Brendmoen said they had tried over the last couple of years to engage at the front end, so when the budget was presented to them it reflected the priorities and values of the Council. She thanked the Mayor and staff for working with the Council as they changed their process. She thanked her colleagues for all of the time devoted to the budget, and she acknowledged Council Budget Officer Holly Huston, and Office of Financial Services staff.

Councilmember Tolbert said much of the budget was for vital services being provided now and that would continue to be provided. He thanked Council President Brendmoen. He said putting together a budget with limited resources and balancing services people demanded and needed was very difficult, and Council President Brendmoen had done a great job of threading that needle.

Councilmember Noecker moved approval of the resolution.

Adopted

Yea: 4 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker and Councilmember Jalali

Nay: 3 - Councilmember Thao, Councilmember Prince and Councilmember Busuri

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 19-71** Amending Chapter 24.03 of the Administrative Code related to financial disclosure requirements.

Councilmember Tolbert moved final adoption of the ordinance.

Adopted

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

Nay: 0

Second Reading

- 23 Ord 19-72** Amending Chapters 65 and 66 of the Legislative Code pertaining to hotel, motel, and inn.

Laid over to December 18 for third reading/public hearing

- 24 Ord 19-73** Granting the application of Blackstone 1, LLC to rezone property at 823 Englewood Avenue from R4 Single Family Residential to RT2 Townhouse Residential, and amending Chapter 60 of the Legislative Code pertaining to the zoning map.

Laid over to December 18 for third reading/public hearing

- 25 **Ord 19-74** Amending Chapter 2.02 of the Administrative Code by creating the Office of Financial Empowerment.
Laid over to December 18 for third reading/public hearing
- 26 **Ord 19-75** Amending Chapter 33 of the Saint Paul Legislative Code pertaining to Establishment of Permit Fees, Certificate of Compliance, and Fence Requirements.
Laid over to December 18 for third reading/public hearing
- 27 **Ord 19-78** Amending Chapter 310 of the Saint Paul Legislative Code pertaining to Uniform License Procedures as it relates to the License Fee Schedule.
Amended; laid over to December 18 for third reading/public hearing
Yea: 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Busuri
Nay: 0

First Reading

- 28 **Ord 19-76** Amending Chapter 199 of the Saint Paul Legislative Code pertaining to rabies control.
Laid over to December 18 for second reading
- 29 **Ord 19-77** Amending Chapter 200 of the Legislative Code updating and adding definitions, making owners of impounded animals responsible for veterinary, rabies, and microchipping fees required before release, and prohibiting the release of impounded animals without appropriate restraint.
Laid over to December 18 for second reading

PUBLIC HEARINGS

- 30 **RES PH 19-373** Amending the General Government Accounts grant budget by \$8,000 to cover 2014 flood-related Parks expense on Lilydale Bridge, an expense which will be reimbursed by FEMA and MN Department of Public Safety.
No one was present to testify. Councilmember Noecker moved to close the public hearing and approve the resolution.
Adopted
Yea: 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Busuri
Nay: 0

- 31 RES PH 19-404** Amending the financing and spending plans in the Fire Department for the Minnesota Task Force One team reimbursement from the City of Edina in the amount of \$21,132.19.
- No one was present to testify. Councilmember Jalali moved to close the public hearing and approve the resolution.*
- Adopted**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali 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 32 - 39)

No one was present to testify. Councilmember Thao 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 and Councilmember Busuri
- Nay:** 0

- 32 RLH FCO 19-98** Appeal of Ray Moore to a Correction Notice - Re-Inspection Complaint at 1258 ALBEMARLE STREET.
- Adopted**
- 33 RLH CO 19-17** Appeal of Kristin Sobota to a Correction Notice at 924 ELEANOR AVENUE.
- Adopted**
- 34 RLH SAO 19-57** Making finding on the appealed nuisance abatement ordered for 183 GENESEE STREET in Council File RLH SAO 19-53.
- Adopted**
- 35 RLH TA 19-912** Amending the previously ratified assessment to reduce the assessment for Collection of Delinquent Garbage Bills for services during April to June 2019 at 597 HAZEL STREET NORTH. (File No. CG1903E3, Assessment No. 190139)
- Adopted as amended (assessment reduced)**

- 36 **RLH VO 19-53** Appeal of Timothy McClellan & Kimberly Hafics to a Notice of
Condemnation as Unfit for Human Habitation and Order to Vacate at
1549 HAZEL STREET NORTH.
Adopted
- 37 **RLH RR 19-31** Making finding on the appealed substantial abatement ordered for 412
HOLLY AVENUE in Council File RLH RR 19-15.
Public hearing continued to December 18
- 38 **RLH FCO** Appeal of Jeff Langer to a Fire Certificate of Occupancy Approval With
19-111 Corrections at 949 IOWA AVENUE WEST.
Adopted as amended (extensions granted)
- 39 **RLH VO 19-51** Appeal of Jay Mitchell, on behalf of Quality Residences, to a Revocation
of Fire Certificate of Occupancy and Order to Vacate at 743 THIRD
STREET EAST.
Adopted as amended (extension granted)

SUSPENSION ITEM

Council President Brendmoen moved suspension of the rules.

Rules suspended

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

Nay: 0

RES 19-2148

Declaring December 11th, 2019 Donna May Sanders Day.

*Council President Brendmoen read the resolution honoring her executive assistant
Donna May Sanders on her retirement after 41 1/2 years of employment with the City.*

Council President Brendmoen moved approval of the resolution.

Adopted

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

Nay: 0

ADJOURNMENT

Council President Brendmoen adjourned the meeting.

Meeting adjourned at 4:05 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

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 for meeting videos and updated copies of the agendas, minutes, and supporting documents.

Cable

Meetings are live on St Paul Channel 18 and replayed on Thursdays at 5:30 p.m., Saturdays at 12:30 p.m., and Sundays at 1:00 p.m. (Subject to change)

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.