



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 18, 2019

3:30 PM

Council Chambers - 3rd Floor

ROLL CALL

The meeting was called to order by Council President Brendmoen at 3:31 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 19-72** Letters from the Department of Safety and Inspections declaring 134 Elizabeth Street East and 975 Marshall Avenue nuisance properties. (For notification purposes only; public hearings will be scheduled at a later date if necessary.)
Received and filed
- 2 **AO 19-66** Amending the 2019 spending budget for the Office of Technology and Communications.
Received and filed
- 3 **AO 19-73** Amending the 2019 budget for the Fire Department Fund 722 - Public Safety Garage to more accurately record expenditures.
Received and filed
- 4 **AO 19-74** Amending the 2019 general fund budget for the Fire Department to more accurately record expenditures.
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 5 - 36)

Councilmember Prince 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

- | | | |
|-----------|--------------------|---|
| 5 | RES 19-2142 | Appointing the firm of Moss & Barnett under the direction of Brian Grogan as special counsel representing the City of Saint Paul in the matter of City of Chicago, et al v. Federal Communications Commission and the United State of America.
Adopted |
| 6 | RES 19-2213 | Recognizing Bobby Kasper on his retirement as the Saint Paul Regional Labor Federation President.
Adopted |
| 7 | RES 19-2188 | Approving the proposed 2019 funding recommendations for the Community Organizations Partnership Program (COPP).
Adopted |
| 8 | RES 19-2013 | Adopting the City of Saint Paul Emergency Operations Plan (EOP) as the official City directive describing proper management of emergency incidents, natural disasters, and acts of terrorism that threaten the lives and property of residents, critical City infrastructure and facilities, and the well-being of the of the City and its neighborhoods.
Adopted |
| 9 | RES 19-2171 | Authorizing the Office of Financial Empowerment to apply for a \$400,000 grant from the Saint Paul Foundation to support program operations for CollegeBound Saint Paul.
Adopted |
| 10 | RES 19-2184 | Authorizing agreements with Securian Asset Management, Inc., Galliard Capital Management, RBC Global Asset Management (U.S) Inc., and Nuveen Asset Management for Investment Management Services.
Adopted |

- 11 **RES 19-2087** Approving the City's cost of providing Property Clean Up services during October 1 to 11, 2019, and setting date of Legislative Hearing for January 21, 2020 and City Council public hearing for March 4, 2020 to consider and levy the assessments against individual properties. (File No. J2009A, Assessment No. 208508)
Adopted
- 12 **RES 19-2089** Approving the City's cost of providing Property Clean Up services during October 14 to 31, 2019, and setting date of Legislative Hearing for January 21, 2020 and City Council public hearing for March 4, 2020 to consider and levy the assessments against individual properties. (File No. J2010A, Assessment No. 208509)
Adopted
- 13 **RES 19-2116** Approving the City's cost of providing Collection of Delinquent Garbage Bills for service during July to September 2019, and setting date of Legislative Hearing for January 16, 2020 and City Council public hearing for March 11, 2020 to consider and levy the assessments against individual properties. (File No. CG1904A1, Assessment No. 190144)
Adopted
- 14 **RES 19-2117** Approving the City's cost of providing Collection of Delinquent Garbage Bills for service during July to September 2019, and setting date of Legislative Hearing for January 16, 2020 and City Council public hearing for March 11, 2020 to consider and levy the assessments against individual properties. (File No. CG1904A2, Assessment No. 190145)
Adopted
- 15 **RES 19-2118** Approving the City's cost of providing Collection of Delinquent Garbage Bills for service during July to September 2019, and setting date of Legislative Hearing for January 16, 2020 and City Council public hearing for March 11, 2020 to consider and levy the assessments against individual properties. (File No. CG1904A3, Assessment No. 190146)
Adopted
- 16 **RES 19-2119** Approving the City's cost of providing Collection of Delinquent Garbage Bills for service during July to September 2019, and setting date of Legislative Hearing for January 16, 2020 and City Council public hearing for March 11, 2020 to consider and levy the assessments against individual properties. (File No. CG1904A4, Assessment No. 190147)
Adopted

- 17 **RES 19-2120** Approving the City's cost of providing Collection of Delinquent Garbage Bills for service during July to September 2019, and setting date of Legislative Hearing for January 16, 2020 and City Council public hearing for March 11, 2020 to consider and levy the assessments against individual properties. (File No. CG1904B1, Assessment No. 190148)
Adopted
- 18 **RES 19-2121** Approving the City's cost of providing Collection of Delinquent Garbage Bills for service during July to September 2019, and setting date of Legislative Hearing for January 16, 2020 and City Council public hearing for March 11, 2020 to consider and levy the assessments against individual properties. (File No. CG1904B2, Assessment No. 190149)
Adopted
- 19 **RES 19-2192** Approving the City's cost of providing Collection of Delinquent Garbage Bills for service during July to September 2019, and setting date of Legislative Hearing for January 23, 2020 and City Council public hearing for March 11, 2020 to consider and levy the assessments against individual properties. (File No. CG1904B3, Assessment No. 190150)
Adopted
- 20 **RES 19-2193** Approving the City's cost of providing Collection of Delinquent Garbage Bills for service during July to September 2019, and setting date of Legislative Hearing for January 23, 2020 and City Council public hearing for March 11, 2020 to consider and levy the assessments against individual properties. (File No. CG1904B4, Assessment No. 190151)
Adopted
- 21 **RES 19-2194** Approving the City's cost of providing Collection of Delinquent Garbage Bills for service during July to September 2019, and setting date of Legislative Hearing for January 23, 2020 and City Council public hearing for March 11, 2020 to consider and levy the assessments against individual properties. (File No. CG1904C1, Assessment No. 190152)
Adopted
- 22 **RES 19-2195** Approving the City's cost of providing Collection of Delinquent Garbage Bills for service during July to September 2019, and setting date of Legislative Hearing for January 23, 2020 and City Council public hearing for March 11, 2020 to consider and levy the assessments against individual properties. (File No. CG1904C2, Assessment No. 190153)
Adopted

- 23 **RES 19-2196** Approving the City's cost of providing Collection of Delinquent Garbage Bills for service during July to September 2019, and setting date of Legislative Hearing for January 23, 2020 and City Council public hearing for March 11, 2020 to consider and levy the assessments against individual properties. (File No. CG1904C3, Assessment No. 190154)
Adopted
- 24 **RES 19-2197** Approving the City's cost of providing Collection of Delinquent Garbage Bills for service during July to September 2019, and setting date of Legislative Hearing for January 23, 2020 and City Council public hearing for March 11, 2020 to consider and levy the assessments against individual properties. (File No. CG1904C4, Assessment No. 190155)
Adopted
- 25 **RES 19-2133** Establishing the rate of pay for the new classification of Materials Management Supervisor in EG 09, Grade 018.
Laid over to January 8, 2020 for adoption
- 26 **RES 19-2145** Accepting the gift of food and venue expenses for the Equity Change Team Meeting held on December 5, 2019 from the Science Museum of Minnesota.
Adopted
- 27 **RES 19-2144** Accepting the gift of travel expenses from Cities of Service for Noel Nix to attend the Cities of Service Annual Convening in Dallas, TX from November 14-16, 2019.
Adopted
- 28 **RES 19-2179** Approving the Mayor's reappointments of Chad Kulas, Sheri Riemers, Chris Tolbert, and Ramona Wilson to two-year terms on the Workforce Innovation Board.
Adopted
- 29 **RES 19-2180** Approving the Mayor's appointments of Kamara Pettus and Clarence White to the Cultural STAR Board.
Adopted
- 30 **RES 19-2136** Authorizing the Department of Parks and Recreation to expend an amount not to exceed \$15,000 for the purpose of providing refreshments, marketing materials, and other incentives for various activities, programs, and events throughout 2020.
Adopted

- 31 **RES 19-2124** Entering into an agreement with Falcon Heights to define construction, ownership, and maintenance responsibilities for the Como Avenue Trail.
Adopted
- 32 **RES 19-2123** Requesting that Ramsey County implement a 4-lane to 3-lane conversion on Como Avenue between Canfield Street and Snelling Avenue.
Adopted
- 33 **RES 19-2134** Authorizing the City of Saint Paul to apply for and execute a Limited Use Permit with the State of Minnesota, Department of Transportation for a shared use trail within the right-of-way of Trunk Highway 5 and in the right-of-way of Interstate 94.
Adopted
- 34 **RES 19-2172** Approving the application with conditions, per the Deputy Legislative Hearing Officer, for JME Transit Inc. (License ID # 20190001224), d/b/a JME Transit, for an Auto Repair license at 290 Larch Street.
Adopted
- 35 **RES 19-2140** Approving a waiver of the 45-day notice requirement to issue Wine On Sale and Malt On Sale (Strong) licenses with conditions to Langano Deli & Restaurant LLC, d/b/a Langano Deli & Restaurant (License ID #20190003672) at 421 University Avenue West.
Adopted
- 36 **RES 19-2155** Approving a request by Fong T. Lor, d/b/a Toufong Auto Repair & Towing (License ID #20190003321) at 1506 Buerkle Road in the City of Vadnais Heights, MN for an impound lot located outside the limits of the City of Saint Paul.
Adopted

FOR DISCUSSION

- 37 **RES 19-2199** Supporting the expansion of access to citizenship, lawful permanent residency, Deferred Action for Childhood Arrivals (DACA), asylum, and other forms of immigration status and benefits; and opposing the U.S. Citizenship and Immigration Services' proposed fee increases, which would cause great harm to our city and substantially limit access based on wealth and disposable income.
Edmundo Lijo, City Attorney's Office, gave a brief report.
Councilmember Thao 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

38 RES 19-2073

Waiving the signature requirement of Healthcare Hospitality II DST to expand the 1 Leech Street Commercial Development District to include 200 Grand Avenue, and directing the pertinent City officials to schedule a public hearing.

Councilmember Noecker said the waiver was needed because the owner of six parcels within the signature area did not sign petitions as a matter of corporate policy. She said this had the district council's approval. She moved approval of the resolution.

Council President Brendmoen said she was in support. She said they'd had challenges with this requirement in the past, and it might be something to look at in 2020.

Adopted

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

Nay: 0

39 RES 19-1870

Committing to advocating for the renewable, equitable, and locally-produced energy commitments expressed in the Climate Action and Resilience Plan, and to opposing proposed new fossil fuel energy infrastructure. (Laid over from October 23 and November 6)

Councilmember Prince moved Version 3 which removed the specific mention of the Sherco Plant in Becker because the schedule for the Public Utilities Commission had changed until later. She said that was a request of Xcel and approved by Climate 350.

Councilmember Noecker noted that there was an additional reference to the Sherco Plant. She moved a friendly amendment to strike that as well.

Vote on amendment. Yeas - 7 Nays - 0

Councilmember Jalali spoke in support.

Councilmember Prince moved approval of the resolution as amended.

Adopted as amended

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

Nay: 0

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.

Second Reading

- 40 **Ord 19-76** Amending Chapter 199 of the Saint Paul Legislative Code pertaining to rabies control.

Laid over to January 15, 2020 for third reading/public hearing

- 41 **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 January 15, 2020 for third reading/public hearing

First Reading

- 42 **Ord 19-79** Amending Chapter 409 of the Legislative Code to create and define boundaries for an Entertainment District named Great Lawn Entertainment District.

Laid over to January 8, 2020 for second reading

- 43 **Ord 19-80** Amending Chapter 246 of the Legislative Code to allow the possession or consumption of nonintoxicating malt liquor, strong beer, or wine purchased and consumed during a block party, festival or community event, within the Great Lawn Entertainment District.

Laid over to January 8, 2020 for second reading

- 44 **Ord 19-81** Creating Title XXXI to be entitled City Sustainability and Resiliency, and Chapter 440 of the Legislative Code relating to the regulation of building energy consumption through the establishment of regulations.

Laid over to January 8, 2020 for second reading

PUBLIC HEARINGS (3:30 p.m.)

- 45 **RES PH 19-411** Amending the financing and spending plans in the Department of Emergency Management budget in the amount of \$30,000 to accept the 2019 Emergency Management Performance Grant (EMPG) to provide emergency management assistance for salaries, to attend training conferences, and purchase equipment.

No one was present to testify. Councilmember Tolbert 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

- 46 RES PH 19-410** Authorizing the Office of Financial Empowerment to accept a \$30,000 Phase Two grant from the National League of Cities for a new Cities Addressing Fines and Fees Equitably initiative.

No one was present to testify. Councilmember Prince 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

- 47 RES PH 19-325** Amending the 2019 spending and financing budget for the Office of Financial Services by \$400,000 to accept a \$400,000 grant from MN Department of Human Services to be used for the CollegeBound Saint Paul program.

No one was present to testify. Councilmember Busuri 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

- 48 RES PH 19-398** Amending the City's Operating and Capital Improvement Budget to reflect the final sale details resulting from the issuance of the Taxable Sales Tax Revenue Refunding Bonds (RiverCentre Arena Project), Series 2019A; Taxable Sales Tax Revenue Refunding Bonds, Series 2019B; and Tax-Exempt Sales Tax Revenue Refunding Bonds, Series 2019C; and to adjust capital project revenues for the mill and overlay program.

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

- 49 RES PH 19-405** Authorizing the City to accept a \$210,750 grant from the U.S. Environmental Protection Agency's Diesel Emissions Reduction Act and authorizing a corresponding budget amendment.
- 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
- 50 RES PH 19-409** Authorizing the Office of Financial Services to accept a \$250,000 grant from the Minnesota Department of Education focused on CollegeBound Saint Paul for the Office of Financial Empowerment.
- No one was present to testify. Councilmember Thao 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
- 51 RES PH 19-407** Establishing the 2019 budgets for rent payments and internal loan repayments related to the Snelling-Midway Site, and authorizing an interfund loan for the Snelling-Midway District Stormwater system.
- No one was present to testify. Councilmember Thao 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
- 52 RES PH 19-415** Amending the spending plans for the Fire, Parks, and General Government departments in the General Fund.
- No one was present to testify. Councilmember Tolbert 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

- 53 RES PH 19-406** Amending the spending and financing plans for various city departments.
- 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
-
- 54 RES PH 19-397** Amending the financing and spending plans in the Department of Parks and Recreation in the amount of \$10,000 to reflect additional funding received from the Berglund Family Foundation for restoration of the historic Schiffman Fountain in Como Park.
- No one was present to testify. Council President Brendmoen 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
-
- 55 RES PH 19-408** Accepting Minnesota China Friendship Garden Society funds for the St. Paul - Changsha China Friendship Garden project; authorizing an Internal Loan in an amount up \$250,000; and amending the financing and spending budget for the City Internal Loan Fund.
- No one was present to testify. Councilmember Busuri 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
-
- 56 RES PH 19-360** Amending the 2019 City Capital Improvement Budget in the amount of \$4,500,000 to accept a \$4,500,000 grant from the State of Minnesota for the renovation of field space at the Conway Recreation Center site, managed by the Sanneh Foundation (District 1, Ward 7).
- No one was present to testify. Councilmember Prince 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

- 57 RES PH 19-370** Authorizing the Department of Planning and Economic Development to accept a \$1111 scholarship from the Minnesota Department of Administration State Historic Preservation Office for three Heritage Preservation Commissioners to attend the Preserve Minnesota Annual Statewide Historic Preservation Conference in Saint Cloud, September 11 - 13, 2019, and amending the budget to reflect the reimbursement.

No one was present to testify. Councilmember Prince 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

- 58 RES PH 19-396** Amending the financing and spending plans in the Department of Public Works Capital Budget by transferring \$373,973 in revenues to the 2019 Lafayette Bridge Rehabilitation Project.

No one was present to testify. Councilmember Thao 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

- 59 RES PH 19-379** Amending the financing and spending plans in the Department of Public Works Capital Budget by transferring \$85,000 in revenues to the 2019 East 7th Pedestrian Improvement Project.

No one was present to testify. Councilmember Prince 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

SUSPENSION ITEM

Councilmember Noecker 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 19-2240

Approving a waiver of the 45-day notice requirement to issue Liquor On Sale - 181-290 Seats, Liquor On Sale - Sunday, Liquor Outdoor Service Area (Patio), and Gambling Location licenses with conditions to Joseph's Grill Inc, d/b/a Joseph's Grill (License ID #20190003931) at 140 Wabasha Street South.

Councilmember Noecker said this was a time-sensitive matter requiring action prior to the holidays due to a dispute between the owner of the business and the people to whom the business had briefly been sold. She said it received district council approval, and was truly time-sensitive. She 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

LEGISLATIVE HEARING ITEMS FOR DISCUSSION

75 RLH RR 19-20 Making finding on the appealed nuisance abatement ordered for 1143 WOODBRIDGE STREET in Council File RLH RR 19-12.

Legislative Hearing Officer Marcia Moermond said just before public hearings the final condition was met to grant an extension of 180 days on the order to remove or repair the structure.

No one was present to testify. Council President Brendmoen moved to close the public hearing and approve the resolution as amended.

Adopted as amended (180 days to remove or repair)

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

Nay: 0

LEGISLATIVE HEARING CONSENT AGENDA (3:30 p.m.)

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 60 - 75)

No one was present to testify. Councilmember Jalali 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

- | | | |
|-----------|---------------------------|---|
| 60 | RLH VO 19-54 | Appeal of Shai Leibovich to a Revocation of Fire Certificate of Occupancy and Order to Vacate at 188 ACKER STREET EAST.
Adopted |
| 61 | RLH VBR
19-84 | Appeal of Jeffrey Coury, Coury Properties LLC, to a Vacant Building Registration Notice at 2340 CHARLES AVENUE.
Adopted |
| 62 | RLH FCO
19-112 | Appeal of Yasuko Yamamura to a Fire Certificate of Occupancy Approval With Corrections at 1648 CONCORDIA AVENUE.
Adopted |
| 63 | RLH SAO 19-59 | Making finding on the appealed nuisance abatement ordered for 1234 DALE STREET NORTH in Council File RLH SAO 19-43.
Adopted |
| 64 | RLH VBR
19-77 | Appeal of Mark Berhow to a Vacant Building Registration Fee Warning Letter at 251 DAYTON AVENUE.
Adopted |
| 65 | RLH VBR
19-83 | Appeal of Erin Marissa, Taher Real Estate, to a Vacant Building Registration Fee at 276 EXCHANGE STREET SOUTH.
Adopted |
| 66 | RLH FCO
19-126 | Appeal of Kevin Roepe or Craig Mader to a Fire Inspection Correction Notice at 584 FAIRVIEW AVENUE NORTH. (Legislative Hearing on December 17)
Adopted as amended |

- 67 **RLH VO 19-55** Appeal of Shai Leibovich to a Revocation of Fire Certificate of Occupancy and Order to Vacate at 1726 FOURTH STREET EAST.
Adopted
- 68 **RLH RR 19-31** Making finding on the appealed substantial abatement ordered for 412 HOLLY AVENUE in Council File RLH RR 19-15.
Adopted as amended (180 days to remove or repair)
- 69 **RLH VBR
19-82** Appeal of Chen Zhou, Cosco Property 5 LLC, to a Vacant Building Registration Renewal Notice at 585 JEFFERSON AVENUE.
Adopted
- 70 **RLH RR 19-29** Ordering the rehabilitation or razing and removal of the structures at 864 MARION STREET within fifteen (15) days after the December 18, 2019 City Council public hearing.
Referred to Legislative Hearings on January 28, 2020
- 71 **RLH VBR
19-86** Appeal of Jay Mitchell, Universal Construction, to a Vacant Building Registration Notice and Summary Abatement Order at 1191 MINNEHAHA AVENUE EAST.
Adopted
- 72 **RLH RR 19-30** Ordering the rehabilitation or razing and removal of the structures at 1904 PRINCETON AVENUE within fifteen (15) days after the December 18, 2019 City Council public hearing.
Referred to Legislative Hearings on January 14, 2020
- 73 **RLH VBR
19-85** Appeal of Jay Mitchell, Universal Construction, to a Vacant Building Registration Notice at 1127 ROSS AVENUE.
Adopted
- 74 **RLH VO 19-49** Appeal of Carrie Nelson to a Correction Notice - Re-Inspection Complaint, including Condemnation, at 291 STINSON STREET.
Adopted
- The Council members recognized and thanked Councilmember Busuri for his work as interim Council member for Ward 6.*
- The Council recessed at 4:02 p.m.*

PUBLIC HEARINGS (5:30 p.m.)

The Council reconvened for public hearings at 5:31 p.m.

Council President Brendmoen welcomed those present and explained the process for public testimony.

76 Ord 19-72

Amending Chapters 65 and 66 of the Legislative Code pertaining to hotel, motel, and inn.

No one was present to testify. Councilmember Noecker moved to close the public hearing.

Public hearing held and closed; laid over to January 8, 2020 for final adoption

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

Nay: 0

77 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.

Councilmember Thao requested a staff report.

Josh Williams, Planning and Economic Development, gave a staff report on the rezoning request. He said based on the analysis of staff, they recommended approval, and the Planning Commission agreed.

No one was present to testify. Councilmember Thao moved to close the public hearing.

Public hearing held and closed; laid over to January 8, 2020 for final adoption

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

Nay: 0

78 Ord 19-74

Amending Chapter 2.02 of the Administrative Code by creating the Office of Financial Empowerment.

No one was present to testify. Councilmember Jalali moved to close the public hearing.

Public hearing held and closed; laid over to January 8, 2020 for final adoption

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

Nay: 0

- 79 Ord 19-75** Amending Chapter 33 of the Saint Paul Legislative Code pertaining to Establishment of Permit Fees, Certificate of Compliance, and Fence Requirements.
- No one was present to testify. Council President Brendmoen moved to close the public hearing.*
- Public hearing held and closed; laid over to January 8, 2020 for final adoption**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Busuri
- Nay:** 0
- 80 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.
- No one was present to testify. Councilmember Prince moved to close the public hearing.*
- Public hearing held and closed; laid over to January 8, 2020 for final adoption**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Busuri
- Nay:** 0
- 81 RES PH 19-400** Approving adverse action against the Cigarette/Tobacco and Gas Station License held by Dabalato LLC, d/b/a McKnight Market (License ID #20090000223) at 275 McKnight Road.
- Therese Skarda, Assistant City Attorney representing the Department of Safety and Inspections (DSI), gave a staff report on the adverse action for contraband and prohibited flavored products seized by the Department of Revenue on August 14, 2019. The Licensing office was recommending a first-time matrix penalty of \$500. The licensee admitted the products were on premise but asking for a hearing to contest the penalty.*
- Mustafa Sheikh Hassan (2449 King Avenue E., Maplewood) said on August 14, 2019 the building was condemned because there was a sewer line broken. He said the store was closed at that time and all of the invoices and paper papers were all over the store. He said the building was condemned on August 30, and his mail was being sent to an old address. He said he had been in business since 2009, and had no other violations. He said he had never purchased products from illegal wholesalers; he said he had all of his documents with him. He said that day (August 14) he didn't provide all of the documents they asked of him. He said this was the first time in his lifetime and it was a bad situation in that year. He asked the Council to look at the situation and his clean business record, because he couldn't afford to pay, it was a very bad situation right now.*
- Councilmember Prince moved to close the public hearing. Yeas - 7 Nays - 0*
- Councilmember Prince said McKnight Market was at Shamrock village, where they were without water or sewer at the point where the State came in in mid-August, so*

there was true hardship. Mr. Hassan made clear in his written statement that when the State came in they wanted to see invoices, and he couldn't put his hands on the paperwork. She said given the record of ten years without any adverse actions, she would like to stay the \$500 penalty for 12 months, and if there were no same or similar violations, that would be cleared.

Adopted as amended

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

Nay: 0

- 82 RES PH 19-381** Approving the Plat for the West Side Flats Phase III. (Public hearing continued from December 4)

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

- 83 RES PH 19-416** Adopting the Climate Action and Resilience Plan.

Russ Stark, Chief Resilience Officer, gave a staff report and answered Council members' questions.

Council President Brendmoen offered three amendments that came specifically from the Climate 350 group. The first amendment expanded low income access to affordable renewable energy and energy resources. Councilmember Prince asked whether a friendly amendment could be added stating "using existing studies and implementing the version which will yield the most benefits to low income participants. Council President Brendmoen said that was fine. Councilmember Noecker moved the amendment. Yeas - 7 Nays - 0

Council President Brendmoen said the second amendment was adding specificity on equity and inclusion and metrics. She read the changes. Councilmember Thao moved a specific change in language to change "equity" to "equitable opportunity." Council President Brendmoen said she agreed and would take that as a friendly amendment. Vote on the amendment: Yeas - 7 Nays - 0

Council President Brendmoen said the third amendment added a section to the Local Solar energy section on page 39. She moved the amendment. Yeas - 7 Nays - 0

Council President Brendmoen thanked Climate 350 for their input. She said the City would continue to improve and work on the plan.

Testimony:

Mike Sonn (1458 Wellesley) said it was a great plan and his concern was the implementation.

Janiece Watts (925 Park Street), Fresh Energy, spoke in support of the plan, and stressed the importance of establishing a community advisory board including underserved populations in the city.

Bobbie Scott (2004 Fremont Avenue E.) said she wanted to make sure the Council kept pushing to go harder, because the plan wasn't aggressive enough.

Hannah Bruns (no address given) said she hoped there was someone on the advisory committee to speak for and advocate for the homeless population and for youth.

Brian Martinson (1943 Princeton Avenue) said the plan was an excellent first step but required more specifics. He proposed funding sources for reducing single occupancy vehicle travel.

Pat Thompson (1496 Raymond) spoke about the hard decisions required to reduce use of cars.

Karen Alexander (1081 Lafond), Extinction Rebellion, said their demand was that fossil fuel usage be net zero by 2025, and we needed to go further and faster. She said she was happy to hear the third amendment.

Peter Berglund (1181 Edgumbe Road) said the City had to do much more to restrict cars as density was increased. He spoke about cost savings and said doing nothing would cost more.

Aaron Kerr (1539 Maywood Street) spoke about the potential for rooftop solar on public schools.

Chelsea DeArmond (667 North Street), founder of St. Paul 350, spoke about being a partner in energy. She said everyone needed to step up.

Dan Choma (970 Thomas Avenue) thanked the Council for improving the plan with equity measures, and urged them to create a way to measure equity.

Kari Khalil (260 5th Street E.) read the testimony from Urban Roots. She said local food production was a huge part of the resiliency piece.

Steve Patrin (2027 California Avenue E.) said he was proud of the action being taken, and asked that the Council be persistent and aggressive.

Jim Doyle (1403 Laurel Avenue) said he thought it was a good plan, but would push back on leaving all of the energy generation production decisions to Xcel.

Akilah Sanders-Reed (1296 Pleasant Avenue) said she would love to see the plan include a commitment for St. Paul to oppose any new fossil fuel infrastructure.

Finn McGarrity (3715 Blaisdell Avenue), Move Minnesota, said investing in transit and multimodal transportation options ensured that everyone was able to get where they needed to go.

Ian Buck (514 Thomas Avenue), St. Paul Bike Coalition, heartened to see that the plan emphasized reducing car use and promoted transit, biking and walking, in contrast with the governor's plan for electrification of the vehicle system.

Paul Schroeder, Hour Car (755 Prior Avenue), said they were thrilled to be a part of the partnership and wanted to make a contribution to the solution.

Tim Wulling (Ward 4) said we need to reduce our need for energy, replace fossil fuels with electricity, and ensure Xcel's electricity became carbon free. He encouraged the Council to pass the plan and act aggressively on it.

Mindy Keskinen (Ward 4) read a statement for Jean Comstock (Ward 7).

Elizabeth Dickinson (384 Hall Avenue) made a cautionary note about the relationship with Xcel.

Council members made statements in support of the plan.

Councilmember Tolbert moved approval of the resolution as amended.

Adopted as amended

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 7:22 p.m.

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