



# City of Saint Paul

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

## Minutes - Final

### City Council

*Council President Amy Brendmoen*  
*Councilmember Mitra Jalali*  
*Councilmember Rebecca Noecker*  
*Councilmember Jane L. Prince*  
*Councilmember Dai Thao*  
*Councilmember Chris Tolbert*  
*Councilmember Nelsie Yang*

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Wednesday, October 7, 2020

3:30 PM

Council Chambers - 3rd Floor

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Please see below for meeting guidelines due to the COVID-19 pandemic emergency.

#### ROLL CALL

The meeting was called to order at 3:32 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 Nelsie Yang

#### COMMUNICATIONS & RECEIVE/FILE

- 1 [CO 20-64](#) Mayor's Executive Orders 20-26 and 20-27  
**Received and Filed**
- 2 [CO 20-65](#) Letter from the Department of Safety and Inspections declaring 750 Chatsworth Street South a nuisance property. (For notification purposes only; public hearings will be scheduled at a later date if necessary.)  
**Received and Filed**
- 3 [CO 20-66](#) Letter from the Department of Safety and Inspections declaring 1013 Jameson Street a nuisance property. (For notification purposes only; public hearings will be scheduled at a later date if necessary.)  
**Received and Filed**
- 4 [AO 20-34](#) Seventh amendment to the 2019 Capital Improvement Budget to allocate funding for the Green Energy Loan Program to the appropriate department projects.  
**Received and Filed**
- 5 [AO 20-40](#) Amending the 2020 spending budget for the Office of Financial Empowerment in the Office of Financial Services.

**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**

**A motion was made by Councilmember Tolbert to Approve the Consent Agenda. The motion carried by the following vote:**

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

**Nay:** 0

- 6     [RES 20-1367](#)     Approving the 2020 budget for Cultural STAR funds for library materials for the Saint Paul Public Library.  
**Adopted**
- 7     [RES 20-1370](#)     Committing to the completion of the federally funded Twin Cities Electric Vehicle Mobility Network Project.  
**Adopted**
- 8     [RES 20-1157](#)     Authorizing the City to enter into an agreement with BNSF Railway Company for the Kellogg/Third Street Bridge Project.  
**Adopted**
- 9     [RES 20-1382](#)     Approving a stipend for community advisors to the Audit Committee.  
**Adopted**
- 10    [RES 20-1287](#)     Authorizing the Department of Parks and Recreation to enter into a lease agreement with TechnoAlpin, LLC, which will lease a TR8 AM with Booster Pump snow making machine to the City for use at the Como Winter Sports Program.  
**Adopted**
- 11    [RES 20-1289](#)     Authorizing the Department of Parks and Recreation to accept an \$8,000 donation from the Como Snowsports Booster Club which will go towards a lease of a snow making machine for use at the Como Winter Sports Program.  
**Adopted**
- 12    [RES 20-1300](#)     Approving the release of a portion of the easement rights conveyed to the City

of Saint Paul in vacated Greenbrier Street, north of vacated Bush Avenue.

**Adopted**

- 13     [RES 20-1311](#)     Approving the Maintenance Labor Agreement (May 1, 2020 - April 30, 2021) between the City of Saint Paul and the International Association of Sheet Metal, Air, Rail and Transportation Workers, Local 10.

**Laid over to October 14**

- 14     [RES 20-1327](#)     Authorizing the City of Saint Paul to approve the amendment to reduce Liz Miller Investment's 2020 contractual payment to City.

**Adopted**

- 15     [RES 20-1328](#)     Authorizing the City of Saint Paul to approve the amendment to reduce O'REILLY CUSTOM 4, LLC's contractual payment to the City for the period April 1, 2020 and March 31, 2021 and allow for reduced hours of operation during this period.

**Adopted**

- 16     [RES 20-1331](#)     Approving a Special Law enacted by the Minnesota State Legislature during the 2020 Regular Session to allow the City of Saint Paul to issue an on-sale intoxicating liquor license for a Food Hall.

**Adopted**

- 17     [RES 20-1332](#)     Approving a Special Law enacted by the Minnesota State Legislature during the 2020 Regular Session allowing the City of Saint Paul to issue a temporary intoxicating liquor license on the grounds of the State Capitol on both days of the Twin Cities Marathon.

**Adopted**

- 18     [RES 20-1337](#)     Approving the Memorandum of Agreement for seniority purposes, including the job transfer bid system, between the City of Saint Paul and Fire Fighters Local 21.

**Laid over to October 14**

- 19     [RES 20-1375](#)     Authorizing the use of a Project Labor Agreement for a project to improve Heating, Ventilation, and Air Conditioning (HVAC) systems in City buildings in response to the COVID-19 pandemic.

**Adopted**

- 20     [RES 20-1349](#)     Approving the use of grant funds through the Neighborhood STAR Year-Round Program for KRL Metal Arts Studio.

**Adopted**

- 21     [RES 20-1364](#)     Approving the use of grant funds through the Neighborhood Star Year-Round Program for Shamrock Plaza roof replacement.
- Adopted**
- 22     [RES 20-1371](#)     Accepting a subgrant from the American Lung Association and the United States Department of Energy and authorizing the appropriate city officials to enter into any agreements necessary.
- Adopted**
- 23     [RES 20-1342](#)     Approving the City's cost of providing Collection of Vacant Building Registration fees billed during January 23 to June 12, 2020, and setting date of Legislative Hearing for November 3, 2020 and City Council public hearing for January 27, 2021 to consider and levy the assessments against individual properties. (File No. VB2102, Assessment No. 218801)
- Adopted**
- 24     [RES 20-1343](#)     Approving the City's cost of providing Securing and/or Emergency Boarding services during July 2020, and setting date of Legislative Hearing for November 3, 2020 and City Council public hearing for January 27, 2021 to consider and levy the assessments against individual properties. (File No. J2102B, Assessment No. 218101)
- Adopted**
- 25     [RES 20-1344](#)     Approving the City's cost of providing Collection of Fire Certificate of Occupancy fees billed during March 16 to June 13, 2020, and setting date of Legislative Hearing for November 3, 2020 and City Council public hearing for January 27, 2021 to consider and levy the assessments against individual properties. (File No. CRT2102, Assessment No. 218201)
- Adopted**
- 26     [RES 20-1345](#)     Approving the City's cost of providing Excessive Use of Inspection or Abatement services billed during May 22 to June 19, 2020, and setting date of Legislative Hearing for November 3, 2020 and City Council public hearing for January 27, 2021 to consider and levy the assessments against individual properties. (File No. J2102E, Assessment No. 218301)
- Adopted**
- 27     [RES 20-1346](#)     Approving the City's cost of providing Graffiti Removal services during July 7 to 30, 2020, and setting date of Legislative Hearing for November 3, 2020 and City Council public hearing for January 27, 2021 to consider and levy the assessments against individual properties. (File No. J2102P, Assessment No. 218401)
- Adopted**

- 28     [RES 20-1358](#)     Approving assessment costs and setting date of City Council Public Hearing to ratify the assessment for benefits, costs, and expenses for the Arcade/Case and the Grand/Snelling parking lots operation and maintenance for 2021. (File No. 18744-20 and 18746-20, Assessment No. 207201 and 207202)

**Adopted**

- 29     [RES 20-1360](#)     Approving assessment costs and setting date of City Council public hearing to ratify the assessment for benefits, costs, and expenses for the Seventh Place Mall operation and maintenance costs for 2019. File No. 18428-20, Assessment No. 207200.

**Adopted**

**FOR DISCUSSION**

- 30     [RES 20-1339](#)     Declaring October as National Disability Employee Awareness Month.

*Council President Brendmoen said that on the next two items they are partnering with Human Resources and others to make use of our Council chambers to raise awareness of actions that are happening. Two videos have been prepared for us.*

*(2 videos were shown)*

*Brendmoen thanked Director Valerie Jenson and Tjay Middlebrook.*

*Councilmember Noecker said she got the opportunity to work with Tjay. He had a request for ASL interpretation. He was cordial and responsive so quickly. She thanked him for helping to make the City more accessible.*

*Noecker moved approval.*

*7 in favor, none opposed*

*Adopted*

**Adopted**

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

**Nay:** 0

- 31     [RES 20-1347](#)     Recognizing September 15th 2020 through October 15th 2020 as Hispanic Heritage Month.

*Council President Brendmoen said Toni Newborn and John Johnston are here.*

*Newborn said Public Works raised their hand in saying they would put together a series of events to commemorate Hispanic Heritage Month. She introduced Public Works Racial Equity Chair John Johnston.*

*John Johnston said he is a Public Works Commissioner and Chair of Equity and Inclusion. He is in a relationship with a woman from Guatemala and plans to propose to her soon. He appreciates the City's ongoing commitment to diversity.*

*Brendmoen said congratulations. He was a trainer at a racial equity class. He is a wonderful presenter. He is a great asset to the City.*

*Councilmember Jalali moved approval.*

*7 in favor, none opposed*

*Adopted*

**Adopted**

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

**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.**

**(No ordinances)**

**PUBLIC HEARINGS**

- 32**     [RES PH 20-211](#)     Approving the application of Laura LeFebvre for a sound level variance in order to present amplified sound on Saturday, October 10, 2020 for the Highland Park Harmonies at 1200 Montreal Avenue.

*Council President Brendmoen said we have taken input online.*

*Councilmember Tolbert moved to close the public hearing and approve. He said this is a great event. He has been hearing about the music. He has seen other resolutions come through that had COVID preparedness plans. He wants to ensure they have an opportunity to get a permit and that we have a basic COVID preparedness plan. Even outside they are wearing a mask. We need to put more pressure on people to do that. If DSI (Department of Safety and Inspections) is watching, they can follow up and give us a note on that.*

*Brendmoen said your request is to DSI is to share the permitting plans to include COVID preparedness. Tolbert responded he noticed it last week on the agenda.*

*Councilmember Noecker said she is glad they brought that up. When the sound variance was on the agenda, she asked DSI for that information. That plan should be included.*

*7 in favor, none opposed*

*Adopted*

**Adopted**

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

**Nay:** 0

- 33**     [RES PH 20-212](#)     Approving the application of Kerry D'Amato for a sound level variance in order to present amplified music on Saturday, October 10, 2020 for the Nat/Smith Wedding at 7 Heather Place.

*Council President Brendmoen said comments have been taken online.*

*Councilmember Noecker moved to close the public hearing and approve.  
7 in favor, none opposed  
Public hearing is closed and resolution is adopted*

**Adopted**

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

**Nay:** 0

- 34**     [RES PH 20-205](#)     Authorizing the City to accept a \$313,907.46 grant from the U.S. Environmental Protection Agency's Diesel Emissions Reduction Act through Environmental Initiative for the purpose of advancing clean and renewable energy in order to improve public air quality for the protection of human health; and authorizing a corresponding budget amendment.

*Council President Brendmoen said comments have been taken online.*

*Councilmember Jalali moved to close the public hearing and approve.  
7 in favor, none opposed  
Public hearing is closed and resolution is adopted*

**Adopted**

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

**Nay:** 0

- 35**     [RES PH 20-190](#)     Approving the request of District Energy St. Paul, Inc. to amend District Cooling rates for fiscal year 2021.

*Council President Brendmoen said comments have been taken online and over the phone.*

*Councilmember Noecker moved to close the public hearing and approve.  
7 in favor, none opposed  
Public hearing is closed and resolution is adopted*

**Adopted**

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

**Nay:** 0

- 36**     [RES PH 20-204](#)     Authorizing the Office of Financial Empowerment to accept a \$550 gift in the form of gift cards from Target for a CollegeBound Saint Paul event.

*Council President Brendmoen said comments have been taken online and over the phone.*

*Councilmember Yang moved to close the public hearing and approve.  
7 in favor, none opposed  
Public hearing is closed and the resolution is adopted*

*Brendmoen said it seems onerous that we need to accept a gift. It seems like it could be administrative. It is \$500. This is a request to the City Attorney's Office.*

**Adopted**

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

**Nay:** 0

- 37**     [RES PH 20-206](#)     Ratifying the assessments for Replacement of Lead Water Service Line on Private Properties during April to June 2020. (File No. 2005LDSRP, Assessment No. 204004)

*Council President Brendmoen said a public hearing was taken online and over the phone.*

*Brendmoen moved to close the public hearing and approve.  
7 in favor, none opposed  
Public hearing is closed and the resolution is adopted*

**Adopted**

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

**Nay:** 0

- 38**     [RES PH 20-207](#)     Ratifying the assessments for Replacement of Lead Water Service Line on Private Property during March 2020 at 1008 Portland Ave. (File No. 2003LDSRP1, Assessment No. 204005)

*Council President Brendmoen said comments were taken online and over the phone.*



*Councilmember Tolbert moved to close the public hearing and approve.  
7 in favor, none opposed  
Public hearing is closed and the resolution is adopted*

**Adopted**

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

**Nay:** 0

- 39**     [RES PH 20-208](#)     Ratifying the assessments for ~~Replacement~~ Repair of Sanitary Sewer Line on Private Properties during April to June 2020. (File No. SWRP2004, Assessment No. 203003)

*Shari Moore, City Clerk, said there was a slight change made in this resolution. It should be "replacement." It should be amended.*

*Councilmember Prince moved to close the public hearing and approve as corrected.  
7 in favor, none opposed  
Public hearing is closed and the resolution is adopted as amended*

**Adopted as amended**

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

**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 41, 42, 43, 44, 45, 46, 47, 48, 51, 53*

*Councilmember Yang moved to close the public hearings and adopt.  
7 in favor, none opposed*

**For the following items, no objections to the Legislative Hearing Officer's recommendations were received and, therefore, she recommends adoption.**

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

**Nay:** 0

- 41**     [RLH VO 20-44](#)     Appeal of Larry Earl Jiles, Sr. to a Correction Notice-Complaint Inspection (which includes condemnation of Unit 21) at 255 COLBORNE STREET.

**Adopted**

- 42 [RLH TA 20-575](#) Amending Council Files No. RLH AR 20-76 to delete the assessment for Collection of Delinquent Garbage Bills for services during January to March 2020 at 679 DESOTO STREET. (File No. CG2002D3, Assessment No. 200134)  
**Adopted**
- 43 [RLH TA 20-574](#) Amending Council Files No. RLH AR 20-76 to delete the assessment for Collection of Delinquent Garbage Bills for services during October to December 2019 at 679 DESOTO STREET. (File No. CG2001D3, Assessment No. 200114)  
**Adopted**
- 44 [RLH TA 20-595](#) Amending Council File RLH AR 20-104 to delete the assessment for Collection of Delinquent Garbage Bills for services during January to March 2020 at 384 HALL AVENUE. (File No. CG2002A1, Assessment No. 200120)  
**Adopted**
- 45 [RLH TA 20-576](#) Amending Council File RLH AR 20-112 to delete the assessment for Collection of Delinquent Garbage Bills for services during January to March 2020 at 930 JESSAMINE AVENUE EAST. (File No. CG2002D1, Assessment No. 200132)  
**Adopted**
- 46 [RLH TA 20-570](#) Amending Council File RLH AR 19-64 to delete the assessment for Collection of Delinquent Garbage Bills for services during January to March 2019 at 930 JESSAMINE AVENUE EAST. (File No. CG1902B3, Assessment No. 190107)  
**Adopted**
- 47 [RLH TA 20-569](#) Amending Council File RLH AR 19-64 to delete the assessment for Collection of Delinquent Garbage Bills for services during October to December 2018 at 930 JESSAMINE AVENUE EAST. (File No. CG1901E3, Assessment No. 190069)  
**Adopted**
- 48 [RLH SAO 20-21](#) Appeal of Greg Klinger to a Summary Abatement Order at 2506 NOKOMIS AVENUE.  
**Adopted**
- 51 [RLH VBR 20-56](#) Appeal of Cory Johnson, Renova Homes, to a Vacant Building Registration Notice at 1670 SEVENTH STREET EAST.  
**Adopted**
- 53 [RLH VBR 20-62](#) Appeal of Beatriz Cardoza to a Vacant Building Registration Fee Warning Letter at 953 WESTMINSTER STREET.

**Adopted**

**For the following item, no objection to the Legislative Hearing Officer's amended recommendation was received and, therefore, she recommends amendment and adoption of the item.**

- 40**     [RLH TA 20-85](#)     Ratifying the Appealed Special Tax Assessment for property at 679 CHARLES AVENUE. (File No. J2010A, Assessment No. 208509) (Public hearing continued to October 7, 2020)

*Councilmember Thao moved to close the public hearing, amend, and adopt.  
7 in favor, none opposed  
Public hearing is closed and the resolution is adopted as amended*

**Adopted as amended**

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

**Nay:** 0

**For the following items, no objection to the Legislative Hearing Officer's amended recommendation were received and, therefore, she recommends amendment and continuation of the public hearing to the date indicated.**

- 49**     [RLH TA 20-143](#)     Ratifying the Appealed Special Tax Assessment for property at 1090 ROSS AVENUE. (File No. J2011A1, Assessment No. 208536, public hearing continued from October 7, 2020)

*Councilmember Yang moved to amend and refer to the date indicated.  
7 in favor, none opposed  
Amended and public hearing continued to January 6*

**Public hearing continued to January 6, 2021**

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

**Nay:** 0

- 52**     [RLH TA 20-172](#)     Ratifying the Appealed Special Tax Assessment for property at 882 WESTMINSTER STREET. (File No. J2014A, Assessment No. 208513) (Public hearing to be continued to October 7)

*Councilmember Yang moved to amend and refer to the date indicated.  
7 in favor, none opposed  
Amended and public hearing continued to April 22*

**Public hearing continued to February 3, 2021**

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

**Nay:** 0

**For the following item, the Legislative Hearing Officer recommends referring the item to the Legislative Hearing of October 13, 2020.**

**54**     [RLH RR 20-32](#)

Ordering the rehabilitation or razing and removal of the structures at 901 YORK AVENUE within fifteen (15) days after the October 7, 2020, City Council Public Hearing.

*Councilmember Yang moved to amend and refer the items to the dates indicated  
7 in favor, none opposed  
Resolution is amended and public hearing is continued to April 22*

**Referred to Legislative Hearing of October 13**

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

**Nay:** 0

**For the following item, the Legislative Hearing Officer recommends continuing the public hearing to October 14, 2020.**

**50**     [RLH RR 20-40](#)

Granting a potential stay of enforcement of demolition for Amazing Homes Ecclesia LLC, represented by Michael Aderinkomi, for property at 1179 SEVENTH STREET EAST.

*Councilmember Yang moved to continue public hearing.  
7 in favor, none opposed  
Public hearing is continued to October 14*

**Public hearing continued to October 14**

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

**Nay:** 0

**ADJOURNMENT**

**The meeting was adjourned at 4:07 p.m.**

In-person meetings, or meetings conducted under Minn. Stat. § 13D.02 of the City Council, are not practical or prudent because of the COVID-19 health pandemic emergency declared under Minn. Stat. Chapter 12 by the Minnesota Governor Tim Walz and Saint Paul Mayor Melvin Carter. In light of the COVID-19 health pandemic, members of the City Council will participate in City Council meetings by telephone or other electronic means.

Public attendance at the City Council's regular meeting location is not feasible due to the COVID-19 health pandemic. Members of the public may view City Council meetings online at [stpaul.legistar.com/Calendar.aspx](http://stpaul.legistar.com/Calendar.aspx) or on local cable Channel 18.

The public may 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:

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.

While the Council will make best efforts to decide all issues before them, the Council may delay decisions on certain matters where the members believe meeting in-person is necessary. All City Council public hearings will be held at 3:30 p.m. and there will be no separate 5:30 p.m. public hearings. More information is available at [www.stpaul.gov/departments/city-council](http://www.stpaul.gov/departments/city-council)

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