

# **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

Wednesday, March 10, 2021

3:30 PM

Council Chambers - 3rd Floor

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

#### **ROLL CALL**

The meeting was called to order at 3:33 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 21-30	Mayor's Emergency Executive Order 21-11	
	CO 21-30	Mayor S Efferdency Executive Order 21-11	

#### Received and Filed

2 CO 21-31 Letters from the Department of Safety and Inspections declaring 1253
Cleveland Avenue North, 2062 Como Avenue, and 2075 Scudder Street
nuisance properties. (For notification purposes only; public hearings will be
scheduled at a later date if necessary.)

Received and Filed

3 Amending CDBG projects budget and set up budget for Ramsey County Lead Hazard Program.

9

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

Council President Brendmoen said Items 11 and 12 should be taken separately.

Councilmember Jalali moved approval of the Consent Agenda. 7 in favor, none opposed
Consent Agenda adopted as amended

# A motion was made by Councilmember Jalali 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

### **4** RES 21-264

Approving the City's cost of providing Collection of Vacant Building Registration fees billed during June 1 to November 13, 2020, and setting date of Legislative Hearing for April 6, 2021 and City Council public hearing for May 19, 2021 to consider and levy the assessments against individual properties. (File No. VB2107, Assessment No. 218806)

#### **Adopted**

# **S** RES 21-265

Approving the City's cost of providing Securing and/or Emergency Boarding services during December 2020 and setting date of Legislative Hearing for April 6, 2021 and City Council public hearing for May 19, 2021 to consider and levy the assessments against individual properties. (File No. J2107B, Assessment No. 218106)

## **Adopted**

# 6 RES 21-266

Approving the City's cost of providing Collection of Fire Certificate of Occupancy fees billed during October 28 to December 18, 2020, and setting date of Legislative Hearing for April 6, 2021 and City Council public hearing for May 19, 2021 to consider and levy the assessments against individual properties. (File No. CRT2107, Assessment No. 218206)

### **Adopted**

## **7** RES 21-267

Approving the City's cost of providing Excessive Use of Inspection or Abatement services billed during October 22 to November 20, 2020, and setting date of Legislative Hearing for April 6, 2021 and City Council public hearing for May 19, 2021 to consider and levy the assessments against individual properties. (File No. J2107E, Assessment No. 218306)

#### **Adopted**

## **8** RES 21-268

Approving the City's cost of providing Graffiti Removal services during October 15 to November 20, 2020, and setting date of Legislative Hearing for April 6, 2021 and City Council public hearing for May 19, 2021 to consider and levy the assessments against individual properties. (File No. J2105P, Assessment No. 218404)

#### **Adopted**

9	RES 21-309	Authorizing the Department of Parks and Recreation to apply for up to \$200,000 in Equity Grant funds for the BIPOC Outdoors Saint Paul program, the Saint Paul Swims Safely program, the Winter Ski Equity Programs, the Wakáŋ Tipi Center Exhibit Concept Plan, and the Wakáŋ Tipi Center Design and Construction.
		Adopted
10	RES 21-316	Authorizing the Department of Parks and Recreation to enter into a professional service agreement with American Red Cross for lifeguard and aquatic facility auditing services which includes indemnification.  Adopted
13	RES 21-312	Approving the Labor Agreement (January 1, 2021 - December 31, 2022) between the City of Saint Paul and District Lodge No. 77, International Association of Machinists and Aerospace Workers AFL-CIO. (Laid over from March 3)  Adopted
14	RES 21-346	Approving an amendment to Council File No. 223180 vacating a seven-foot strip of Wabash Avenue.
		Adopted
15	RES 21-351	Preliminary Order setting the date of Public Hearing for April 14, 2021 to consider approval of the 2021 Saint Paul Streets Program. (Project 19233, Assessment 215200)
		Adopted
16	RES 21-364	Authorizing the Fire Department to apply for the 2020 Staffing for Adequate Fire and Emergency Response (SAFER) grant in the amount of \$3,580,267 from the Federal Emergency Management Agency (FEMA) to hire 12 additional firefighters.
		Adopted
17	RES 21-375	Authorizing the City to enter into a Cooperative Agreement with City of Roseville and City of Maplewood to execute Rice Larpenteur Vision Plan.
		Adopted
18	RES 21-383	Approving the adverse action against the Liquor on Sale- 101-180 seats, Liquor on Sale- 2am, Liquor on Sale- Sunday, Entertainment (B) Liquor Outdoor Service Area- Patio, and Gambling Location licenses held by RAS Ethiopian Bar & Restaurant LLC d/b/a RAS Restaurant & Lounge (License ID# 20100000062) for the premises located at 2516 Seventh Street West.
		Adopted

19	RES 21-386	Approval of an Auto Repair Garage and Second Hand Dealer - Motor Vehicle license with conditions to Brax 101 Auto LLC d/b/a Brax 101 Auto (License ID #20200002592) for the premises located at 789 Rice Street.  Adopted
20	RES 21-388	Setting a public hearing prior to the renewal of the Licenses held by the LL Entertainment Services, d/b/a the Lamplighter Lounge at 160 Larpenteur Avenue.
		Adopted
21	RES 21-392	Declaring March 5, 2021 as Daniel Edgerton Day in the City of Saint Paul.

# FOR DISCUSSION

# **12** RES 21-324

Approving a Lease Agreement between the City and the Board of Water Commissioners to lease a portion of Board-owned property at 750 Snelling Avenue South for use by the City's Parks and Recreation Department.

Council President Brendmoen said we changed the order because when an item is withdrawn, there is no discussion on the item. Item 12 is seeking a layover to April 7. This is in concert with Item 11. They are items coming through the Water board. Item 11 was entered as a resolution and not a resolution public hearing. Item 11 will be withdrawn and reentered as a resolution public hearing. We will hear Item 12 in tandem with Item 11.

Councilmember Yang will lay over Item 12 to April 7 to hear it with a new version of Item 11.

7 in favor, none opposed Laid over to April 7

## Laid over to April 7

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

Nay: 0

**Adopted** 

# **11** RES 21-322

Pertaining to a Lease Agreement with the City of Saint Paul to lease a portion of City-owned property known as Pig's Eye Regional Park for the Board to use for soils recycling and storage.

## Withdrawn

# **22** RES 21-321

Authorizing the Department of Parks and Recreation to rename Lewis Park to Roy Wilkins Park.

Councilmember Thao asked for a staff report.

Mike Hahm, Director of Parks & Recreation, said the proposal is to rename the current Lewis Park to be Roy Wilkins Park. This is a proposal that was born and cultivated by the community. They wanted to acknowledge the work of District 6 Community Council that have brought us to this point. A lot are familiar with the contributions of Roy Wilkins in local and national civil rights issues. What we learned was that his home was adjacent to the current Lewis Park. Mr. Wilkins attended school at a site that was razed and what is part of Lewis Park. When Lewis Park was established it was named for the real estate developer that was developing the surrounding property. Some of the land is still Lewis Park. The community proposed that the park be renamed and the Parks Department has established criteria for naming. This proposal meets that criteria in the category for historical history and historical recognition. Parks unanimously recommended approval.

Thao thanked Hahm for his staff report. He appreciates the team for putting this together. He thanked the North End Neighborhood staff. (Thao gave some history of the neighborhood and Mr. Wilkins.)

7 in favor, none opposed Resolution is adopted

#### **Adopted**

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

**Nay**: 0

23 SR 21-32 Update on COVID-19 vaccination plans by health care providers.

Representatives from Allina, HealthPartners, and Health Fairview gave reports to the Council.

Received and Filed

#### **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**

24 Ord 21-4 Amending the zoning code as recommended in the Definition of Family Zoning Study.

#### **Adopted**

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

**Nay**: 0

#### 25 Ord 21-8

Granting the application of 2069 Marshall Ave LLC to rezone property at 2069 Marshall Avenue from T2 Traditional Neighborhood to T3 Traditional Neighborhood and amending Chapter 60 of the Legislative Code pertaining to the zoning map.

Council President Brendmoen said we are not having a traditional public hearing. She wants to make sure that e-mails that were sent in on the definition of family and calls were transcribed on the previous item and on this item.

Councilmember Jalali moves Item 25.

Councilmember Prince said she was moved by the volume of testimony against the rezoning. She was hoping the developer would be more inclined to work with neighbors. She will vote against the motion.

6 in favor, one opposed (Prince) Ordinance is adopted

# **Adopted**

Yea: 6 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Jalali and Councilmember Yang

Nay: 1 - Councilmember Prince

## 26 Ord 21-10

Creating Chapter 223 of the Legislative Code relating to Guaranteed Income Program (Title XXIII).

#### Adopted

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

**Nay**: 0

#### **PUBLIC HEARINGS**

# **27** RES PH 21-39

Authorizing the Police Department to amend the 2021 Special Fund Budget to add the missed 2020 yearend technical amendment.

Council President Brendmoen said testimony has been taken over the phone and online.

Councilmember Thao 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

## **28** RES PH 21-47

Approving the application of Shamrock's Irish Nook for a sound level variance in order to present outdoor amplified music on Wednesday, March 17; Friday, March 19; and Saturday, March 20, 2021 at 995 Seventh Street West.

Councilmember Noecker said it is great to see a sound level variance on the agenda. We are turning a corner.

Councilmember Prince said it was last year on St. Patrick's Day that everything was called off. It is meaningful that it is the first sound level variance we have seen in a year.

Council President Brendmoen said the public hearing has been held online and over the phone.

Noecker moved the 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

#### **29** RES PH 21-48

Amending the financing and spending plans in the Fire Department in the amount of \$14,200 for the 2019 Hazardous Materials Emergency Preparedness Grant.

Council President Brendmoen said this is a public hearing held online and over the phone with transcription.

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

# 30 RES PH 21-51

Approving an amendment to the spending and financing budget for the Ford Site Redevelopment Capital project and Hidden Falls Connection project to reflect receipt of the State of Minnesota Point Source Implement Grant (PSIG) for the Ford Site Central Stormwater Utility and related facilities as well as updated cost estimates and related sources on the Mississippi River Boulevard crossing project, also commonly referred to as the Hidden Falls Connection project.

#### **Adopted**

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

and Councilmember Yang

Nay: 0

#### **31** RES PH 21-34

Approving installation of bike lanes on Hamline Avenue from Highland Parkway to Randolph Avenue.

Councilmember Tolbert thanked everyone for laying this over so he could look into a few more things. He wanted to see if there was any additional parking he could add back into the project or any other pedestrian improvements that could be added. He also wanted to talk to a few local businesses that reached out last Wednesday. This is a great bike connection. It is an added spot that is well needed in the neighborhood. The best benefits of this, in addition to narrowing what is a wide street and adding lanes that would slow down traffic. There are some pedestrian improvements that will make it safer for families to cross Hamline. Some local businesses are concerned about some of the parking changes. Overall, staff did a good job minimizing the amount of spots that will become no parking. There is quite a bit of time sensitive parking permits right around Hamline and Randolph. It could be beneficial to keep cars moving there. He is opening to changing the time so people can stop by some of these places. Overall, this is an important component and makes this stretch of Hamline safer for bikers and pedestrians walking around there. He 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

#### **32** RES PH 21-52

Approval of the Capital Improvement Plan submitted by the St. Paul Saints identifying Capital Improvements to be performed at the Ballpark as part of the Saints' Triple-A affiliation with the Minnesota Twins, authorizing the use of Capital Expediture Funds in an amount not to exceed \$275,000, and amending the spending and financing budget in the Lowertown Ballpark Fund.

#### **Adopted**

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

**Nay**: 0

#### LEGISLATIVE HEARING ITEMS

		The Legislative Hearing Officer recommends adoption of the following resolutions, as no objections to these recommendations were received:
		Yea: 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang
		<b>Nay</b> : 0
33	RLH VO 21-7	Appeal of Najia Walker, Arcade Trust, to a Fire Inspection Correction Notice (which includes condemnation) at 928 ARCADE STREET.
		Adopted
34	RLH TA 21-47	Ratifying the Appealed Special Tax Assessment for property at 1430 AVON STREET NORTH. (File No. CG2004A3, Assessment No. 200165)
		Adopted
35	RLH VBR 21-11	Appeal of Sai S. Lee to a Vacant Building Registration Notice at 1393 BEECH STREET.
		Adopted
36	RLH OA 21-5	Appeal of Natosha Carney to a Code Compliance Report at 1544 BEECH STREET.
		Adopted
37	RLH TA 21-18	Ratifying the Appealed Special Tax Assessment for property at 2245 CARVER AVENUE. (File No. CG2004A3, Assessment No. 200165)
		Adopted
38	RLH SAO 21-17	Appeal of Steve Pincuspy to a Summary Abatement Order at 1216 CHARLES AVENUE.
		Adopted
39	RLH SAO 21-15	Making finding on the appealed nuisance abatement ordered for 1496 CHARLES AVENUE in Council File RLH SAO 21-6.
		Adopted
40	RLH TA 21-43	Ratifying the Appealed Special Tax Assessment for property at 1042 CHURCHILL STREET. (File No. CG2004A4, Assessment No. 200166)
		Adopted
42	RLH TA 21-49	Ratifying the Appealed Special Tax Assessment for property at 1183 ENGLEWOOD AVENUE. (File No. CG2004A4, Assessment No. 200166)
		Adopted

44	RLH TA 21-41	Deleting the Appealed Special Tax Assessment for property at 1159 GALTIER STREET. (File No. CG2004A3, Assessment No. 200165)
		Adopted
45	RLH VBR 21-12	Appeal of Chee Xiong to a Vacant Building Registration Notice at 1151 GERANIUM AVENUE EAST.
		Adopted
46	RLH SAO 21-12	Making finding on the appealed nuisance abatement ordered for 1151 GERANIUM AVENUE EAST in Council File RLH SAO 21-9.
		Adopted
47	RLH VBR 21-9	Appeal of Heather Cothern, Alpha Capitol Services LLC, to a Vacant Building Registration Notice at 375 HAWTHORNE AVENUE EAST.
		Adopted
48	RLH TA 21-7	Ratifying the Appealed Special Tax Assessment for property at 1516
		HOLTON STREET. (File No. CG2004A3, Assessment No. 200165)  Adopted
49	RLH FCO 21-18	Appeal of Christina Harding, Manager for Green Jacket LLC, to a Reinspection Fire Certificate of Occupancy With Deficiencies at 354 HOPE STREET.
		Adopted
50	RLH SAO 21-10	Making finding on the appealed nuisance abatement ordered for 1597 JACKSON STREET in Council File SAO 21-7.
		Adopted
52	RLH TA 21-42	Ratifying the Appealed Special Tax Assessment for property at 1577 MARION STREET. (File No. CG2004A3, Assessment No. 200165)
		Adopted
53	RLH TA 21-46	Ratifying the Appealed Special Tax Assessment for property at 1379 MCAFEE STREET. (File No. CG2004A3, Assessment No. 200165)
		Adopted
55	RLH CO 21-1	Appeal of Joseph Schachtner to a Correction Notice at 38 MOUNDS BOULEVARD.
		Adopted
56	RLH VBR 21-8	Appeal of Kevin Christ to a Vacant Building Registration Notice at 1216 REANEY AVENUE.

		Adopted
57	RLH TA 21-150	Amending Council Files No. RLH AR 20-53 to delete the assessment for Property Clean Up services during December 13 to 30, 2019 at 250 SYNDICATE STREET SOUTH. (File No. J2014A, Assessment No. 208513)  Adopted
58	RLH SAO 21-11	Appeal of Joe Schaak, House2Home Property Management LLC, to a Summary Abatement Order at 677 THOMAS AVENUE.
		Adopted
59	RLH TA 21-135	Deleting the Appealed Special Tax Assessment for property at 724 VIRGINIA STREET. (File No. CG2004A3, Assessment No. 200165)
		Adopted
60	RLH VBR 21-10	Appeal of Michelle Chalifoux to a Vacant Building Registration Fee Warning Letter at 963 WATSON AVENUE.
		Adopted
61	RLH TA 21-50	Ratifying the Appealed Special Tax Assessment for property at 1110 WOODBRIDGE STREET. (File No. CG2004A3, Assessment No. 200165)
		Adopted
63	RLH TA 21-151	Amending the previously ratified assessment to delete the assessment for Property Clean Up during January 2 to 10, 2020 at 903 YORK AVENUE. (File No. J2015A, Assessment No. 208515)
		Adopted
64	RLH AR 21-12	Ratifying the assessment for the City's cost of providing Collection of Delinquent Garbage Bills for services during July to September 2020. (File No. CG2004A3, Assessment No. 200165)
		Adopted
65	RLH AR 21-9	Ratifying the assessment for the City's cost of providing Collection of Delinquent Garbage Bills for services during July to September 2020. (File No. CG2004A4, Assessment No. 200166)
		Adopted
		For the following items, no objections to the Legislative Hearing Officer's

amended recommendation was received and, therefore, she recommends

#### amendment and adoption:

#### 43 RLH RR 20-31

Ordering the rehabilitation or razing and removal of the structures at 1033 GALTIER STREET within fifteen (15) days after the September 23, 2020, City Council Public Hearing. (Legislative Hearing on March 9, 2021)

### Adopted as amended (grant 180 days)

Yea: 7 -

Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang

**Nay:** 0

#### 51 **RLH RR 21-2**

Making finding on the appealed substantial abatement ordered for 864 MARION STREET in Council File RLH RR 19-29. (Legislative Hearing on March 9, 2021)

#### Adopted as amended (grant additional 180 days)

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

**Nay:** 0

For the following items, the Legislative Hearing Officer's recommendation is to refer to Legislative Hearing dates listed:

#### RLH TA 21-57 41

Ratifying the Appealed Special Tax Assessment for property at 1252 EARL STREET. (File No. CG2004A3, Assessment No. 200165) (To be referred back to April 8, 2021 Legislative Hearing)

#### Refer to April 8 Legislative Hearing

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

**Nay:** 0

#### **RLH RR 21-9** 54

Ordering the rehabilitation or razing and removal of the structures at 1816 MINNEHAHA AVENUE EAST within fifteen (15) days after the March 10, 2021, City Council Public Hearing. (Legislative Hearing on March 9, 2021)

#### Refer to April 13 Legislative Hearing

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

**Nay:** 0

# 62 RLH RR 21-10

Ordering the rehabilitation or razing and removal of the structures at 521 YORK AVENUE within fifteen (15) days after the March 10, 2021, City Council Public Hearing. (Legislative Hearing on March 9, 2021)

## Refer to April 13 Legislative Hearing

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 5:16 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 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, 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. More information is available at www.stpaul.gov/departments/city-council

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