



# City of Saint Paul

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

## Meeting Minutes - Action Only

### City Council

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

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Wednesday, February 22, 2023

3:30 PM

Council Chambers - 3rd Floor

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**Public Hearing on creating the 1079 Rice Street Commercial Development District at  
10:00 AM at 1011 Rice Street in the Rice Street Library  
Regular Council Meeting at 3:30 PM in Council Chambers**

#### ROLL CALL

**Meeting started at 10:05 AM**

**Present** 6 - Councilmember Amy Brendmoen, Councilmember Chris Tolbert,  
Councilmember Rebecca Noecker, Councilmember Mitra Jalali,  
Councilmember Nelsie Yang and Councilmember Russel Balenger

**Absent** 1 - Councilmember Jane L. Prince

**PUBLIC HEARING (The public hearing on this item will take place at 10:00 a.m. at the  
Rice Street Library, 1011 Rice Street. Following the public hearing, Council members  
will conduct an Organizational Committee meeting.)**

- 1 [Ord 23-12](#) Amending the Appendix to Chapter 409 of the Legislative Code Pursuant to  
Section 17.07.1 of the Charter and Section 409.16 of the Legislative Code to  
create a new Commercial Development District at 1079 Rice Street to include  
the single parcel that is at that address and allow for one (1) On-Sale Liquor  
License of any type.

*Council President Brendmoen moved approval.*

**Laid over to March 1, 2023 for Final Adoption**

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

**Nay:** 0

**Absent:** 1 - Councilmember Prince

**RECESS (The Council will recess, and reconvene at 3:30 p.m. in Council Chambers.)**

**Meeting recessed at 10:35 AM**

**ROLL CALL**

**Meeting reconvened at 3:32 PM**

**Present** 6 - Councilmember Amy Brendmoen, Councilmember Chris Tolbert, Councilmember Rebecca Noecker, Councilmember Mitra Jalali, Councilmember Nelsie Yang and Councilmember Russel Balenger

**Absent** 1 - Councilmember Jane L. Prince

**COMMUNICATIONS & RECEIVE/FILE**

- 2 [AO 23-21](#) Amending the 2023 Capital Improvement Budget to allocate funding for capital maintenance projects to the appropriate departments, as recommended by the Capital Improvement Budget Committee.

**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 stated that Item 10 would be taken separately.*

*Councilmember Yang moved approval.*

**Consent Agenda adopted as amended**

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

**Nay:** 0

**Absent:** 1 - Councilmember Prince

- 3 [RES 23-186](#) Approving the City's cost of providing Property Clean Up services during December 1 to 13, 2022, and setting date of Legislative Hearing for March 21, 2023 and City Council public hearing for May 3, 2023 to consider and levy the assessments against individual properties. (File No. J2315A, Assessment No. 238514)

**Adopted**

- 4 [RES 23-187](#) Approving the City's cost of providing Property Clean Up services during December 14 to 30, 2022, and setting date of Legislative Hearing for March 21, 2023 and City Council public hearing for May 3, 2023 to consider and levy the assessments against individual properties. (File No. J2316A, Assessment No. 238515)

**Adopted**

- 5     [RES 23-203](#)     Establishing the rate of pay for the new classification of Senior Administrative Supervisor.  
**Laid over to March 1, 2023**
- 6     [RES 23-231](#)     Appointing the firm of Iverson Reuvers, under the direction of attorneys Jason Hiveley and Stephanie Angolkar, as special counsel representing former Saint Paul Police Officer Anthony Dean in the matter of Joseph Washington v. City of St. Paul; and Officers Anthony Dean and Colleen Rooney, in their individual and official capacities.  
**Adopted**
- 7     [RES 23-242](#)     Approving the Mayor's appointment of Megan Dayton to a three-year term on the Board of Zoning Appeals.  
**Adopted**
- 8     [RES 23-243](#)     Authorizing the City to accept a donation in the amount of \$200.00 from Carey M. Thompson on behalf of the Police Department (SPPD) for general support.  
**Adopted**
- 9     [RES 23-244](#)     Authorizing the City to accept a donation of a Weber Genesis gas grill from the St. Paul Police K9 Foundation on behalf of the Police Department (SPPD) for food preparation.  
**Adopted**
- 11    [RES 23-258](#)     Authorizing the Department of Public Works to apply for and accept funding from the Minnesota Pollution Control Agency's Level 2 Electric Vehicle charging station grant program for the City's EV Spot Network Project.  
**Adopted**
- 12    [RES 23-267](#)     Approving the adverse action against the Auto Repair Garage license held by Pronto Auto Repair for the premises located at 1054 Payne Avenue.  
**Adopted**
- 13    [RES 23-275](#)     Authorizing a professional services contract with Messerli Kramer, P.A.  
**Adopted**
- 14    [RES 23-276](#)     Authorizing a professional services contract with Primacy Strategy Group.  
**Adopted**
- 15    [Min 23-11](#)     Approving the minutes of the Saint Paul City Council meetings of January 5, 12, 19, and 26, 2022.  
**Adopted**

- 16 [Min 23-12](#) Approving the minutes of the Saint Paul City Council meetings of February 2, 9, 16, and 23, 2022.
- Adopted**

**FOR DISCUSSION**

- 10 [RES 23-257](#) Approving a public hearing on the issuance of conduit charter school lease revenue bonds by the Housing and Redevelopment Authority (the "HRA") for the benefit of Community School of Excellence Project located at 270 Larpenteur Avenue West (District 6, Ward 5).

*Council President Brendmoen moved approval.*

**Adopted**

**Yea:** 4 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker and Councilmember Balenger

**Nay:** 2 - Councilmember Jalali and Councilmember Yang

**Absent:** 1 - Councilmember Prince

**PUBLIC HEARINGS**

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

- 17 [RES PH 23-22](#) Amending the financing and spending plans in the Fire Department Capital Projects budget in the amount of \$1,750,000 for the Fire Station 7 project.

*Councilmember Noecker moved approval.*

**Adopted**

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

**Nay:** 0

**Absent:** 1 - Councilmember Prince

- 18 [RES PH 23-31](#) Considering and adopting the Findings of Fact, Conclusions of Law, and Recommendation of the Administrative Law Judge, and request of the Department of Safety and Inspections for imposition of \$1,000 matrix penalty against the Auto Repair Garage license held by Castillo Auto Repair at 744 3rd Street East. (Public hearing continued from February 22, 2023)

*Council President Brendmoen moved to continue the public hearing for one week, due to Councilmember Prince's absence.*

**Public hearing continued to March 1, 2023**

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

**Nay:** 0

**Absent:** 1 - Councilmember Prince

- 19**     [RES PH 23-32](#)     Approving the application of MP Hospitality dba: Mike's Tav on the Ave for a sound level variance in order to present amplified sound on Friday, March 17, 2023 at 472 Snelling Ave S. - Mike's Tav on the Ave.

*Councilmember Tolbert moved approval.*

**Adopted**

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

**Nay:** 0

**Absent:** 1 - Councilmember Prince

- 20**     [RES PH 23-33](#)     Approving the applications of the Minnesota United FC for sound level variance applications in order to present amplified sound on March 11, 2023 and on March 25, 2023 within the Street and the Beer Garden Area at Allianz Field - 400 Snelling Ave. N.

*Councilmember Balenger moved approval.*

**Adopted**

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

**Nay:** 0

**Absent:** 1 - Councilmember Prince

- 21**     [RES PH 23-34](#)     Approving the application of Burger Moe's for a sound level variance in order to present amplified sound on Saturday, March 11, 2023, and Friday, March 17, 2023 at 242 7th St W - Burger Moe's.

*Councilmember Noecker moved approval.*

**Adopted**

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

**Nay:** 0

**Absent:** 1 - Councilmember Prince

- 22**     [RES PH 23-36](#)     Approving the adoption of a Supplement to the Spending Plan under Minnesota Statutes, Section 469.176, Subd 4n.

*Nicolle Goodman, Director of Planning and Economic Development, gave a staff*

*report.*

*Laura Jacobson spoke during the public hearing.*

*Clinton Blaisen spoke during the public hearing.*

*Ed Conlon spoke during the public hearing.*

*Sandra Erickson spoke during the public hearing.*

*Brooke Lee spoke during the public hearing.*

*Dave Brooks spoke during the public hearing.*

*Councilmember Noecker moved approval.*

*Councilmember Jalali spoke in support of Noecker's motion.*

**Adopted**

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

**Nay:** 0

**Absent:** 1 - Councilmember Prince

**23**     [RES PH 23-37](#)

Amending the 2023 PED operations fund budget to reflect budget neutral operational budget savings and PED staffing changes.

*Councilmember Yang moved approval.*

**Adopted**

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

**Nay:** 0

**Absent:** 1 - Councilmember Prince

**LEGISLATIVE HEARING CONSENT AGENDA**

**Items listed under the Consent Agenda will receive a combined public hearing and be enacted by one motion with no separate discussion. Items may be removed from the Consent Agenda for a separate public hearing and discussion if desired.**

**Approval of the Consent Agenda**

*Councilmember Jalali moved approval.*

**Legislative Hearing Consent Agenda adopted as amended**

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

**Nay:** 0

**Absent:** 1 - Councilmember Prince

- 24**    [RLH TA 23-21](#)    Deleting the Appealed Special Tax Assessment for property at 1075 ARCADE STREET. (File No. J2302P, Assessment No. 238401)  
**Adopted**
- 25**    [RLH TA 23-4](#)    Ratifying the Appealed Special Tax Assessment for property at 938 ARKWRIGHT STREET. (File No. VB2304, Assessment No. 238803) (Legislative Hearing on February 21, 2023)  
**Public hearing continued to March 8, 2023**
- 26**    [RLH TA 23-41](#)    Deleting the Appealed Special Tax Assessment for property at 903 BEECH STREET. (File No. J2302P, Assessment No. 238401)  
  
**Adopted**
- 27**    [RLH TA 23-35](#)    Ratifying the Appealed Special Tax Assessment for property at 586 BURGESS STREET. (File No. J2304E, Assessment No. 238303)  
**Adopted**
- 28**    [RLH TA 22-247](#)    Ratifying the Appealed Special Tax Assessment for property at 788 CHARLES AVENUE. (File No. J2211E, Assessment No. 228314) (Public hearing continued to February 22, 2023)  
  
**Adopted as amended (assessment ratified)**
- 29**    [RLH TA 23-7](#)    Ratifying the Appealed Special Tax Assessment for property at 649 CHERRY STREET. (File No. J2304E, Assessment No. 23803) (Public hearing continued to June 28, 2023)  
  
**Public hearing continued to June 28, 2023**
- 30**    [RLH TA 23-11](#)    Ratifying the Appealed Special Tax Assessment for property at 1319 EDMUND AVENUE. (File No. J2301C, Assessment No. 232000)  
**Adopted**
- 31**    [RLH VBR 23-4](#)    Appeal of Neil Scott to a Vacant Building Registration Notice at 928 GOODRICH AVENUE.  
**Adopted**
- 32**    [RLH RR 23-2](#)    Ordering the removal of the structures at 1618 HAMLIN AVENUE NORTH

within fifteen (15) days after the February 8, 2023, City Council Public Hearing.

**Referred to February 28, 2023 Legislative Hearing**

- 33**     [RLH TA 23-3](#)     Deleting the Appealed Special Tax Assessment for property at 85 HATCH AVENUE. (File No. J2304E, Assessment No. 238303)  
**Adopted**
- 34**     [RLH TA 23-8](#)     Ratifying the Appealed Special Tax Assessment for property at 916 HATCH AVENUE. (File No. J2304E, Assessment No. 238303) (Public hearing continued to September 6, 2023)  
**Public hearing continued to September 6, 2023**
- 35**     [RLH TA 23-34](#)     Deleting the Appealed Special Tax Assessment for property at 501 LYNNHURST AVENUE WEST. (File No. J2302P, Assessment No. 238401)  
**Adopted**
- 36**     [RLH TA 22-248](#)     Ratifying the Appealed Special Tax Assessment for property at 1778 MARGARET STREET. (File No. J2211E, Assessment No. 228314) (Public hearing continued to February 22, 2023)  
  
**Adopted as amended (assessment reduced)**
- 37**     [RLH TA 23-47](#)     Deleting the Appealed Special Tax Assessment for property at 835 MARSHALL AVENUE. (File No. J2304E, Assessment No. 238303)  
**Adopted**
- 38**     [RLH TA 23-9](#)     Ratifying the Appealed Special Tax Assessment for property at 627 MENDOTA STREET. (File No. J2304E, Assessment No. 238303)  
  
**Adopted**
- 39**     [RLH TA 23-6](#)     Ratifying the Appealed Special Tax Assessment for property at 2193 NORTONIA AVENUE. (File No. J2304B, Assessment No. 238103)  
  
**Adopted**
- 40**     [RLH TA 23-54](#)     Ratifying the Appealed Special Tax Assessment for property at 2063 PARKSIDE DRIVE. (File No. VB2302A, Assessment No. 238807)  
  
**Adopted**
- 41**     [RLH TA 23-10](#)     Deleting the Appealed Special Tax Assessment for property at 1233 PAYNE AVENUE. (File No. J2302P, Assessment No. 238401)  
**Adopted**



- 42     [RLH FCO 23-1](#)     Appeal of Amanda Knutson, Brownstones of Summit/Gassen Company, to a Fire Certificate of Occupancy Correction Notice at 596-604 SUMMIT AVENUE.  
**Adopted**
- 43     [RLH TA 23-81](#)     Amending Council File No. RLH AR 22-103 to delete the assessment for Graffiti Removal services during June 23 to August 10, 2022 at 1491 UNIVERSITY AVENUE WEST. (File No. J2301P, Assessment No. 238400)  
**Adopted**
- 44     [RLH VBR 23-6](#)     Appeal of Rob Yang, Wilandeth LLC, to a Vacant Building Registration Notice at 1573 UNIVERSITY AVENUE WEST.  
**Adopted**
- 45     [RLH TA 23-2](#)     Deleting the Appealed Special Tax Assessment for property at 292 WALNUT STREET. (File No. J2302P, Assessment No. 238401)  
**Adopted**
- 46     [RLH AR 23-1](#)     Ratifying the assessments for Collection of Vacant Building Registration fees billed during February 21 to August 24, 2022. (File No. VB2304, Assessment No. 238803)  
**Adopted**
- 47     [RLH AR 23-2](#)     Ratifying the assessments for Securing and/or Emergency Boarding services during September 2022. (File No. J2304B, Assessment No. 238103)  
**Adopted**
- 48     [RLH AR 23-3](#)     Ratifying the assessments for Demolition service from June 2022 at 1319 Edmund Ave. (File No. J2301C, Assessment No. 232000)  
**Adopted**
- 49     [RLH AR 23-4](#)     Ratifying the assessments for Demolition services from August 2022. (File No. J2302C, Assessment No. 232001)  
**Adopted**
- 50     [RLH AR 23-5](#)     Ratifying the assessments for Excessive Use of Inspection or Abatement services billed during July 25 to August 19, 2022. (File No. J2304E, Assessment No. 238303)  
**Adopted as amended (779 Thomas Ave referred to March 7, 2023 Legislative Hearing)**
- 51     [RLH AR 23-6](#)     Ratifying the assessments for Graffiti Removal services during August 9 to September 27, 2022. (File No. J2302P, Assessment No. 238401)  
**Adopted**

**ADJOURNMENT**

Meeting ended at 3:58 PM

City Council meetings are open for in person attendance, but the public may also comment on public hearing items in writing or via voicemail. Any comments and materials submitted by 12:00 pm of the day before the meeting will be attached to the public record and available for review by the City Council. Comments may be submitted as follows:

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Written public comment on public hearing items can be submitted to [Contact-Council@ci.stpaul.mn.us](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. Live testimony will be taken in person in the Council Chambers, and by telephone by registering to speak by noon on the day before the meeting. The registration link is located on the City Council website at [www.stpaul.gov/council](http://www.stpaul.gov/council) or <https://forms.office.com/g/TD3xN7WHy5>.

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