



# 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, April 19, 2023

3:30 PM

Council Chambers - 3rd Floor

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#### ROLL CALL

**Meeting started at 3:31 PM**

**Present** 7 - Councilmember Amy Brendmoen, Councilmember Chris Tolbert, Councilmember Rebecca Noecker, Councilmember Jane L. Prince, Councilmember Mitra Jalali, Councilmember Nelsie Yang and Councilmember Russel Balenger

#### COMMUNICATIONS & RECEIVE/FILE

- 1 [CO 23-19](#) Letter from the Department of Safety and Inspections declaring 1470 Kent Street a nuisance property. (For notification purposes only; public hearings will be scheduled at a later date if necessary.)  
**Received and Filed**
- 2 [CO 23-20](#) Letter from the Department of Safety and Inspections declaring 1862 Ivy Avenue East a nuisance property. (For notification purposes only; public hearings will be scheduled at a later date if necessary.)  
**Received and Filed**
- 3 [AO 23-39](#) Reduce the 2023 Cultural STAR Admin budget to zero, due to carry-over of Cultural STAR Admin from 2022 in the amount of approximately \$75,000.  
**Received and Filed**
- 4 [AO 23-43](#) Amending the 2023 spending budget in the Department of Public Works Sewers Capital Maintenance accounting unit.  
**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****Consent Agenda adopted as amended**

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

**Nay:** 0

- 5     [RES 23-469](#)     Authorizing the City to apply to the Minnesota Department of Employment and Economic Development for contamination cleanup funding for a project at 755 Prior Avenue which includes indemnification obligations.
- Adopted**
- 6     [RES 23-477](#)     Approving the City's cost of providing Property Clean Up services during January 18 to February 18, 2023, and setting date of Legislative Hearing for May 16, 2023 and City Council public hearing for June 28, 2023 to consider and levy the assessments against individual properties. (File No. J2320A, Assessment No. 238523)
- Adopted**
- 7     [RES 23-478](#)     Approving the City's cost of providing Property Clean Up services during March 1 to 8, 2023, and setting date of Legislative Hearing for May 16, 2023 and City Council public hearing for June 28, 2023 to consider and levy the assessments against individual properties. (File No. J2321A, Assessment No. 238524)
- Adopted**
- 8     [RES 23-501](#)     Authorizing the Department of Planning and Economic Development to apply to the Metropolitan Council for Tax Base Revitalization Account fund for four projects; (1) 680 and 694 Minnehaha Avenue, (2) 1170 Arcade Avenue, (3) 512 and 514 Humboldt Avenue, and (4) 755 Prior Avenue, which includes indemnification obligations.
- Adopted**
- 9     [RES 23-527](#)     Approving the Memorandum of Agreement for the 2023 Wage and Fringe Adjustment between the City and the Bricklayers and Allied Craftworkers Local Union 1 Minnesota/North Dakota.
- Laid over to April 26, 2023**
- 11    [RES 23-564](#)     Authorizing the City to enter into a Joint Powers Agreement, on behalf of the Police Department, with the State of Minnesota, on behalf of the Bureau of

Criminal Apprehension (BCA) for access the Criminal Justice Data Network (CJDN).

**Adopted**

- 12     [RES 23-568](#)     Authorizing the Department of Parks and Recreation to apply for grant funds of \$3,510 from AARP to support the activation of the Outdoor Fitness Park, located at the Hallie Q. Brown Community Center.

**Adopted**

- 13     [RES 23-569](#)     Authorizing agreements between the City and the Metropolitan Airports Commission (MAC), for the Police Department's use of commercial space for police operations.

**Adopted**

- 14     [RES 23-572](#)     Approving the Memorandum of Agreement for the 2023 Wage and Fringe Adjustment between the City and the United Association of Pipefitters Local No. 455.

**Laid over to April 26, 2023**

- 15     [RES 23-575](#)     Approving a Limited Use Permit with the State of Minnesota Department of Transportation for the Fish Hatchery Trail project.

**Adopted**

- 16     [RES 23-576](#)     Removing the existing license condition from the Liquor On Sale-100 seats or less; Liquor On Sale-Sunday; Liquor Outdoor Service Area (Patio) and Entertainment (A) licenses held by Lund Food Holdings, Inc. d/b/a Lunds & Byerlys (License ID #20220000546), for the premises located at 2170 Ford Parkway.

**Adopted**

- 17     [RES 23-499](#)     Approving the Memorandum of Agreement between the City and the Saint Paul Police Federation for the purpose of establishing an on-call schedule.

**Adopted**

- 18     [RES 23-520](#)     Approving the Memorandum of Agreement for the 2023 Wage and Fringe Adjustment between the City of Saint Paul and the Electrical Workers Local 110.

**Adopted**

- 19     [RES 23-597](#)     Approving an Amendment No. 1 to Automated Metering Infrastructure Site Lease Agreement with the City to install AMI equipment on siren poles maintained by the City's Department of Emergency Management.

**Adopted**

**FOR DISCUSSION**

- 10**     [RES 23-536](#)     Considering the application for Clairview Holdings LLC, d/b/a Groveland Tap (License ID #19980003516), located at 1834 St Clair Avenue, to add a new Liquor Outdoor Service Area (Patio) and expand the indoor On-Sale Liquor Service Area licenses to the existing Malt On-Sale Strong and Wine On-Sale licenses.
- Amended and laid over to April 26, 2023**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali, Councilmember Yang and Councilmember Balenger
- Nay:** 0
- 
- 20**     [RES 23-349](#)     Recognizing that the Department of Emergency Management has met nationally recognized Emergency Management Standards and is accredited by the Emergency Management Accreditation Program (EMAP).
- Adopted**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali, Councilmember Yang and Councilmember Balenger
- Nay:** 0
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- 21**     [RES 23-566](#)     Approving adverse action against the Cigarette/Tobacco License held by KMH Retail LLC d/b/a Mini Pac (License ID# 20210000750), at 1184 Maryland Avenue East. (Licensee's Attorney will speak to City Council on licensee's behalf) (laid over from April 19, 2023)
- Laid over to April 26, 2023**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali, Councilmember Yang and Councilmember Balenger
- Nay:** 0

**ORDINANCES**

**An ordinance is a city law enacted by the City Council. It is read at three separate council meetings and becomes effective after passage by the Council and 30 days after publication in the Saint Paul Pioneer Press. Public hearings on ordinances are generally held at the second reading.**

**First Reading**

- 22**     [Ord 23-22](#)     Amending Chapter 225 of the Legislative Code relating to weapons.
- Laid over to April 26, 2023 for Second Reading**

**PUBLIC HEARINGS**

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

- 23**     [RES PH 23-16](#)     Amending the financing and spending plans in the Department of Public Works Capital Budget for multiple projects.
- Adopted**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali, Councilmember Yang and Councilmember Balenger
- Nay:** 0
- 24**     [RES PH 23-76](#)     Authorizing the Department of Parks and Recreation to accept funds in the amount of \$15,476 from the Saint Paul Conservancy, enter into a Memorandum of Understanding with the Conservancy, and to establish a financing and spending plan for two new signs at the Como Woodland Classroom and Capitol View Park.
- Adopted**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali, Councilmember Yang and Councilmember Balenger
- Nay:** 0
- 25**     [RES PH 23-82](#)     Approving the application of Rainbow Health for a sound level variance in order to present amplified sound on Saturday, May 13, 2023 at 1199 Midway Parkway Como Pavilion.
- Adopted**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali, Councilmember Yang and Councilmember Balenger
- Nay:** 0
- 26**     [RES PH 23-83](#)     Accepting Minnesota China Friendship Garden Society funds for the St. Paul - Changsha China Friendship Garden project, and amending the financing and spending budget for the Department of Parks and Recreation in the amount of \$70,000 for the project.
- Adopted**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali, Councilmember Yang and Councilmember Balenger
- Nay:** 0

- 27     [RES PH 23-84](#)     Approving the application of Allianz Field for a sound level variance in order to present live amplified sound for the Night Nation Run- Twin Cities Event on May 20, 2023 by Allianz Field - 400 Snelling Avenue North.
- Adopted**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali, Councilmember Yang and Councilmember Balenger
- Nay:** 0
- 28     [RES PH 23-87](#)     Approving the application of Friends of St. Paul College for a sound level variance in order to present live amplified sound for the Friends on the Lawn Event on May 18, 2023 at St. Paul College - 235 Marshall Avenue.
- Adopted**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali, Councilmember Yang and Councilmember Balenger
- Nay:** 0
- 29     [RES PH 23-88](#)     Authorizing the Department of Parks and Recreation to accept a grant from Abbey's Hope Charitable Foundation in the amount of \$15,000 to provide 188 swimming lesson scholarships to St. Paul youth.
- Adopted**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali, Councilmember Yang and Councilmember Balenger
- Nay:** 0
- Yea:** 7 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali, Councilmember Yang and Councilmember Balenger
- Nay:** 0

#### LEGISLATIVE HEARING DISCUSSION ITEMS

- 32     [RLH TA 23-76](#)     Ratifying the Appealed Special Tax Assessment for property at 686 EDMUND AVENUE. (File No. VB2305A, Assessment No. 238812) (Public hearing closed and laid over from March 22, 2023)
- Adopted**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali, Councilmember Yang and Councilmember Balenger
- Nay:** 0

- 37 [RLH VO 23-15](#) Appeal of Herbert Darnell Steele to an Emergency Condemnation and Order to Vacate at 1319-1321 DAYTON AVENUE.
- Adopted**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali, Councilmember Yang and Councilmember Balenger
- 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**

##### **Legislative Hearing Consent Agenda adopted as amended**

- Yea:** 7 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali, Councilmember Yang and Councilmember Balenger
- Nay:** 0

- 33 [RLH TA 23-101](#) Ratifying the Appealed Special Tax Assessment for property at 1030 BEECH STREET. (File No. J2306E, Assessment No. 238305) (Public hearing continued to October 11, 2023)

##### **Public hearing continued to October 11, 2023**

- 34 [RLH TA 23-72](#) Ratifying the Appealed Special Tax Assessment for property at 1621 BIRMINGHAM STREET. (File No. J2306B, Assessment No. 238105)
- Adopted**
- 35 [RLH TA 23-98](#) Ratifying the Appealed Special Tax Assessment for property at 1162 BLAIR AVENUE. (File No. J2306B, Assessment No. 238105)

##### **Adopted**

- 36 [RLH TA 22-377](#) Ratifying the Appealed Special Tax Assessment for property at 1437 CHARLES AVENUE. (File No. J2304A, Assessment No. 238503) (Public Hearing continued to April 19, 2023)
- Adopted as amended (assessment reduced)**

- 38 [RLH TA 23-106](#) Ratifying the Appealed Special Tax Assessment for property at 424 ENGLISH STREET. (File No. CRT2305, Assessment No. 238204)

##### **Adopted**

- 39 [RLH TA 23-100](#) Ratifying the Appealed Special Tax Assessment for property at 1040 GRAND AVENUE. (File No. J2306B, Assessment No. 238105)  
**Adopted**
- 40 [RLH RR 23-10](#) Ordering the rehabilitation or razing and removal of the structures at 1117 JENKS AVENUE within fifteen (15) days after the April 19, 2023, City Council Public Hearing. (To refer back to July 11, 2023 Legislative Hearing)  
  
**Public hearing continued to April 26, 2023**
- 41 [RLH TA 23-42](#) Ratifying the Appealed Special Tax Assessment for property at 905 MARYLAND AVENUE EAST. (File No. J2310A2, Assessment No. 238527)  
**Adopted**
- 42 [RLH TA 23-120](#) Ratifying the Appealed Special Tax Assessment for property at 689 PARKVIEW AVENUE. (File No. VB2306, Assessment No. 238805)  
**Adopted**
- 43 [RLH TA 23-95](#) Ratifying the Appealed Special Tax Assessment for property at 1070 ROSS AVENUE. (File No. J2306E, Assessment No. 238305)  
**Adopted**
- 44 [RLH TA 23-96](#) Ratifying the Appealed Special Tax Assessment for property at 1273 SARGENT AVENUE. (File No. VB2306, Assessment No. 238805)  
**Adopted**
- 45 [RLH TA 23-89](#) Deleting the Appealed Special Tax Assessment for property at 1150 SEVENTH STREET EAST (also 1154 Seventh Street East). (File No. J2306E, Assessment No. 238305)  
**Adopted**
- 46 [RLH TA 23-109](#) Ratifying the Appealed Special Tax Assessment for property at 120 STEVENS STREET WEST. (File No. J2305E1, Assessment No. 238312) (Public hearing continued July 12, 2023)  
**Public hearing continued to July 12, 2023**
- 47 [RLH TA 23-110](#) Ratifying the Appealed Special Tax Assessment for property at 120 STEVENS STREET WEST. (File No. J2306E, Assessment No. 238305) (Public hearing continued to July 12, 2023)  
**Public hearing continued to July 12, 2023**
- 48 [RLH TA 23-92](#) Ratifying the Appealed Special Tax Assessment for property at 779 THOMAS AVENUE. (File No. J2304E3, Assessment No. 238310)  
**Public hearing continued to May 17, 2023**



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- 49 [RLH TA 23-93](#) Ratifying the Appealed Special Tax Assessment for property at 779 THOMAS AVENUE. (File No. J2305E3, Assessment No. 238314)  
**Public hearing continued to May 17, 2023**
- 50 [RLH TA 23-94](#) Ratifying the Appealed Special Tax Assessment for property at 779 THOMAS AVENUE. (File No. J2306E, Assessment No. 238305)  
**Public hearing continued to May 17, 2023**
- 51 [RLH TA 23-79](#) Ratifying the Appealed Special Tax Assessment for property at 820 WESTERN AVENUE NORTH. (File No. J2305E2, Assessment No. 238313)  
(Public Hearing continued to April 19, 2023)  
**Adopted as amended (assessment reduced)**
- 52 [RLH TA 23-91](#) Ratifying the Appealed Special Tax Assessment for property at 820 WESTERN AVENUE NORTH. (File No. J2306E, Assessment No. 238305)  
**Adopted**
- 53 [RLH AR 23-23](#) Ratifying the assessments for Collection of Vacant Building Registration fees billed during June 1 to October 20, 2022. (File No. VB2306, Assessment No. 238805)  
**Adopted**
- 54 [RLH AR 23-24](#) Ratifying the assessments for Securing and/or Emergency Boarding services during November 2022. (File No. J2306B, Assessment No. 238105)  
**Adopted**
- 55 [RLH AR 23-25](#) Ratifying the assessments for Collection of Fire Certificate of Occupancy fees billed during September 27 to October 24, 2022. (File No. CRT2305, Assessment No. 238204)  
**Adopted**
- 56 [RLH AR 23-26](#) Ratifying the assessments for Excessive Use of Inspection or Abatement services billed during September 22 to October 21, 2022. (File No. J2306E, Assessment No. 238305)  
**Adopted**
- 57 [RLH AR 23-27](#) Ratifying the assessments for Graffiti Removal services during November 2 to December 1, 2022. (File No. J2304P, Assessment No. 238403)  
**Adopted**

**PUBLIC HEARING**

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

- 30 [RES PH 23-89](#) Accepting grant funds, authorizing execution of a grant agreement (with indemnity obligations and other documents related thereto) and amending the

operating budget with respect to the City's sponsorship of a Metropolitan Council Livable Communities Demonstration Account Transit Oriented Development ("TOD") Grant for the benefit of Kimball Court located at 555 Snelling Ave N (District 11, Ward 4).

**Adopted**

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

**Nay:** 0

**ADJOURNMENT**

**Meeting ended at 4:28 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:

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. 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>.

#### **Council Meeting Information**

The City Council is paperless which saves the environment and reduces expenses. The agendas and Council files are all available on the Web (see below). Council members use mobile devices to review the files during the meeting. Using a mobile device greatly reduces costs since most agendas, including the documents attached to files, are over 1000 pages when printed.

#### **Web**

Meetings are available on the Council's website. Email notification and web feeds (RSS) of newly released minutes, agendas, and meetings are available by subscription. Visit [www.stpaul.gov/council](http://www.stpaul.gov/council) for meeting videos and updated copies of the agendas, minutes, and supporting documents.

#### **Cable**

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