



City of Saint Paul

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

Meeting Minutes - Action Only

Katie Burger, Executive
Assistant, 651-266-8560

City Council

Council President Amy Brendmoen
Councilmember Dan Bostrom
Councilmember Samantha Henningson
Councilmember Rebecca Noecker
Councilmember Jane L. Prince
Councilmember Dai Thao
Councilmember Chris Tolbert

Wednesday, February 21, 2018

3:30 PM

Council Chambers - 3rd Floor

Budget Amendment Public Hearings and Legislative Hearing Items at 3:30 p.m. Public Hearing Items at 5:30 p.m.

ROLL CALL

Ward 4 Interim Councilmember Samantha Henningson was sworn in prior to roll call.

Councilmember Bostrom excused.

Present 6 - City Council President Amy Brendmoen, Councilmember Dai Thao, Councilmember Chris Tolbert, Councilmember Rebecca Noecker, Councilmember Jane L. Prince and Councilmember Samantha Henningson

Absent 1 - Councilmember Dan Bostrom

COMMUNICATIONS & RECEIVE/FILE

- 1 [AO 18-13](#) Amending CDBG and ESG activities budgets.

Received and filed
- 2 [AO 18-14](#) Amending the 2018 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 (Items 3 - 19)

Consent Agenda adopted as amended

Yea: 6 - City Council President Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Henningson

Nay: 0

Absent: 1 - Councilmember Bostrom

- 3** [RES 18-299](#) Approving the settlement agreement and release in the Trahern Crews v. City of Saint Paul, et al., matter.

Sponsors: Brendmoen

Adopted

- 4** [RES 18-320](#) Approving the modification of 2015 Neighborhood STAR Program Funds for the Oromo Community of Minnesota.

Sponsors: Thao

Adopted

- 6** [RES 18-227](#) Approving renewal of the lease with the St. Paul Intervention Project for the Bridges to Safety Program housed in city space within the City Hall/Courthouse.

Sponsors: Brendmoen

Adopted

- 7** [RES 18-259](#) Authorizing the Fire Department to apply for the 2017 Assistance to Firefighter grant in the amount of \$112,900 from the Federal Emergency Management Agency (FEMA) for command staff training, RIT packs, and Trench Rescue Prop.

Sponsors: Brendmoen

Adopted

- 8 [RES 18-301](#) Authorizing Fire Department to apply for the 2017 Hazardous Materials Emergency Preparedness (HMEP) grant in the amount of \$16,118 from the State of Minnesota Department of Homeland Security and Emergency Management for training for firefighters.
- Sponsors: Brendmoen
- Adopted**
- 9 [RES 18-303](#) Authorizing Fire Department to apply for the 2017 Hazardous Materials Emergency Preparedness (HMEP) grant in the amount of \$37,830 from the State of Minnesota Department of Homeland Security and Emergency Management to provide Hazardous Material Tech training for firefighters.
- Sponsors: Brendmoen
- Adopted**
- 10 [RES 18-232](#) Changing the rates of pay for the classification of Parks and Recreation Worker in Grade 31H, EG 99, Special Employment Salary Schedule.
- Sponsors: Brendmoen
- Laid over to February 28 for adoption**
- 11 [RES 18-233](#) Changing the rates of pay for the classifications of Capital City Intern and EMS Cadet Assistant in Grade 001, EG 99, Special Employment.
- Sponsors: Brendmoen
- Laid over to February 28 for adoption**
- 12 [RES 18-195](#) Authorizing the Police Department to enter into Organized Crime Drug Enforcement Task Force (OCDETF) agreements in 2018.
- Sponsors: Brendmoen
- Adopted**
- 13 [RES 18-304](#) Authorizing the Police Department to expense food and beverages for 2018 professional training courses and training exercises.
- Sponsors: Brendmoen
- Adopted**

- 14 [RES 18-305](#) Authorizing the Police Department to provide snacks and beverages in 2018 to visitors during critical incident investigations and assistance programs.
- Sponsors: Brendmoen
- Adopted**
- 15 [RES 18-307](#) Authorizing the Police Department to cover expenses including food, beverage, and room rental for 2018 events that recognize outstanding service by employees and members of the public who take extraordinary efforts to help others and to engage employees and the public.
- Sponsors: Brendmoen
- Adopted**
- 16 [RES 18-224](#) Approving and authorizing execution of a lease agreement between the City of St. Paul ("City") and, ("LICENSEE"), ExteNet Systems, Inc., a Delaware corporation with its principal offices located at 3030 Warrenville Rd., Ste. 340, Lisle, Illinois 60532, allowing the installation of wireless communication equipment on various City infrastructure.
- Sponsors: Brendmoen
- Adopted**
- 17 [RES 18-316](#) Providing Incentive to increase community participation in the Pedestrian Plan.
- Sponsors: Brendmoen
- Adopted**
- 18 [RES 18-309](#) Approving a waiver of the 45-day notice requirement in order to issue a Liquor On Sale-101-180 Seats, Liquor On Sale-Sunday, Entertainment (A), and Gambling Location licenses with conditions to 267 West Seventh, LLC, d/b/a Parlour (License ID #20180000336) at 267 7th Street West.
- Sponsors: Noecker
- Adopted**
- 19 [RES 18-312](#) Approving and authorizing execution of the Site Lease Agreement with Verizon Wireless (VAW) LLC, d/b/a Verizon Wireless, to provide for continued operation of telecommunications equipment at the Cottage Avenue Standpipe site located at 2095 Clear Avenue.
- Sponsors: Brendmoen
- Adopted**

FOR DISCUSSION

- 5 [RES 18-300](#) Approving the 2018 Innovation Fund Allocation.
- Sponsors: Brendmoen
- Adopted as amended**
- Yea:** 6 - City Council President Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Henningson
- Nay:** 0
- Absent:** 1 - Councilmember Bostrom

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

- 20 [Ord 18-6](#) Amending Chapter 106 of the Legislative Code pertaining to restrictions on the use of sidewalks, streets, and etc. to permit sidewalk cafes on boulevards under certain conditions.
- Sponsors: Tolbert
- Laid over to March 7 for third reading/public hearing**
- 21 [Ord 18-7](#) Amending Chapter 121 of the Legislative Code, pertaining to permits for driveways, sidewalks, curbs, and etc. to permit surfacing of boulevards for sidewalk cafes under certain conditions.
- Sponsors: Tolbert
- Laid over to March 7 for third reading/public hearing**

First Reading

- 22 [Ord 18-9](#) Establishing the classification titled Assistant to the Mayor VIII in the unclassified service pursuant to Section 12.03.02 (H) of the Charter. (Must be approved by Civil Service Commission after adoption by City Council but prior to Mayor signature)
- Sponsors: Brendmoen
- Laid over to February 28 for second reading**

- 23 [Ord 18-10](#) Establishing the classification titled Assistant to the Mayor VII in the unclassified service pursuant to Section 12.03.02 (H) of the Charter. (Must be approved by Civil Service Commission after adoption by City Council but prior to Mayor signature)

Sponsors: Brendmoen

Laid over to February 28 for second reading

SUSPENSION ITEMS

Rules suspended

Yea: 6 - City Council President Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Henningson

Nay: 0

Absent: 1 - Councilmember Bostrom

[RES 18-358](#)

Approving the Mayor's appointments of Naomi Alemseged, Kaohly Her, Ikram Koliso, Peter Leggett, Noel Nix, Lyndsey Olson, Joan Phillips, Chris Rider, Russ Stark, Camille Tinnin, Andrea Turner, LyLy Vang-Yang, Sharon Kennedy Vickers, Liz Xiong, ThaoMee Xiong, and Daniel Yang as City of Saint Paul Department Directors and Mayor's Office staff.

Sponsors: Brendmoen

Adopted

Yea: 6 - City Council President Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Henningson

Nay: 0

Absent: 1 - Councilmember Bostrom

Rules suspended

Yea: 6 - City Council President Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Henningson

Nay: 0

Absent: 1 - Councilmember Bostrom

[RES 18-338](#)

In appreciation of the students and staff of McNally Smith College of Music and their contributions to the vibrancy and culture of Saint Paul.

Sponsors: Noecker

Adopted

Yea: 6 - City Council President Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Henningson

Nay: 0

Absent: 1 - Councilmember Bostrom

BUDGET AMENDMENT PUBLIC HEARINGS (Held at 3:30 p.m.)

24 [RES PH 18-35](#)

Amending the financing and spending plans in the Department of Emergency Management in the amount of \$33,850 for the 2016 Pre-Disaster Mitigation Grant.

Sponsors: Brendmoen

Adopted

Yea: 6 - City Council President Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Henningson

Nay: 0

Absent: 1 - Councilmember Bostrom

25 [RES PH 18-59](#)

Authorizing the Police Department to accept the donation from the Target Corporation for the department's crime prevention/community programs in 2018.

Sponsors: Brendmoen

Adopted

Yea: 6 - City Council President Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Henningson

Nay: 0

Absent: 1 - Councilmember Bostrom

LEGISLATIVE HEARING CONSENT AGENDA (Held at 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 26 - 37)

Legislative Hearing Consent Agenda adopted as amended

Yea: 6 - City Council President Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Henningson

Nay: 0

Absent: 1 - Councilmember Bostrom

- 26 [RLH VO 18-4](#) Appeal of Heather Meyers, SMRLS, o/b/o Tywana Price to a Condemnation as Unfit For Human Habitation and Order to Vacate at 1272 EDGERTON STREET.

Sponsors: Bostrom

Adopted as amended (appeal granted on occupancy; extensions granted for repairs)

- 27 [RLH CO 18-6](#) Appeal of Victoria Downey to a Correction Notice at 865 HOWELL STREET NORTH.

Sponsors: Stark

Adopted

- 28 [RLH CO 18-5](#) Appeal of Maria T. Denison to a Correction Notice at 1990 HOYT AVENUE EAST. (Legislative hearing on February 20, 2018)

Sponsors: Bostrom

Adopted as amended (extension granted)

- 29 [RLH CO 17-49](#) Appeal of Gregory Hanzal to a Correction Notice at 1069 KENT STREET.

Sponsors: Brendmoen

Adopted

- 30 [RLH RR 18-6](#) Making finding on the appealed nuisance abatement ordered for 666 MINNEHAHA AVENUE WEST in Council File RLH RR 17-13.

Sponsors: Thao

Adopted

- 31 [RLH VO 18-3](#) Appeal of James VinZant, VinZant Construction, to a Revocation of Fire Certificate of Occupancy and Order to Vacate at 1247 ROSS AVENUE.

 Sponsors: Bostrom

 Adopted
- 32 [RLH TA 17-531](#) Deleting the Appealed Special Tax Assessment for property at 694 SHERBURNE AVENUE. (File No. J1803B, Assessment No. 188102; amended to File No. J1803B1, Assessment No. 188107, and to delete the assessment)

 Sponsors: Thao

 Adopted as amended (assessment number updated)
- 33 [RLH TA 17-547](#) Ratifying the Appealed Special Tax Assessment for Property at 694 SHERBURNE AVENUE. (File No. VB1803, Assessment No. 188802; amended to File No. VB1803A, Assessment No. 188809)

 Sponsors: Thao

 Adopted as amended (assessment number updated; payments spread over 5 years)
- 34 [RLH TA 18-91](#) Amending Council File No. RLH AR 17-102 to delete the assessment for Collection of Vacant Building Registration Fees billed during January 4 to July 21, 2017 at 255 SYNDICATE STREET SOUTH. (File No. VB1803, Assessment No. 188802)

 Sponsors: Tolbert

 Adopted
- 35 [RLH VO 18-5](#) Appeal of Kwei Fang to a Condemnation and Order to Vacate at 2144 TEMPLE COURT.

 Sponsors: Stark

 Adopted as amended (appeal granted)
- 36 [RLH RR 18-2](#) Ordering the rehabilitation or razing and removal of the structures at 1536 VAN BUREN AVENUE within fifteen (15) days after the February 14, 2018, City Council public hearing. (Amend to remove within 15 days with no option for rehabilitation)

 Sponsors: Stark

 Referred to Legislative Hearings on February 27

- 37 [RLH RR 18-5](#) Making finding on the appealed nuisance abatement ordered for 670 WESTERN AVENUE NORTH in Council File RLH RR 17-22.

Sponsors: Thao

Adopted as amended (180 days granted to complete rehabilitation)

PUBLIC HEARINGS (Held at 5:30 p.m.)

- Present** 6 - City Council President Amy Brendmoen, Councilmember Dai Thao, Councilmember Chris Tolbert, Councilmember Rebecca Noecker, Councilmember Jane L. Prince and Councilmember Samantha Henningson
- Absent** 1 - Councilmember Dan Bostrom

- 38 [Ord 18-5](#) Amending Chapter 157 of the Legislative Code to clarify parking restrictions in certain zoning districts.

Sponsors: Noecker

Public hearing held and closed; laid over to February 28 for final adoption

Yea: 6 - City Council President Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Henningson

Nay: 0

Absent: 1 - Councilmember Bostrom

- 39 [Ord 18-8](#) Amending Chapter 160 of the Legislative Code pertaining to parking meter zones on holidays.

Sponsors: Noecker

Public hearing held and closed; laid over to February 28 for final adoption

Yea: 6 - City Council President Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Henningson

Nay: 0

Absent: 1 - Councilmember Bostrom

- 40 [RES PH 18-44](#) Approving the application of O’Gara’s Bar and Grill, Inc. for a sound level variance in order to present amplified music in an enclosed tent on Saturday, March 17, 2018.

Sponsors: Thao

Adopted

Yea: 6 - City Council President Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Henningson

Nay: 0

Absent: 1 - Councilmember Bostrom

- 41** [RES PH 18-34](#) Approving the application of Patrick McGovern's for a sound level variance in order to present amplified music for a St. Patrick's Day Event in an enclosed tent on Saturday, March 17, 2018 at 225 7th Street West.

Sponsors: Noecker

Adopted

Yea: 6 - City Council President Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Henningson

Nay: 0

Absent: 1 - Councilmember Bostrom

- 42** [RES PH 18-36](#) Approving the application of Shamrocks Irish Nook for a sound level variance in order to present amplified music for a St. Patrick's Day event in an enclosed tent on Saturday, March 17, 2018 at 995 7th Street West.

Sponsors: Noecker

Adopted

Yea: 6 - City Council President Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Henningson

Nay: 0

Absent: 1 - Councilmember Bostrom

- 43** [RES PH 18-40](#) Approving the application of Visit Saint Paul for a sound level variance to use live music and DJs on 7th Street West, between 174 and 258 7th Street West, during Lucky Palooza on West 7th on March 10, 2018.

Sponsors: Noecker

Adopted

Yea: 6 - City Council President Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Henningson

Nay: 0

Absent: 1 - Councilmember Bostrom

- 44** [RES PH 18-45](#) Approving the application of Burger Moe's for a sound level variance in order to present amplified music for St. Patrick's Day events on Friday, March 16 and Saturday, March 17, 2018 at 242 7th Street West.
- Sponsors:** Noecker
- Adopted**
- Yea:** 6 - City Council President Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Henningson
- Nay:** 0
- Absent:** 1 - Councilmember Bostrom
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- 45** [RES PH 18-7](#) Final Order approving the improvements to pedestrian crossings on Grand Avenue between Hamline Avenue and Victoria Street. (Project No. 19241)
- Sponsors:** Tolbert
- Adopted**
- Yea:** 6 - City Council President Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Henningson
- Nay:** 0
- Absent:** 1 - Councilmember Bostrom
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- 46** [RES PH 18-9](#) Final Order approving the completion of the sidewalk network on local streets bounded by Randolph Avenue, Hamline Avenue, Highland Parkway, and Snelling Avenue. (Project No. S1801)
- Sponsors:** Tolbert
- Adopted**
- Yea:** 6 - City Council President Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Henningson
- Nay:** 0
- Absent:** 1 - Councilmember Bostrom

- 47 [ABZA 18-2](#) Public hearing to consider the appeal of a decision made by the Board of Zoning Appeals stating that the Zoning Administrator's October 30, 2017 determination letter was not in error in determining that the West Addition to the Commodore Restaurant was, for zoning purposes, never legally established as a restaurant space.

Sponsors: Thao

Public hearing held and closed; laid over to February 28 at 3:30 p.m.

Yea: 6 - City Council President Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Henningson

Nay: 0

Absent: 1 - Councilmember Bostrom

ADJOURNMENT

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 iPads to review the files during the meeting. Using the iPad greatly reduces costs since most agendas, including the documents attached to files, are over 1000 pages when printed.

Web

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Cable

Meetings are live on St Paul Channel 18 and replayed on Thursdays at 5:30 p.m., Saturdays at 12:30 p.m., and Sundays at 1:00 p.m. (Subject to change)

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