



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 Dan Bostrom
Councilmember Samantha Henningson
Councilmember Rebecca Noecker
Councilmember Jane L. Prince
Councilmember Dai Thao
Councilmember Chris Tolbert

Wednesday, June 20, 2018

3:30 PM

Council Chambers - 3rd Floor

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

ROLL CALL

Present 6 - Councilmember 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 [CO 18-38](#) Letter from the Department of Safety and Inspections declaring 1232 SEVENTH STREET EAST a nuisance property. (For notification purposes only; public hearings will be scheduled at a later date if necessary.)

Sponsors: Bostrom

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 2 - 11)

Consent Agenda adopted

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

Nay: 0

Absent: 1 - Councilmember Bostrom

- 2 [RES 18-961](#) Approving the City's cost of providing Property Clean Up services during April 2 to 13, 2018, and setting date of Legislative Hearing for July 24, 2018 and City Council public hearing for September 12, 2018 to consider and levy the assessments against individual properties. (File No. J1812A, Assessment No. 188532)
- Sponsors: Brendmoen
- Adopted**
- 3 [RES 18-963](#) Approving the City's cost of providing Property Clean Up services during April 18 to 30, 2018, and setting date of Legislative Hearing for July 24, 2018 and City Council public hearing for September 12, 2018 to consider and levy the assessments against individual properties. (File No. J1813A, Assessment No. 188533)
- Sponsors: Brendmoen
- Adopted**
- 4 [RES 18-967](#) Authorizing acceptance of a Dedication of Easement for Right-of-Way Purposes for a portion of proposed Myrtle Avenue as part of the development of new housing at the Weyerhauser site on the Minneapolis/St. Paul border.
- Sponsors: Henningson
- Adopted**
- 5 [RES 18-974](#) Approving an amendment to Lease Agreement PR/10 for land abutting and incorporated into the Cayuga Playground to extend the term through April 30, 2020.
- Sponsors: Brendmoen
- Adopted**
- 6 [RES 18-1010](#) Approving the Revised Memorandum of Agreement for the 2018 Wage and Fringe Adjustment between the City of Saint Paul and the North Central States Regional Council of Carpenters.
- Sponsors: Brendmoen
- Laid over to June 27 for adoption**

- 7 [RES 18-998](#) Accepting the gift of the costs of travel expenses from the Governing Alliance on Racial Equity ("GARE")/ Center for Social Inclusion/ Race Forward, for Chief Equity Officer, Toni Newborn, to attend the Race Equity Here convening held in New York City, New York on June 6 - 8, 2018.
- Sponsors: Brendmoen
- Adopted**
- 8 [RES 18-1000](#) Accepting the gift of the costs of travel expenses from the National Guard for Chief Equity Officer, Toni Newborn, to attend the National Guard's 5th annual Special Victim's Counsel ("SVC") Continuing Legal Education ("CLE") Program to be held in Tampa, Florida from June 18 - 20, 2018.
- Sponsors: Brendmoen
- Adopted**
- 9 [RES 18-900](#) Approving the 2018 Round 1 Cultural Sales Tax Revitalization (STAR) Loan and Grant Program awards.
- Sponsors: Brendmoen
- Adopted**
- 10 [RES 18-908](#) Authorizing the Department of Parks and Recreation to enter into a cooperative agreement with the Minnesota Department of Natural Resources to provide an accessible kayak dock at no cost to the City.
- Sponsors: Bostrom
- Adopted**
- 11 [RES 18-990](#) Approving a waiver of the 45-day waiting period to approve a Malt Off Sale (Brewery) license with conditions to Amazen, LLC, d/b/a Vine Park Brewing Co. (License ID #20180001388) at 1254 7th Street West.
- Sponsors: Noecker
- Adopted**

FOR DISCUSSION

- 12 [RES 18-1006](#) Creating a welcoming and inclusive city by expanding the availability of gender-neutral restrooms in City owned and operated buildings.
- Sponsors: Prince, Thao, Noecker, Brendmoen, Henningson and Tolbert
- Adopted**

Yea: 6 - Councilmember 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.

First Reading

- 13 [Ord 18-24](#) Granting the application of Wedum Albion LLC to rezone property at 900 Albion Avenue from R4 One-Family Residential to T3 Traditional Neighborhood, and amending Chapter 60 of the Legislative Code pertaining to the zoning map.

Sponsors: Tolbert

Laid over to June 27 for second reading

- 14 [Ord 18-27](#) Amending Chapter 33 of the Legislative Code (plumbing fees) to update the fees for gas burning water heaters, dryers, ranges or other devices/appliances, including gas piping.

Sponsors: Brendmoen

Laid over to June 27 for second reading

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

- 15 [RES PH 18-165](#) Amending the financing and spending plans in the Department of Parks and Recreation in the amount of \$279,000 to reflect additional 2018 funding expected from Como Friends.

Sponsors: Henningson

Adopted

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

Nay: 0

Absent: 1 - Councilmember Bostrom

- 16 [RES PH 18-178](#) Accepting a donation from the Minnesota China Garden Friendship Society and amending the financing and spending plan in the Department of Parks and Recreation in the amount of \$170,000, to reflect the Minnesota China Garden Friendship Society's gift for the St.Paul-Changsha China Friendship Garden project in Phalen Regional Park.

Sponsors: Bostrom

Adopted

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

Nay: 0

Absent: 1 - Councilmember Bostrom

LEGISLATIVE HEARING CONSENT AGENDA (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 17 - 24)

Legislative Hearing Consent Agenda adopted as amended

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

Nay: 0

Absent: 1 - Councilmember Bostrom

- 17 [RLH SAO 18-29](#) Making finding on the appealed nuisance abatement ordered for 894 BEECH STREET in Council File RLH SAO 18-27.

Sponsors: Prince

Adopted

- 18 [RLH VO 18-13](#) Appeal of John Kerwin to a Revocation of Fire Certificate of Occupancy and Order to Vacate at 667 LINCOLN AVENUE.

Sponsors: Noecker

Adopted

- 19 [RLH FCO 18-69](#) Appeal of Patrick Hogan to a Correction Notice-Complaint Inspection at 1142 MARION STREET.

 Sponsors: Brendmoen

 Adopted
- 20 [RLH CO 18-19](#) Appeal of Donald and Barbara Orr to a Correction Notice at 1765 MARYLAND AVENUE EAST. (To be referred back to Legislative Hearing on July 10)

 Sponsors: Bostrom

 Referred to Legislative Hearings on July 10
- 21 [RLH VBR 18-27](#) Appeal of Noela Suhfor to a Vacant Building Registration and Notice of Condemnation Unfit for Human Habitation Order to Vacate at 1007 OXFORD STREET NORTH.

 Sponsors: Brendmoen

 Adopted
- 22 [RLH TA 17-469](#) Ratifying the Appealed Special Tax Assessment for Property at 1568 POINT DOUGLAS ROAD. (File No. J1802G, Assessment No. 188701; amended to File No. J1802G1, Assessment No. 188706 and to delete the assessment)

 Sponsors: Prince

 Adopted as amended (assessment deleted)
- 23 [RLH RR 18-22](#) Ordering the rehabilitation or razing and removal of the structures at 830 UNIVERSITY AVENUE WEST within fifteen (15) days after the June 20, 2018, City Council public hearing. (Public hearing continued from June 20)

 Sponsors: Thao

 Public hearing continued to June 27
- 24 [RLH FCO 18-66](#) Appeal of Lisa VanHorn to a Fire Inspection Correction Notice at 161 WINIFRED STREET WEST.

 Sponsors: Noecker

 Adopted

SUSPENSION ITEMS

Rules suspended

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

Nay: 0

Absent: 1 - Councilmember Bostrom

[RES 18-1016](#)

Approving a License Agreement with Ramsey County, on behalf of the State of Minnesota, to allow entry upon county property to evaluate the conditions following the Wabasha Slope slide of April 28, 2018.

Sponsors: Brendmoen

Adopted

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

Nay: 0

Absent: 1 - Councilmember Bostrom

Rules suspended

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

Nay: 0

Absent: 1 - Councilmember Bostrom

[RES 18-1041](#)

Approving a License Agreement with Clear Channel Outdoor to allow entry upon Clear Channel Outdoor property to evaluate the conditions following the Wabasha Slope slide of April 28, 2018.

Sponsors: Brendmoen

Adopted

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

Nay: 0

Absent: 1 - Councilmember Bostrom

SUSPENSION ITEM

Rules suspended

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

Nay: 0

Absent: 1 - Councilmember Bostrom

[RES 18-1051](#)

Condemning separation of immigrant and refugee families and calling for the immediate end of the Trump administration's Zero-Tolerance Policy.

Sponsors: Noecker, Prince, Thao, Brendmoen, Henningson and Tolbert

Adopted as amended

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

Nay: 0

Absent: 1 - Councilmember Bostrom

PUBLIC HEARINGS (5:30 p.m.)

Present 6 - Councilmember Dan Bostrom, Councilmember Amy Brendmoen, Councilmember Dai Thao, Councilmember Chris Tolbert, Councilmember Rebecca Noecker and Councilmember Jane L. Prince

Absent 1 - Councilmember Samantha Henningson

Councilmember Henningson arrived after roll call.

Present 7 - Councilmember Dan Bostrom, Councilmember Amy Brendmoen, Councilmember Dai Thao, Councilmember Chris Tolbert, Councilmember Rebecca Noecker, Councilmember Jane L. Prince and Councilmember Samantha Henningson

- 25 [RES PH 18-156](#) Approving the application of HmongTown Connections Inc. for a sound level variance to present amplified music during the HmongTown Festival on June 23 and 24, 2018 at 217 Como Avenue.

Sponsors: Thao

Adopted

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Henningson

Nay: 0

- 26 [RES PH 18-162](#) Approving the application of Steve Heckler, Lowertown Blues Festival, for a sound level variance to present amplified music on Thursday, July 19 through Saturday, July 21, 2018 during the Lowertown Blues Festival at Mears Park.

Sponsors: Noecker

Adopted

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Henningson

Nay: 0

- 27 [RES PH 18-164](#) Approving the application of Amber ACE Cleveland for a sound level variance in to present amplified live music on July 7, 2018 during For the Love, A Community Celebration at Mears Park.

Sponsors: Noecker

Adopted

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Henningson

Nay: 0

- 28 [RES PH 18-166](#) Approving the application of TMT Productions LLC for a sound level variance to present announcements and DJ music on Saturday, July 14, 2018 during the Night Nation Run at Harriet Island.

Sponsors: Noecker

Adopted as amended

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Henningson

Nay: 0

- 29 [RES PH 18-163](#) Approving the application of the St. Paul Jewish Community Center for a sound level variance to present live amplified music on July 15, 2018 during a Mini Farmers/Art Market at 1375 St. Paul Avenue.

Sponsors: Tolbert

Adopted

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Henningson

Nay: 0

- 30 [RES PH 18-159](#) Approving the application of United Hmong Family Inc. for a sound level variance for amplified sound on Saturday, June 30 and Sunday, July 1, 2018 for the Hmong Int'l Freedom Festival at Como Park, McMurray Fields.

Sponsors: Henningson

Adopted

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Henningson

Nay: 0

- 31 [Ord 18-19](#) Amending Chapter 324 of the Legislative Code pertaining to the number of licenses.

Sponsors: Noecker, Prince and Brendmoen

Amended; public hearing held and closed; laid over to June 27 for final adoption

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Henningson

Nay: 0

- 32 [Ord 18-25](#) Amending the Can Can Wonderland Commercial Development District to add one additional on-sale license.

Sponsors: Henningson

Public hearing held and closed; laid over to June 27 for final adoption

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Henningson

Nay: 0

- 33 [Ord 18-20](#) Amending Chapter 164 of the Legislative Code pertaining to residential permit parking.

Sponsors: Brendmoen

Amended; public hearing continued to July 18

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Henningson

Nay: 0

- 34 [RES PH 18-172](#) Updating and simplifying the Residential Permit Parking Program.

Sponsors: Brendmoen, Tolbert, Noecker, Thao and Henningson

Amended; public hearing continued to July 18

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

Nay: 0

Absent: 1 - Councilmember Bostrom

- 35 [RES PH 18-121](#) Ratifying the assessment for the 2017 Street Maintenance Service Program-Mill and Overlay: Selby Avenue. (File No. MO1708, Assessment No. 175507)

Sponsors: Thao

Adopted

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

Nay: 0

Absent: 1 - Councilmember Bostrom

- 36 [RES PH 18-120](#) Ratifying the assessment for the 2017 Street Maintenance Service Program-Mill and Overlay: Smith Avenue. (File No. MO1707, Assessment No. 175506)

Sponsors: Noecker

Adopted

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

Nay: 0

Absent: 1 - Councilmember Bostrom

- 37** [RES PH 18-125](#) Ratifying the assessments for Replacement of Lead Water Service Line on Private Property during January to March 2018. (File No. 1801LDSRP, Assessment No. 184002)

Sponsors: Brendmoen

Adopted

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

Nay: 0

Absent: 1 - Councilmember Bostrom

- 38** [RES PH 18-126](#) Ratifying the assessments for Replacement of Sanitary Sewer Line on Private Property during January to March 2018. (File No. SWRP1803, Assessment No. 183002)

Sponsors: Brendmoen

Adopted as amended

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Henningson

Nay: 0

- 39** [RES PH 18-170](#) Approving the application submitted by Janna Severance, General Counsel for Presbyterian Homes and Services for an exception to the general hours of operation for pedestrian Skyway Bridge #47 and the portion of the World Trade Center Ramp which connects to Skyway Bridge #47.

Sponsors: Noecker

Adopted

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Henningson

Nay: 0

- 40 [RES PH 18-168](#) Approving installation of bike lanes on Arlington Avenue between Rice Street and Jackson Street.

Sponsors: Brendmoen

Adopted

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Henningson

Nay: 0

- 41 [ABZA 18-4](#) Public hearing to consider an appeal of Joseph Rittmann to a decision made by the Board of Zoning Appeals approving variance requests to construct a 6-unit, multi-family development at 617 Laurel Avenue. (Public hearing held June 20)

Sponsors: Thao

Public hearing held and closed; laid over to June 27

Yea: 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Henningson

Nay: 0

The Council took a brief recess.

Councilmember Thao excused.

Present 4 - Councilmember Amy Brendmoen, Councilmember Rebecca Noecker, Councilmember Jane L. Prince and Councilmember Samantha Henningson

Absent 3 - Councilmember Dan Bostrom, Councilmember Dai Thao and Councilmember Chris Tolbert

Council members Tolbert and Bostrom arrived after roll call.

Present 6 - Councilmember Dan Bostrom, Councilmember Amy Brendmoen, Councilmember Chris Tolbert, Councilmember Rebecca Noecker, Councilmember Jane L. Prince and Councilmember Samantha Henningson

Absent 1 - Councilmember Dai Thao

- 42** [APC 18-3](#) Public hearing to consider the appeal of Scott Kramer to a decision of the Planning Commission revoking a conditional use permit at 241 George Street West due to noncompliance with conditions of the permit. (Public hearing held June 20)

Sponsors: Noecker

Public hearing held and closed; laid over to June 27

Yea: 6 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Henningson

Nay: 0

Absent: 1 - Councilmember Thao

- 43** [APC 18-6](#) Public hearing to consider the appeal of Neighbors for Responsible Development to a decision of the Planning Commission approving a conditional use permit for height at 246-258 Snelling Avenue South.

Sponsors: Tolbert

Motion of intent - appeal denied

Yea: 5 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker and Councilmember Henningson

Nay: 1 - Councilmember Prince

Absent: 1 - Councilmember Thao

- 44** [APC 18-4](#) Public hearing to consider the appeal of David Burke on behalf of adjacent neighbors to a decision of the Planning Commission approving a conditional use permit to increase the number of residents in a sorority from 17 to 25 at 1381 Cleveland Avenue.

Sponsors: Henningson

Motion of intent - appeal denied

Yea: 6 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Henningson

Nay: 0

Absent: 1 - Councilmember Thao

- 45 [APC 18-5](#) Public hearing to consider the appeal of Leang Sarin of a Planning Commission denial of a conditional use permit for drive-through sales and service with modification of minimum driveway separation from adjacent residential property at 1330 Larpenteur Avenue. (To be withdrawn)

Sponsors: Brendmoen

Withdrawn

- 46 [AHPC 18-2](#) Public hearing to consider the appeal of All Energy Solar to a decision of the Heritage Preservation Commission denying an application for solar panels at 662 Conway Street in the Dayton's Bluff Heritage Preservation District.

Sponsors: Prince

Motion of intent - appeal granted

Yea: 6 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Henningson

Nay: 0

Absent: 1 - Councilmember Thao

ADJOURNMENT

Meeting adjourned

Council Meeting Information

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