City of Saint Paul

Minutes - Final

City Council

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

Council President Amy Brendmoen
Councilmember Dan Bostrom
Councilmember Mitra Jalali Nelson
Councilmember Rebecca Noecker
Councilmember Jane L. Prince
Councilmember Dai Thao
Councilmember Chris Tolbert

Wednesday, October 10, 2018 **3:30 PM** **Council Chambers - 3rd Floor**

ROLL CALL

The meeting was called to order by Council President Brendmoen at 3:31 p.m.

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

COMMUNICATIONS & RECEIVE/FILE

1 AO 18-52 Amending the 2018 grant budget for the Department of Emergency Management to more accurately record 2016 UASI Grant and 2017 UASI Grant expenditures.

Received and filed

2 AO 18-53 Amending the 2018 spending budget for the Citywide Assessment Fund (Fund 215).

Received and filed

3 AO 18-54 Establishing new account codes for four Year-Round STAR awards adopted via City Council Resolutions RES 18-1398, RES 18-1435, RES 18-1459 and RES 18-1635.

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 4 - 16)

Councilmember Bostrom moved approval of the Consent Agenda.

Consent Agenda adopted

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

Nay: 0

4 RES 18-1674 Approving the Settlement Agreement and Release between the City of St. Paul and Desiree Collins and her attorneys Robert Bennett and Andrew Noel.

Adopted

5 RES 18-1644 Authorizing the Fire Department to pay for all costs incurred for the department to host a firefighter cancer study meeting on October 17, 2018 at Saint Paul Fire Department headquarters.

Adopted

6 RES 18-1588 Approving payment in the amount of twelve thousand forty-five dollars and eighty-two cents ($12,045.82) in full settlement of the claim of West Bend Insurance Company as Subrogee of Christopher and Catherine Schneeman.

Adopted

7 RES 18-1602 Changing the rate of pay for the classification of Building and Facility Supervisor (formerly Building Superintendent) from Grade 010 to Grade 012 of EG 09, SPSO. (Laid over from September 26)

Adopted

8 RES 18-1609 Changing the rate of pay for the classification of SPRWS Safety and Security Officer (formerly Security Officer-Water) from Grade 17A to Grade 017 of EG 12, Operating Engineers. (Laid over from September 26)

Adopted

9 RES 18-1649 Approving and ratifying the expenses incurred and donations received for the August 14, 2018 City of Saint Paul Employee Cookout.

Adopted

10 RES 18-1673 Accepting travel and lodging costs for Saint Paul Heritage Preservation Commissioners Barb Bezat and Richard Dana to attend the 38th Annual Statewide Preserve Minnesota Conference to be held on September 12-14, 2018 in Winona to satisfy the City of Saint Paul's contractual obligation set forth in the Certified Local Government (CLG) agreement with the State of Minnesota.

Adopted

11 RES 18-1688 Setting a public hearing date of November 7, 2018 for the 2019 Sanitary Sewer Rates and 2019 Storm Sewer System Charges.

Adopted

12 RES 18-1663 Approving adverse action against the Tree Trimmer & 1 Vehicle and Tree Trimmer - Each Additional Vehicle licenses held by Bratt Tree Company, Inc.

Adopted

13 RES 18-1665 Approving adverse action against the Tree Trimmer & 1 Vehicle and Tree Trimmer - Each Additional Vehicle licenses held by Ivan's Tree Service, LLC.

Adopted

14 RES 18-1666 Approving adverse action against the Tree Trimmer & 1 Vehicle and Tree Trimmer - Each Additional Vehicle licenses held by Shorewood Tree Service, LLC.

Adopted

15 RES 18-1667 Approving adverse action against the Tree Trimmer & 1 Vehicle and Tree Trimmer - Each Additional Vehicle licenses held by Xtreme Tree Team, Inc. d/b/a Xtreme Tree.

Adopted

16 RES 18-1628 Setting a public hearing date of November 7, 2018 for the 2019 Water Charges.

Adopted

FOR DISCUSSION

17 RES PH 18-296 Approving adverse action against the Second Hand Dealer license application submitted by Thrifty Nifty, LLC, d/b/a Thrifty Nifty at 741 University Avenue West. (Public hearing held October 3)

Councilmember Thao moved to grant the appeal.

Deputy City Attorney Rachel Tierney said the item before the Council was a resolution to approve adverse action, and that Councilmeber Thao could reject the resolution by withdrawing it.

Councilmember Thao moved to withdraw the item.

Withdrawn

18 RLH RR 18-38 Ordering the rehabilitation or razing and removal of the structures at 610 SAINT ALBANS STREET NORTH within fifteen (15) days after the September 26, 2018 City Council public hearing. (Public hearing held September 26; laid over from October 10) (Amend to remove within 15 days)

Legislative Hearing Officer Marcia Moermond said the owner had not secured financing to her satisfaction. She she asked that the matter be referred back to Legislative Hearing on Tuesday, October 16 at 3:00 p.m. so stakeholders could sort out the multiple financing sources and scope of work, and bring forward a plan for the rehabilitation of the property.

Councilmember Thao moved to refer the matter to Legislative Hearings on October 16.

Referred to Legislative Hearing on October 16

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

Nay: 0

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

19 Ord 18-28 Amending Chapters 65 and 66 of the Legislative Code pertaining to Accessory Dwelling Units.

Councilmember Tolbert moved an amended version.

Following discussion among the Council members, the amendment was approved. Yeas - 7 Nays - 0

Amended; laid over to October 17 for final adoption

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

Nay: 0

Second Reading

20 Ord 18-50 Amending Section 409.08 of the Legislative Code to prohibit licensees of exclusive liquor stores which sell tobacco, tobacco-related devices, electronic delivery device, or nicotine or lobelia delivery products from allowing persons under eighteen (18) years of age from entering the store.

Laid over to October 17 for third reading/public hearing

21 Ord 18-51 Granting the application of Dorothy Gherity to rezone the property at 418 Sherburne Avenue from R4 Single Family Residential to T2 Traditional Neighborhood, and amending Chapter 60 of the Legislative Code pertaining to the zoning map.

Laid over to October 17 for third reading/public hearing

22 Ord 18-52 Establishing a Community Advisory Committee for the position of Director of Human Rights and Equal Economic Opportunity pursuant to the provisions Section 11.01 of the Administrative Code.

Laid over to October 17 for third reading/public hearing

BUDGET AMENDMENT PUBLIC HEARINGS

23 RES PH 18-303 Amending the 2018 budgets in the Public Works Streets General Fund and the Street Maintenance Program.

No one was present to testify. Councilmember Tolbert moved to close the public hearing and approve the resolution.

Adopted

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

Nay: 0

SUSPENSION ITEM

Councilmember Thao moved suspension of the rules.

Rules suspended

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

Nay: 0

RES 18-1753 Proclaiming Saturday, October 13, 2018 as Lieutenant Colonel Kou B. Vang Day in the City of Saint Paul.

Councilmember Thao made brief comments and moved approval of the resolution.

Adopted

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

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 (Items 24 - 40)

No one was present to testify. Councilmember Jalali Nelson moved to close the public hearing and approve the Legislative Hearing Consent Agenda as amended.

Legislative Hearing Consent Agenda adopted as amended

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

Nay: 0

Absent: 1 - Councilmember Thao

24 RLH SAO 18-59 Appeal of Ronald Staeheli to a Summary Abatement Order at 358 ARBOR STREET.

Adopted

25 RLH VBR 18-61 Appeal of Shirzad Raimi to a Vacant Building Registration Requirement at 370 BATES AVENUE.

Adopted

26 RLH VO 18-44 Appeal of William Dunnigan to a Notice of Condemnation-Unfit for Human Habitation-Order to Vacate at 754 BLAIR AVENUE.

Adopted

27 RLH FCO 18-166 Appeal of Asha Raleigh to a Fire Inspection Correction Notice at 1043 CONWAY STREET.

Adopted

28 RLH RR 18-39 Ordering the rehabilitation or razing and removal of the structures at 1049 EDGERTON STREET within fifteen (15) days after the October 10, 2018 City Council public hearing. (Public hearing continued from October 10) (Amend to remove or raze the building within 15 days)

Public hearing continued to October 24

29 RLH VBR 18-59 Appeal of John Kellermann Jr. to a Vacant Building Registration Notice at 1349 EDGERTON STREET.

Adopted

30 RLH VBR 18-67 Appeal of Charnell Hudson to a Vacant Building Registration Notice at 134 ELIZABETH STREET EAST.

Adopted

31 RLH FCO 18-106 Appeal of Wayne Young to a Correction Notice-Reinspection Complaint at 949 FOREST STREET.

Adopted

32 RLH VBR 18-64 Appeal of Anh Pham to a Vacant Building Registration Notice at 721 JACKSON STREET.

Adopted

33 RLH CO 18-36 Appeal of Derald Theis to a Correction Notice at 1365 MARION STREET.

Adopted

34 RLH FCO 18-160 Appeal of Evan Bibbee to a Fire Inspection Correction Notice at 1060 MATILDA STREET.

Adopted

35 RLH VBR 18-62 Appeal of Marjorie Pitz to a Vacant Building Registration Fee Warning Letter at 664 PLUM STREET.

Adopted

36 RLH VO 18-49 Appeal of Lynn Fagerness to a Revocation of Fire Certificate of Occupancy and Order to Vacate at 1127 RAYMOND AVENUE.

Adopted

37 RLH VBR 18-56 Appeal of Gonzo Guerra, Connection Realty, to a Vacant Building Registration Notice at 1056 REANEY AVENUE.

Adopted

38 RLH VBR 18-63 Appeal of Christopher Weltzien to a Vacant Building Registration Renewal Notice at 1960 ROME AVENUE.

Adopted

39 RLH VBR 18-66 Appeal of Roger Cheatham to a Vacant Building Registration Notice at 1895 SAINT ANTHONY AVENUE.

Adopted

40 RLH TA 18-533 Deleting the Appealed Special Tax Assessment for property at 796 VAN BUREN AVENUE. (File No. J1812A, Assessment No. 188532)

Adopted

ADJOURNMENT

Meeting adjourned at 3:48 p.m.

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
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 for meeting videos and updated copies of the agendas, minutes, and supporting documents.

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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