



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 Mitra Jalali Nelson
Councilmember Rebecca Noecker
Councilmember Jane L. Prince
Councilmember Dai Thao
Councilmember Chris Tolbert

Wednesday, December 5, 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.

The Final Hearing on the Proposed Budget and Tax Levy (Truth in Taxation Hearing)

will be held at or shortly after 6:30 p.m.

ROLL CALL

Present 4 - Councilmember Amy Brendmoen, Councilmember Dai Thao,
Councilmember Rebecca Noecker and Councilmember Jane L. Prince

Absent 3 - Councilmember Dan Bostrom, Councilmember Chris Tolbert and
Councilmember Mitra Jalali Nelson

Council members Jalali Nelson, Tolbert, and Bostrom 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
Mitra Jalali Nelson

COMMUNICATIONS & RECEIVE/FILE

- 1 [AO 18-63](#) Amending the CDBG activities budget.

Received and filed
- 2 [AO 18-64](#) Establishing a new account code for one Year-Round STAR award
adopted via City Council Resolution #18-1998 and returning STAR funds
to the Year-Round STAR Program from three Year-Round STAR projects
no longer moving forward.

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

Nay: 0

- 3** [RES 18-2019](#) Approving the Settlement Agreement and Release between Glenn Slaughter and the City of St. Paul and his attorney Robert Bennett.
- Sponsors:** Brendmoen
- Adopted**
- 5** [RES 18-1998](#) Approving the use of grant funds through the Neighborhood Star Year-Round Program for Saint Paul Urban Tennis.
- Sponsors:** Prince
- Adopted**
- 6** [RES 18-1855](#) Authorizing a 3-year lease with TK 1 LLC to permit private parking on City property at 630 Pierce Butler Route.
- Sponsors:** Thao
- Adopted**
- 7** [RES 18-1971](#) Approving the City's cost of providing Property Clean Up services during August 30 to September 14, 2018, and setting date of Legislative Hearing for December 18, 2018 and City Council public hearing for February 13, 2019 to consider and levy the assessments against individual properties. (File No. J1907A, Assessment No. 198206) (This resolution amends RES 18-1869 adopted on November 14, 2018)
- Sponsors:** Brendmoen
- Adopted**

- 8 [RES 18-1972](#) Approving the City's cost of providing Property Clean Up services during September 14 to 27, 2018, and setting date of Legislative Hearing for December 18, 2018 and City Council public hearing for February 13, 2019 to consider and levy the assessments against individual properties. (File No. J1908A, Assessment No. 198207) (This resolution amends RES 18-1870 adopted on November 14, 2018)

Sponsors: Brendmoen

Adopted

- 9 [RES 18-1980](#) Approving the City's cost of providing Boarding and/or Securing services during September 2018, and setting date of Legislative Hearing for January 8, 2019 and City Council public hearing for February 20, 2019 to consider and levy the assessments against individual properties. (File No. J1904B, Assessment No. 198103)

Sponsors: Brendmoen

Adopted

- 10 [RES 18-1982](#) Approving the City's cost of providing Collection of Vacant Building Registration fees billed during March 12 to September 21, 2018, and setting date of Legislative Hearing for January 8, 2019 and City Council public hearing for February 20, 2019 to consider and levy the assessments against individual properties. (File No. VB1905, Assessment No. 198804)

Sponsors: Brendmoen

Adopted

- 11 [RES 18-1983](#) Approving the City's cost of providing Collection of Fire Certificate of Occupancy fees billed during June 26 to August 6, 2018, and setting date of Legislative Hearing for January 8, 2019 and City Council public hearing for February 20, 2019 to consider and levy the assessments against individual properties. (File No. CRT1904, Assessment No. 198203)

Sponsors: Brendmoen

Adopted

- 12 [RES 18-1984](#) Approving the City's cost of providing Trash Hauling services during September 5 to 28, 2018, and setting date of Legislative Hearing for January 8, 2019 and City Council public hearing for February 20, 2019 to consider and levy the assessments against individual properties. (File No. J1904G, Assessment No. 198703)
- Sponsors: Brendmoen
- Adopted**
- 13 [RES 18-1985](#) Approving the City's cost of providing Excessive Use of Inspection or Abatement services billed during July 23 to August 21, 2018, and setting date of Legislative Hearing for January 8, 2019 and City Council public hearing for February 20, 2019 to consider and levy the assessments against individual properties. (File No. J1904E, Assessment No. 198303)
- Sponsors: Brendmoen
- Adopted**
- 14 [RES 18-1987](#) Approving the City's cost of providing Graffiti Removal services during September 24 to October 16, 2018, and setting date of Legislative Hearing for January 8, 2019 and City Council public hearing for February 20, 2019 to consider and levy the assessments against individual properties. (File No. J1904P, Assessment No. 198403)
- Sponsors: Brendmoen
- Adopted**
- 15 [RES 18-1953](#) Approving the 2019 - 2020 Memorandum of Understanding between the City of Saint Paul and Fire Fighters Local 21; Professional Employees Association; Saint Paul Police Federation; and Tri-Council, General Drivers Local 120, LIUNA Laborers Local 363; and Operating Engineers Local 49 for the purpose of continuing Council Resolution 04-1068 concerning military pay salary differential for City employees who are called to active service in the Reserves or National Guard.
- Sponsors: Brendmoen
- Adopted**
- 16 [RES 18-1931](#) Authorizing the Como Park Zoo and Conservatory to accept funding for two representatives to attend a symposium on fostering empathy within the zoo and aquarium setting, to be held in Seattle Washington from January 22-25, 2019.
- Sponsors: Brendmoen and Jalali Nelson
- Adopted**

- 17 [RES 18-1951](#) Authorizing the Department of Public Works to accept the Metropolitan Council Environmental Services 2018 MCES I&I Demonstration Project Grant.
- Sponsors: Brendmoen
- Adopted**
- 18 [RES 18-2007](#) Approving adverse action against the Liquor Off Sale and Cigarette/Tobacco licenses held by Phann Liquor, Inc., d/b/a Capital Wine & Spirit at 531 Rice Street.
- Sponsors: Thao
- Adopted**
- 19 [RLH OA 18-7](#) Making recommendation to Ramsey County on the application of Sara Gorton, on behalf of Morton M. Ackerman, for repurchase of tax forfeited property at 1220-1222 SAINT CLAIR AVENUE.
- Sponsors: Noecker
- Adopted**

FOR DISCUSSION

- 4 [RES 18-1672](#) Encouraging youth engagement through District Councils.
- Sponsors: Brendmoen and Noecker
- Adopted as amended**
- Yea:** 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Jalali Nelson
- 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.

Second Reading

- 20 [Ord 18-64](#) Amending Chapter 33 of the Legislative Code pertaining to Establishment of Permit Fees, Certificate of Compliance, and Fences - Requirements.

 Sponsors: Brendmoen

 Laid over to December 19 for third reading/public hearing
- 21 [Ord 18-65](#) Amending Chapter 310 of the Legislative Code pertaining to Uniform License Procedures as it relates to the License Fee Schedule. (To be laid over to January 2, 2019 for third reading/public hearing)

 Sponsors: Brendmoen

 Laid over to January 2, 2019 for third reading/public hearing
- 22 [Ord 18-66](#) Amending Chapter 77 pertaining to the Metropolitan Council Environment Services (MCES) Service Availability Charge (SAC) fee increases.

 Sponsors: Brendmoen

 Laid over to December 19 for third reading/public hearing

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

- 23 [RES PH 18-359](#) Amending the spending plans for the Fire and General Government departments in the General Fund.

 Sponsors: Brendmoen

 Adopted

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

 Nay: 0

- 24 [RES PH 18-362](#) Amending the financing and spending plans in the Fire Department in the amount of \$3,000 for a contribution received from the Minnesota Board of Firefighter Training and Education to pay for training for firefighters.

Sponsors: Brendmoen

Adopted

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

Nay: 0

- 25 [RES PH 18-366](#) Amending the financing and spending plans in the Fire Department for the Minnesota Task Force One team reimbursement from the City of Edina in the amount of \$43,006.90.

Sponsors: Brendmoen

Adopted

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

Nay: 0

- 26 [RES PH 18-360](#) Authorizing the Police and Emergency Management Departments to accept the 2018 Port Security grant from the U.S. Department of Homeland Security through Its Federal Emergency Management Agency.

Sponsors: Brendmoen

Adopted

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

Nay: 0

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 27 - 33)**Legislative Hearing Consent Agenda adopted as amended**

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

Nay: 0

- 27** [RLH VBR 18-84](#) Appeal of Cheng Zong Xiong to a Fire Inspection Correction Notice (Including Condemnation) and Vacant Building Registration Fee at 1580 ARKWRIGHT STREET.
Sponsors: Brendmoen
Adopted
- 28** [RLH FCO 18-186](#) Appeal of Lynne Geistfeld to a Correction Notice - Complaint Inspection at 861 HOWELL STREET NORTH.
Sponsors: Jalali Nelson
Adopted
- 29** [RLH FCO 18-183](#) Appeal of Nathan Austin to a Correction Notice-Reinspection Complaint at 112 LARPENTEUR AVENUE WEST.
Sponsors: Brendmoen
Adopted
- 30** [RLH VBR 18-82](#) Appeal of Janelle J. Chambers to a Vacant Building Registration Notice at 1006 MARYLAND AVENUE EAST.
Sponsors: Bostrom
Adopted
- 31** [RLH RR 18-49](#) Making finding on the appealed nuisance abatement ordered for 544 MINNEHAHA AVENUE WEST in Council File RLH RR 17-12.
Sponsors: Thao
Public hearing continued to January 2, 2019

- 32 [RLH RR 18-41](#) Making finding on the appealed nuisance abatement ordered for 2096 REANEY AVENUE in Council File Nos. RLH RR 17-52 and RLH RR 17-28. (Public hearing continued from November 28)

Sponsors: Prince

Adopted as amended (nuisance condition abated)

- 33 [RLH VBR 18-83](#) Appeal of Jenny Louismet to a Vacant Building Registration Notice at 132 WESTERN AVENUE SOUTH.

Sponsors: Noecker

Adopted

PUBLIC HEARINGS (5:30 p.m.)

Present 5 - Councilmember Amy Brendmoen, Councilmember Chris Tolbert, Councilmember Rebecca Noecker, Councilmember Jane L. Prince and Councilmember Mitra Jalali Nelson

Absent 2 - Councilmember Dan Bostrom and Councilmember Dai Thao

Council members Thao and Bostrom 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 Mitra Jalali Nelson

- 34 [Ord 18-60](#) Granting the application of TK Dynamic Home LLC to rezone property at 1350 Payne Avenue from B1 Local Business to T1 Traditional Neighborhood, and amending Chapter 60 of the Legislative Code pertaining to the zoning map.

Sponsors: Bostrom

Public hearing held and closed; laid over to December 12 for final adoption

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

Nay: 0

- 35** [Ord 18-56](#) Amending Chapter 91 of the Legislative Code pertaining to sprinkling restrictions.
- Sponsors:** Brendmoen
- Public hearing held and closed; laid over to December 12 for final adoption**
- Yea:** 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Jalali Nelson
- Nay:** 0
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- 36** [Ord 18-57](#) Amending Chapter 93 of the Legislative Code pertaining to rules governing water service connections.
- Sponsors:** Brendmoen
- Public hearing held and closed; laid over to December 12 for final adoption**
- Yea:** 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Jalali Nelson
- Nay:** 0
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- 37** [Ord 18-58](#) Amending Chapter 94 of the Legislative Code pertaining to meters, settings, and cable installations.
- Sponsors:** Brendmoen
- Public hearing held and closed; laid over to December 12 for final adoption**
- Yea:** 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Jalali Nelson
- Nay:** 0
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- 38** [Ord 18-59](#) Amending Chapter 157.11 of the Legislative Code to clarify regulations for vehicles containing recyclable materials.
- Sponsors:** Brendmoen
- Public hearing held and closed; laid over to December 12 for final adoption**
- Yea:** 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Jalali Nelson
- Nay:** 0

- 39** [Ord 18-63](#) Amending Chapter 347 of the Legislative Code to include regulations of the sale of dogs and cats at pet shops and pet shop facilities.
- Sponsors:** Noecker
- Amended; public hearing held and closed; laid over to December 12 for final adoption**
- Yea:** 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Jalali Nelson
- Nay:** 0
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- 40** [RES PH 18-357](#) Approving the petition of Everest MN Properties LLC to vacate the alley in Block 1, Lorena Park Plat 2.
- Sponsors:** Bostrom
- Adopted**
- Yea:** 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Jalali Nelson
- Nay:** 0
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- 41** [RES PH 18-361](#) Approving a Preliminary Design Study for the Canadian Pacific Ford Spur.
- Sponsors:** Noecker and Tolbert
- Adopted**
- Yea:** 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Jalali Nelson
- Nay:** 0
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- 42** [RES PH 18-350](#) Approving the Energy Park Utility Company Schedule A.
- Sponsors:** Jalali Nelson
- Adopted**
- Yea:** 7 - Councilmember Bostrom, Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Jalali Nelson
- Nay:** 0

- 43 [RES PH 18-358](#) Approving the application of Team Ortho Foundation for a sound level variance for the use of a sound system for the Polar Dash Run at Harriet Island on Saturday, January 5, 2019.

Sponsors: Noecker

Adopted

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

Nay: 0

- 44 [ABZA 18-7](#) Public hearing to consider the appeal of George Hark, owner of Speedy's Market, to a decision made by the Board of Zoning Appeals denying a variance application regarding the separation requirement between two tobacco products shops at 589 Dale Street.

Sponsors: Thao

Motion of intent - appeal denied

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

Nay: 0

Absent: 1 - Councilmember Thao

Truth in Taxation Hearing (To be held at or shortly after 6:30 p.m.)

- 45 [PH 18-5](#) Final Hearing on the proposed 2019 Budget and Tax Levy, aka Truth in Taxation hearing.

Sponsors: Brendmoen

Public hearing held and closed

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

Nay: 0

ADJOURNMENT

Meeting adjourned

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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