



# 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 Kassim Busuri*  
*Councilmember Mitra Jalali Nelson*  
*Councilmember Rebecca Noecker*  
*Councilmember Jane L. Prince*  
*Councilmember Dai Thao*  
*Councilmember Chris Tolbert*

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Wednesday, April 10, 2019

3:30 PM

Council Chambers - 3rd Floor

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#### ROLL CALL

**Present** 7 - Councilmember Amy Brendmoen, Councilmember Dai Thao, Councilmember Chris Tolbert, Councilmember Rebecca Noecker, Councilmember Jane L. Prince, Councilmember Mitra Jalali Nelson and Councilmember Kassim Busuri

#### 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 Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali Nelson and Councilmember Busuri

**Nay:** 0

- 1**     [RES 19-571](#)     Authorizing the City Attorney's Office to pursue an available funding opportunity offered by the Bush Foundation.
- Sponsors:**     Brendmoen
- Adopted**
- 3**     [RES 19-592](#)     Accepting the gift of airfare, transportation, and food expenses from the National League of Cities for City staff to attend the National League of Cities' Supporting a Strong Prenatal to Age 3 convening.
- Sponsors:**     Brendmoen
- Adopted**

- 4     [RES 19-563](#)     Approving the agreement between the Saint Paul Fire Department and the East Metro Public Safety Training Facility.
- Sponsors:     Brendmoen
- Adopted**
- 5     [RES 19-542](#)     Establishing the rate of pay for the new classification of Accessibility Coordinator.
- Sponsors:     Brendmoen
- Laid over to April 17 for adoption**
- 6     [RES 19-567](#)     Authorizing the Mayor's Office and the Department of Public Works to enter into and sign a host site agreement(s) with the MPCA to host 3 AmeriCorps members from the Minnesota GreenCorps, a program of the Minnesota Pollution Control Agency, for the 2019-2020 program year.
- Sponsors:     Brendmoen
- Adopted**
- 7     [RES 19-568](#)     Accepting the gift of the costs of travel expenses from the National League of Cities (NLC) for the City of Saint Paul delegation including: Councilmember Jane Prince and Chief Equity Officer, Toni Newborn to attend the National League of Cities' cross site convening in Washington D.C. to be held from April 11 - April 12, 2019.
- Sponsors:     Brendmoen
- Adopted**
- 8     [RES 19-534](#)     Authorizing the Department of Parks and Recreation to apply for grant funds of \$15,000 from the Minnesota State Arts Board to support the McDonough Celebrate Me - Celebrate Community Festival and Art Crawl 2019 and, if awarded, accept and enter into a grant agreement, and indemnify and hold harmless the State of Minnesota, the Board, its agents, and employees in the performance of the contract related to the grant funds.
- Sponsors:     Brendmoen
- Adopted**

**FOR DISCUSSION**

- 2**     [RES 19-594](#)     Appointing Ballard Spahr LLP as special counsel, and approving the agreement for outside counsel services between the City Attorney's Office and Ballard Spahr LLP.
- Sponsors:**     Brendmoen
- Adopted**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali Nelson and Councilmember Busuri
- Nay:** 0
- 
- 9**     [RES 19-531](#)     Honoring the recipients of the 2019 Saint Paul Business Awards.
- Sponsors:**     Thao, Noecker, Tolbert, Jalali Nelson, Brendmoen, Busuri and Prince
- Adopted**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali Nelson and Councilmember Busuri
- Nay:** 0
- 
- 10**    [RES PH 19-36](#)    Ratifying the assessment for the 2018 Street Maintenance Service Program-Sealcoating Street and/or Alley. (File No. 185600, Assessment No. 185600)
- Sponsors:**     Brendmoen
- Adopted**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali Nelson and Councilmember Busuri
- Nay:** 0
- 
- 11**    [RES PH 19-40](#)    Ratifying the assessment for the 2018 Street Maintenance Service Program-Mill and Overlay: Stryker Avenue. (File No. MO1805, Assessment No. 185503) (Public hearing held April 3; laid over from April 10)
- Sponsors:**     Noecker
- Laid over to May 8**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali Nelson and Councilmember Busuri

Nay: 0

- 12     [RES PH 19-42](#)     Ratifying the assessment for the 2018 Street Maintenance Service Program-Mill and Overlay: Victoria Street. (File No. MO1807, Assessment No. 185505) (Public hearing held April 3; laid over from April 10)

**Sponsors:**       Noecker

**Laid over to May 8**

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

Nay: 0

- 13     [RES PH 19-38](#)     Ratifying the assessment for the 2018 Street Maintenance Service Program-Mill and Overlay: Arlington Avenue. (File No. MO1802, Assessment No. 185501) (Public hearing held April 3; laid over from April 10)

**Sponsors:**       Brendmoen

**Laid over to May 8**

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

Nay: 0

- 14     [RES PH 19-41](#)     Ratifying the assessment for the 2018 Street Maintenance Service Program-Mill and Overlay: Forest Street. (File No. MO1806, Assessment No. 185504) (Public hearing held April 3; laid over from April 10)

**Sponsors:**       Busuri

**Laid over to May 8**

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

Nay: 0

- 15     [RES PH 19-73](#)     Amending the Ford Site Zoning and Public Realm Master Plan for use with the Ford zoning districts for the Ford site redevelopment area.

**Sponsors:**       Tolbert

**Adopted as amended (amended March 27)**

**Yea:** 6 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Prince, Councilmember Jalali Nelson and Councilmember Busuri

**Nay:** 1 - Councilmember Noecker

## 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

- 16**    [Ord 19-19](#)            Amending sections of the Legislative Code pertaining to the Ford Districts (Leg. Code §§ 66.912 - F1 Residential District, 66.917 - F6 Gateway District, 66.921 - District Use Table, 66.931 District Dimensional Standards Table, 66.942 - District Vehicle Parking Standards, 66.943 - District Bicycle Parking Standards), and amending the City's Zoning Map (Leg. Code § 60.303) to adjust zoning district boundaries to follow realigned streets.

**Sponsors:**            Tolbert

#### **Adopted as amended (amended March 27)**

**Yea:** 6 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Prince, Councilmember Jalali Nelson and Councilmember Busuri

**Nay:** 1 - Councilmember Noecker

- 17**    [Ord 19-20](#)            Creating Chapter 141 of the Legislative Code to regulate shared transportation systems.

**Sponsors:**            Brendmoen

#### **Adopted**

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

**Nay:** 0

**Second Reading**

- 18    [Ord 19-15](#)            Amending Chapter 4.04 of the Charter of the City of Saint Paul to allow for cancellation of council meetings pursuant to a process outlined by ordinance.  
**Sponsors:**            Brendmoen  
**Laid over to April 17 for third reading/public hearing**
- 19    [Ord 19-16](#)            Amending Saint Paul City Charter Chapter 8.02 and 8.03 to clarify signature and petition requirements.  
**Sponsors:**            Brendmoen  
**Laid over to April 17 for third reading/public hearing**
- 20    [Ord 19-18](#)            Amending Chapter 6.03.1 of the Saint Paul City Charter pertaining to the imposition of civil penalties for violations of city ordinances.  
**Sponsors:**            Brendmoen  
**Laid over to April 17 for third reading/public hearing**
- 21    [Ord 19-17](#)            Amending Saint Paul City Charter Section 11.03 regarding the City of Saint Paul's Property Tax Authority.  
**Sponsors:**            Brendmoen  
**Laid over to April 17 for third reading/public hearing**
- 22    [Ord 19-26](#)            Amending section 106.01 of the Legislative Code to permit sidewalk signs on the public sidewalk and boulevard.  
**Sponsors:**            Noecker and Brendmoen  
**Laid over to April 17 for third reading/public hearing**
- 23    [Ord 19-27](#)            Amending Chapter 64 of the Legislative Code pertaining to zoning to allow businesses and institutions to place sandwich board signs on public sidewalks and boulevards in certain zoning districts.  
**Sponsors:**            Noecker and Brendmoen  
**Laid over to April 17 for third reading/public hearing**

**PUBLIC HEARINGS**

- 24**    [Ord 19-21](#)            Amending Section 409.06(n) of the Legislative Code, exempting the Downtown Business District from certain liquor license location restrictions, and removing restrictions relative to religious organizations City-wide. (Title amended April 10, 2019.)
- Sponsors:**            Noecker
- Amended; public hearing held and closed; laid over to April 17 for final adoption**
- Yea:** 6 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Jalali Nelson and Councilmember Busuri
- Nay:** 0
- Absent:** 1 - Councilmember Prince
- 
- 25**    [Ord 19-22](#)            Amending Section 410.03(g) of the Legislative Code, exempting the Downtown Business District from certain non-intoxicating malt liquor license location restrictions, and removing restrictions relative to religious organizations City-wide. (Title amended on April 10, 2019.)
- Sponsors:**            Noecker
- Amended; public hearing held and closed; laid over to April 17 for final adoption**
- Yea:** 6 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Jalali Nelson and Councilmember Busuri
- Nay:** 0
- Absent:** 1 - Councilmember Prince
- 
- 26**    [RES PH 19-85](#)        Amending the financing and spending plans in the Department of Parks and Recreation in the amount of \$316,450 to reflect additional 2019 funding expected from Como Friends.
- Sponsors:**            Jalali Nelson
- Adopted**
- Yea:** 6 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Jalali Nelson and Councilmember Busuri
- Nay:** 0
- Absent:** 1 - Councilmember Prince

- 27     [RES PH 19-95](#)     Amending the 2019 budgets related to Solid Waste.
- Sponsors:     Tolbert
- Adopted**
- Yea:** 6 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Jalali Nelson and Councilmember Busuri
- Nay:** 0
- Absent:** 1 - Councilmember Prince
- 
- 28     [RES PH 19-84](#)     Approving the application of Minnesota United FC & Allianz Field for a sound level variance to present a DJ and amplified music on Saturday, April 13, 2019 at 400 Snelling Avenue North for the MN United FC Home Opener.
- Sponsors:     Jalali Nelson
- Adopted**
- Yea:** 6 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Jalali Nelson and Councilmember Busuri
- Nay:** 0
- Absent:** 1 - Councilmember Prince
- 
- 29     [RES PH 19-88](#)     Approving the application of Planned Parenthood MN ND SD for a sound level variance for amplified music and announcements at 671 Vandalia Street for Solidarity Day on Friday, April 19, 2019.
- Sponsors:     Jalali Nelson
- Adopted**
- Yea:** 6 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Jalali Nelson and Councilmember Busuri
- Nay:** 0
- Absent:** 1 - Councilmember Prince



**SUSPENSION ITEM**

**Rules suspended**

**Yea:** 6 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Jalali Nelson and Councilmember Busuri

**Nay:** 0

**Absent:** 1 - Councilmember Prince

[RES 19-638](#)

Declaring April 10, 2019 as "Water Action Day" in St. Paul in support of efforts at the State Capitol to protect our water and watershed basins now and for future generations to come.

**Sponsors:** Noecker

**Adopted**

**Yea:** 6 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Jalali Nelson and Councilmember Busuri

**Nay:** 0

**Absent:** 1 - Councilmember Prince

**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 30 - 36)**

**Legislative Hearing Consent Agenda adopted as amended**

**Yea:** 6 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Jalali Nelson and Councilmember Busuri

**Nay:** 0

**Absent:** 1 - Councilmember Prince

**30**     [RLH FCO 19-27](#)     Appeal of Augustine Mai to a Correction Notice-Reinspection Complaint at 1330 BLAIR AVENUE.

**Sponsors:**     Jalali Nelson

**Adopted**

- 31     [RLH VBR 19-25](#)     Appeal of Taylor Johnson to a Vacant Building Registration Notice plus Revocation of Fire Certificate of Occupancy and Order to Vacate at 1047 FOURTH STREET EAST.
- Sponsors:     Prince
- Adopted as amended (extension granted)**
- 32     [RLH RR 19-5](#)     Ordering the rehabilitation or razing and removal of the structures at 718 ORANGE AVENUE EAST within fifteen (15) days after the March 13, 2019 City Council public hearing. (To be referred to Legislative Hearing on May 28)
- Sponsors:     Busuri
- Referred to Legislative Hearings on May 28**
- 33     [RLH VBR 19-24](#)     Appeal of Mark Kaehler, Property Restoration Management, to a Vacant Building Registration Notice and Fire Certificate of Occupancy Revocation at 1241 SIXTH STREET EAST.
- Sponsors:     Prince
- Adopted**
- 34     [RLH FCO 19-24](#)     Appeal of Bob and Leah Usselman to a Reinspection Fire Certificate of Occupancy With Deficiencies at 1210 THOMAS AVENUE.
- Sponsors:     Jalali Nelson
- Adopted**
- 35     [RLH TA 19-198](#)     Amending Council File RLH AR 19-14 to delete the assessment for Graffiti Removal services during October 24 to November 20, 2018 at 2274 UNIVERSITY AVENUE WEST. (File No. J1905P, Assessment No. 198404)
- Sponsors:     Brendmoen
- Adopted**
- 36     [RLH RR 19-12](#)     Ordering the rehabilitation or razing and removal of the structures at 1143 WOODBRIDGE STREET within fifteen (15) days after the April 10, 2019 City Council public hearing.
- Sponsors:     Brendmoen
- Referred to Legislative Hearings on April 23**

**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.

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