



# 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, June 26, 2019

3:30 PM

Council Chambers - 3rd Floor

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**There will be no meeting on Wednesday, July 3.  
5:30 p.m. Public Hearings will be held on July 10 and July 24.**

#### ROLL CALL

**Present** 6 - Councilmember Amy Brendmoen, Councilmember Dai Thao,  
Councilmember Rebecca Noecker, Councilmember Jane L. Prince,  
Councilmember Mitra Jalali Nelson and Councilmember Kassim Busuri

**Absent** 1 - Councilmember Chris Tolbert

**Councilmember Tolbert arrived after 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

#### COMMUNICATIONS & RECEIVE/FILE

- 1 [AO 19-35](#) Amending CDBG activities budgets.  
  
Received and filed
- 2 [AO 19-36](#) Amending CDBG activities budgets: funding for Bates Stormwater and  
701 Central Avenue West.  
  
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 - 15)****Consent Agenda adopted**

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

**Nay:** 0

- 3**     [RES 19-1082](#)     Appointing the firm of Bassford Remele under the direction of Mark R. Bradford as special counsel representing the City of Saint Paul in the matter of Bruce Clark, et al. v. City of Saint Paul.
- Sponsors:**     Brendmoen
- Adopted**
- 4**     [RES 19-1071](#)     Amending RES PH 19-159 by retaining an easement for Xcel Energy.
- Sponsors:**     Jalali Nelson
- Adopted**
- 5**     [RES 19-1001](#)     Amending Council File RES 19-876 to delete the assessment for Replacement of Lead Water Service Line on Private Property during April to June 2017 at 925 Albemarle Street. (File No. 1704LDSRP, Assessment No. 174003)
- Sponsors:**     Thao
- Adopted**
- 6**     [RES 19-1027](#)     Approving the City's cost of providing Collection of Delinquent Garbage Bills for service during January to March 2019, and setting date of Legislative Hearing for July 18, 2019 and City Council public hearing for September 11, 2019 to consider and levy the assessments against individual properties. (File No. CG1902B1, Assessment No. 190105)
- Sponsors:**     Brendmoen
- Adopted**

- 7     [RES 19-1028](#)     Approving the City's cost of providing Collection of Delinquent Garbage Bills for service during January to March 2019, and setting date of Legislative Hearing for July 18, 2019 and City Council public hearing for September 11, 2019 to consider and levy the assessments against individual properties. (File No. CG1902B2, Assessment No. 190106)
- Sponsors:     Brendmoen
- Adopted**
- 8     [RES 19-1029](#)     Approving the City's cost of providing Collection of Delinquent Garbage Bills for service during January to March 2019, and setting date of Legislative Hearing for July 18, 2019 and City Council public hearing for September 11, 2019 to consider and levy the assessments against individual properties. (File No. CG1902B3, Assessment No. 190107)
- Sponsors:     Brendmoen
- Adopted**
- 9     [RES 19-1030](#)     Approving the City's cost of providing Collection of Delinquent Garbage Bills for service during January to March 2019, and setting date of Legislative Hearing for July 18, 2019 and City Council public hearing for September 11, 2019 to consider and levy the assessments against individual properties. (File No. CG1902B4, Assessment No. 190108)
- Sponsors:     Brendmoen
- Adopted**
- 10    [RES 19-1031](#)     Approving the City's cost of providing Collection of Delinquent Garbage Bills for service during January to March 2019, and setting date of Legislative Hearing for July 25, 2019 and City Council public hearing for September 11, 2019 to consider and levy the assessments against individual properties. (File No. CG1902C1, Assessment No. 190109)
- Sponsors:     Brendmoen
- Adopted**
- 11    [RES 19-1032](#)     Approving the City's cost of providing Collection of Delinquent Garbage Bills for service during January to March 2019, and setting date of Legislative Hearing for July 25, 2019 and City Council public hearing for September 11, 2019 to consider and levy the assessments against individual properties. (File No. CG1902C2, Assessment No. 190110)
- Sponsors:     Brendmoen
- Adopted**

- 12     [RES 19-1033](#)     Approving the City's cost of providing Collection of Delinquent Garbage Bills for service during January to March 2019, and setting date of Legislative Hearing for July 25, 2019 and City Council public hearing for September 11, 2019 to consider and levy the assessments against individual properties. (File No. CG1902C3, Assessment No. 190111)

**Sponsors:**     Brendmoen

**Adopted**

- 13     [RES 19-1034](#)     Approving the City's cost of providing Collection of Delinquent Garbage Bills for service during January to March 2019, and setting date of Legislative Hearing for July 25, 2019 and City Council public hearing for September 11, 2019 to consider and levy the assessments against individual properties. (File No. CG1902C4, Assessment No. 190112)

**Sponsors:**     Brendmoen

**Adopted**

- 14     [RES 19-1041](#)     Approving the 2019 Round 1 Cultural Sales Tax Revitalization (STAR) Grant Program awards.

**Sponsors:**     Brendmoen

**Adopted**

- 15     [RES 19-766](#)     Approving the application with conditions, per the Deputy Legislative Hearing Officer, for Taste of Rondo LLC (License ID # 20190000107), d/b/a Taste of Rondo Restaurant, for Liquor On Sale - 100 Seats or Less, Liquor On Sale - Sunday, and Entertainment (A) licenses at 976 Concordia Avenue.

**Sponsors:**     Thao

**Adopted**

## **SUSPENSION ITEM**

### **Rules suspended**

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

**Nay:** 0

[RES 19-1117](#)

Authorizing proper City Officials to execute an Addendum to the Residential Solid Waste, Yard Waste, and Bulky Waste Agreement between the City of Saint Paul and Saint Paul Haulers.

**Sponsors:** Brendmoen

**Adopted**

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

**Nay:** 0

**Rules suspended**

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

**Nay:** 0

[RES 19-1055](#)

Approving the application with conditions, per the Deputy Legislative Hearing Officer, for Gary Yang (License ID #20190001045), d/b/a Go Auto Sales and Repair, for Second Hand Dealer - Motor Vehicle, and Auto Repair Garage licenses at 1445 Arcade Street.

**Sponsors:** Busuri

**Adopted**

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

**Nay:** 0

**FOR DISCUSSION**

16

[SR 19-54](#)

Rush Line Bus Rapid Transit update from Ramsey County.

**Sponsors:** Brendmoen

**Received and filed**

- 17     [RES 19-230](#)     Approving the application with conditions, per the Deputy Legislative Hearing Officer, for Fitzgerald's LLC (License #20160003846), d/b/a Fitzgerald's to add a Liquor Outdoor Service Area (Patio) license to the existing Liquor On Sale - 101-180 Seats and Liquor On Sale - Sunday licenses at 173 Western Avenue North. (Laid over from June 12)

**Sponsors:**     Thao

**Adopted as amended**

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

**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**

- 18     [Ord 19-10](#)     Amending Chapters 63, 65, and 66 of the Legislative Code pertaining to Solar and Wind Energy.

**Sponsors:**     Brendmoen

**Adopted as amended (amended June 5)**

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

**Nay:** 0

- 19     [Ord 19-32](#)     Granting the application of Bai Lor to rezone the property at 388 Minnehaha Avenue West from R4 Single Family Residential to RT1 Two Family Residential, and amending Chapter 60 of the Legislative Code pertaining to the zoning map.

**Sponsors:**     Thao

**Adopted**

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

**Nay:** 0

- 20    [Ord 19-34](#)    Repealing Ordinance Ord 18-40 which amended Chapter 357 of the Legislative Code to Regulate Coordinated Collection.
- Sponsors:**        Brendmoen
- Adopted**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali Nelson and Councilmember Busuri
- Nay:** 0

- 21    [Ord 19-35](#)    Amending Chapter 357 of the Legislative Code to reflect current City practices.
- 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**

- 22    [Ord 19-39](#)    Granting authority to the Port Authority of the City of Saint Paul to issue and sell general obligation bonds to which the Port Authority pledges the full faith, credit, and resources of the City of Saint Paul pursuant to the provisions and by authority of said Minnesota Statutes, Chapters 469 and 475, as amended.
- Sponsors:**        Brendmoen, Busuri, Jalali Nelson, Noecker, Prince, Thao and Tolbert
- Laid over to July 10 for third reading/public hearing**

**First Reading**

- 23    [Ord 19-46](#)    Amending section 411.05 of the Legislative Code pertaining to entertainment licenses.
- Sponsors:**        Noecker
- Laid over to July 10 for second reading**
- 24    [Ord 19-47](#)    Amending Chapter 409.11, of the Legislative Code regarding temporary service extensions.
- Sponsors:**        Noecker
- Laid over to July 10 for second reading**

**LEGISLATIVE HEARING ITEMS FOR DISCUSSION**

- 40**    [RLH FCO 19-65](#)    Appeal of Corey Bednarz to a Correction Notice - Complaint Inspection at 363 WINSLOW AVENUE.

**Sponsors:**        Noecker

**Adopted**

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

**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 25 - 40)**

**Legislative Hearing 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

- 25**    [RLH VBR 19-34](#)    Appeal of Elton Mykerezi to a Vacant Building Registration Notice at 926 ARMSTRONG AVENUE.

**Sponsors:**        Noecker

**Adopted**

- 26**    [RLH VO 19-17](#)    Appeal of Kay Lovness, Chatsworth Properties LLC, to a Fire Inspection Correction Notice (which includes condemnation of Unit 7) at 1125 CHATSWORTH STREET NORTH.

**Sponsors:**        Brendmoen

**Adopted**

- 27**    [RLH CO 19-9](#)     Appeal of William Shinn Jr. to a Correction Notice at 24 CONGRESS STREET WEST.

**Sponsors:**        Noecker

**Adopted**



- 28     [RLH SAO 19-35](#)     Making finding on the appealed nuisance abatement ordered for 1211 COMO BOULEVARD WEST in Council File RLH SAO 19-2.  
  
          Sponsors:     Brendmoen  
  
          **Adopted**
- 29     [RLH VO 19-21](#)     Appeal of Cha Sur Vang to a Revocation of Fire Certificate of Occupancy and Order to Vacate at 291 FILLMORE AVENUE EAST.  
  
          Sponsors:     Noecker  
  
          **Adopted**
- 30     [RLH RR 19-3](#)     Ordering the rehabilitation or razing and removal of the structures at 899 GERMAIN STREET within fifteen (15) days after the February 13, 2019 City Council public hearing. (Amend to remove within 15 days) (Public hearing continued from June 5)  
  
          Sponsors:     Busuri  
  
          **Adopted as amended (remove within 15 days)**
- 31     [RLH RR 19-8](#)     Making finding on the appealed nuisance abatement ordered for 636 HALL AVENUE in Council File No. RLH RR 18-48.  
  
          Sponsors:     Noecker  
  
          **Adopted**
- 32     [RLH FCO 19-43](#)     Appeal of Bernetta Romero to a Re-Inspection Fire Certificate of Occupancy with Deficiencies at 456 LAWSON AVENUE WEST.  
  
          Sponsors:     Brendmoen  
  
          **Adopted**
- 33     [RLH FCO 19-56](#)     Appeal of Chris Cadem to a Re-Inspection Fire Certificate of Occupancy With Deficiencies at 1151 MARION STREET.  
  
          Sponsors:     Brendmoen  
  
          **Adopted**
- 34     [RLH SAO 19-33](#)     Making finding on the appealed nuisance abatement ordered for 680 PREBLE STREET in Council File RLH SAO 19-29.  
  
          Sponsors:     Prince  
  
          **Adopted**

- 35     [RLH RR 19-19](#)     Ordering the rehabilitation or razing and removal of the structures at 957 PROSPERITY AVENUE within fifteen (15) days after the June 26, 2019 City Council public hearing. (Amend to grant 180 days)  
  
          Sponsors:     Busuri  
  
          **Adopted as amended (remove or repair within 180 days)**
- 36     [RLH FCO 19-62](#)     Appeal of Virginia Johnson to a Correction Notice - Re-Inspection Complaint at 277 SHERBURNE AVENUE.  
  
          Sponsors:     Thao  
  
          **Adopted**
- 37     [RLH TA 19-465](#)     Amending Council File No. RLH AR 19-27 to delete the assessment for Collection of Fire Certificate of Occupancy Fees billed during October 15 to November 12, 2018 at 876 SMITH AVENUE SOUTH. (File No. CRT1907, Assessment No. 198206)  
  
          Sponsors:     Noecker  
  
          **Adopted**
- 38     [RLH SAO 19-36](#)     Making finding on the appealed nuisance abatement ordered for 1405 SUMMIT AVENUE in Council File RLH SAO 19-23.  
  
          Sponsors:     Thao  
  
          **Adopted**
- 39     [RLH RR 19-9](#)     Making finding on the appealed nuisance abatement ordered for 830 UNIVERSITY AVENUE WEST in Council Files RLH RR 18-22 and RLH RR 18-53.  
  
          Sponsors:     Thao  
  
          **Adopted**

**PUBLIC HEARINGS**

- 41**     [Ord 19-37](#)            Amending Chapter 76 of the Legislative Code pertaining to sewers and drains by adding new language authorizing the creation of special sanitary sewer availability districts and authorizing the imposition and collection of connection charges within such districts where facilities were constructed, enlarged or improved to manage increased sanitary sewer volume within the district. (Public hearing to be continued to July 10)
- Sponsors:**            Noecker
- Public hearing continued to July 10**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali Nelson and Councilmember Busuri
- Nay:** 0
- 
- 42**     [RES PH 19-186](#)        Approving a budget amendment allocating \$12,673 from the Energy Conservation Loan Fund for City personnel tuition and attendance at a Building Operator Certification Training Program, and accepting the gift of tuition assistance from Xcel Energy in the amount of \$19,532.
- Sponsors:**            Brendmoen
- Adopted**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali Nelson and Councilmember Busuri
- Nay:** 0
- 
- 43**     [RES PH 19-193](#)        Amending the 2019 budget for Innovations Initiative in the Office of Financial Services by \$5,337 to expend remaining grant dollars provided by the Knight Cities Challenge Grant - Pop Up locations.
- Sponsors:**            Brendmoen
- Adopted**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali Nelson and Councilmember Busuri
- Nay:** 0

- 44**     [RES PH 19-181](#)     Approving the application of Amber ACE Cleveland for a sound level variance to present live and amplified music on Saturday, July 6, 2019 in Mears Park for the For the Love Project event.
- Sponsors:**         Noecker
- Adopted**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali Nelson and Councilmember Busuri
- Nay:** 0
- 45**     [RES PH 19-192](#)     Approving the application of Anderson Race Management for a sound level variance to present outdoor music and announcements for the Michael J Fox Trot 5K on Saturday, July 13, 2019 at Harriet Island.
- Sponsors:**         Noecker
- Adopted**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali Nelson and Councilmember Busuri
- Nay:** 0
- 46**     [RES PH 19-188](#)     Approving the application of Minnesota United FC & Allianz Field for a sound level variance to present an amplified musical performance on Saturday, June 29, 2019 at 400 Snelling Avenue North.
- Sponsors:**         Thao and Jalali Nelson
- Adopted**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali Nelson and Councilmember Busuri
- Nay:** 0
- 47**     [RES PH 19-190](#)     Approving the application of Minnesota United FC & Allianz Field for a sound level variance to present amplified music on Wednesday, July 3, 2019 at 400 Snelling Avenue North.
- Sponsors:**         Thao and Jalali Nelson
- Adopted**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali Nelson and Councilmember Busuri
- Nay:** 0

- 48**     [RES PH 19-182](#)     Approving the application of the United Hmong Family and Lao Family Foundation for a sound level variance to provide amplified sound on Saturday, July 6 and Sunday, July 7, 2019 for the Hmong International Freedom Festival at Como Park, Como Pool Area.
- Sponsors:**     Brendmoen
- Adopted**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali Nelson and Councilmember Busuri
- Nay:** 0
- 
- 49**     [RES PH 19-191](#)     Expanding Residential Permit Parking Area 8 to include Concordia Avenue, Carroll Avenue, and Iglehart Avenue between Asbury Street and Pascal Street North.
- Sponsors:**     Thao
- Adopted**
- Yea:** 6 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Busuri
- Nay:** 1 - Councilmember Jalali Nelson
- 
- 50**     [RES PH 19-189](#)     Creating Residential Permit Parking Area 4 on Concordia Avenue and Carroll Avenue from Pierce Street to Snelling Avenue, and on Pierce Street and Fry Street from Carroll Avenue to Concordia Avenue.
- Sponsors:**     Jalali Nelson
- Motion for adoption failed**
- Yea:** 2 - Councilmember Prince and Councilmember Busuri
- Nay:** 3 - Councilmember Brendmoen, Councilmember Tolbert and Councilmember Jalali Nelson
- Absent:** 2 - Councilmember Thao and Councilmember Noecker

## ADJOURNMENT

**Meeting adjourned**

**Council Meeting Information**

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