



# City of Saint Paul

15 West Kellogg Blvd.  
Saint Paul, MN 55102

## Minutes - Final

### Legislative Hearings

*Marcia Moermond, Legislative Hearing Officer*

*Mai Vang, Hearing Coordinator*

*legislativehearings@ci.stpaul.mn.us*

*651-266-8585*

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Thursday, July 11, 2019

9:00 AM

Room 330 City Hall & Court House

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#### 9:00 a.m. Hearings

##### Special Tax Assessments

- 1 [RLH TA 19-423](#) Ratifying the Appealed Special Tax Assessment for property at 1153 SELBY AVENUE. (File No. CG1901A2-1, Assessment No. 190072)

**Sponsors:** Thao

*Approve the assessment. Public Works staff to contact owner regarding reducing service level.*

*No one appeared.*

*Ms. Moermond: we had this gentleman come to Council Public hearing, the husband of the owner of record. The husband's name is Timothy Ward. The two came to the council meeting and he was saying that he had a contract in the past for less money than the City service is, and he'd like that. That's not something we can do under code, but I'm wondering if they'd like to go to a smaller service moving forward to reduce their bill. I have phone numbers and email, can you follow up with him.*

*Chris Swanson, Public Works: we will follow up and go over options and prices.*

*Ms. Moermond: do we have upcoming assessment for this property?*

*Ms. Vang: yes, Quarter 1 is scheduled for July 25, 2019 at 10:30, the amount is \$102.44*

*Ms. Moermond: If you want to tell him if he moves to smallest cart size I will decrease Quarter 1 bill to that level, the fourth quarter I'm staying with \$102.*

**Referred to the City Council due back on 7/24/2019**

- 3 **RLH TA 19-501** Ratifying the Appealed Special Tax Assessment for property at 761 HAGUE AVENUE. (File No. CG1902A1, Assessment No. 190101)

**Sponsors:** Thao

*Reduce the assessment to \$60.83 from \$105.68 for first Quarter 2019.*

*Jonelle Ringnald, owner, appeared*

*Staff Report from Diana Chao: pending assessment is for \$105.68, this is for service for medium 64 gallon cart, plus 3 late fees. The stated reason for appeal was that she didn't receive info about changing cart size, she previously had a small cart and she received a small and medium cart, she doesn't use the medium cart, she only has one tenant and lives in the other part alone. There was a small cart previously, and no previous cart size for the other unit so assigned a standard medium cart. There was no cart size change the first quarter, but in January the information went out about how to change the cart size. Medium cart size was not paid for, the other is a small weekly and that is paid for.*

*Ms. Ringnalda: I made calls for 4 months to City and to Republic, to try and get things changed. I tried to get them to take it away; they can't legally can't do that. I didn't get any information on the fact that I could have every other week service, for 3 months I attempt to change to 2 small every other week containers, Jan – March. I tried in fall too. I'm not going to pay for something I've never used on principle. The lack of citizen involvement in this, I'm in favor of citywide hauling, but when citizens are disrespected by not being trusted on what they need at their house, that is wrong. The work I had to go through to make a simple change.*

*Ms. Moermond: where are you at now?*

*Ms. Ringnalda: I have two size cans every other week. There are 2 people living there, we don't need this, I've lived there since 1982. I have one tenant, so not respecting me enough to know this is what I need is not ok. I'm not represented on the council if that's the case.*

*Ms. Moermond: you've gone to the two small every other week cans.*

*Ms. Ringnalda: I don't see why I have to pay for a can I never used.*

*Ms. Moermond: I'd like to reduce this to the small cart fee of \$60.83.*

*Ms. Ringnalda: 7 local trash haulers went out of business. I know they didn't want to go out of business. Now we have big corporate haulers.*

**Referred to the City Council due back on 9/11/2019**

**4 RLH TA 19-500 Ratifying the Appealed Special Tax Assessment for property at 640 HOLLY AVENUE. (File No. CG1902A1, Assessment No. 190101)**

**Sponsors:** Thao

*Approve the assessment.*

*No one appeared.*

*Ms. Diana Chao, staff report: wanted this read into record: the pending assessment for \$117.10 for Quarter 1, 2019. Appealing for service not provided. He is being charged for 3 carts, he only uses one. This property is a tri-plex with 1 large and 2 medium carts.*

*Ms. Moermond: do we have contact info for this gentleman?*

*Ms. Chao: yes*

*Ms. Moermond: is he on your list for Quarter 2 delinquent list?*

*Ms. Chao: yes, he is*

*Ms. Moermond: so if you can communicate to Mr. Kratzke, that if he wants to go to a lower level of service, that I will decrease Quarter 2 2019 bill to reflect the lower level of service. Recommend approval of this bill as it stands.*

*Follow up: Porperty owner did not want to decrease cart size (JZ 7/18/19)*

**Referred to the City Council due back on 9/11/2019**

**5**      **RLH TA 19-515**      Ratifying the Appealed Special Tax Assessment for property at 774 HOLLY AVENUE. (File No. CG1902A1, Assessment No. 190101)

**Sponsors:**      Thao

*Delete the assessment.*

*No one appeared.*

*Staff report Chris Swanson: resident not here but wants this read into record. Cost is \$110.90 for Quarter 1 2019. State reason for appeal: Kathy reported she purchased the property December 12, 2018, but didn't occupy property until April 1, 2019. The previous owner Chad Harr called the Hauler prior to December 22, to have service suspended and moved the cart into the fenced in backyard. Between December 22 and April 1, there was no trash generated and the cart wasn't even at the collection point. Staff comments: City charges delinquent balance to property, not the owner. Previous owner left a portion of the bill unpaid, the new property owner is now responsible for the delinquent amount. The property owner can contact title company to try and get outstanding amount.*

*Ms. Moermond: but what you just said, we're not talking about the same time period but for a week. This is a first quarter of 2018, and the old owner called December 2019, so I'm under the impression the 4th quarter bill is taken care of and all we're talking about is the first quarter 2019, and that the hauler did not cancel service for the first quarter before the new folks moved in. It seems like they really did go through what they thought to be the proper process for suspending service. I recommend deletion.*

**Referred to the City Council due back on 9/11/2019**

**6**      [RLH TA 19-495](#)      Ratifying the Appealed Special Tax Assessment for property at 507 KENNY ROAD. (File No. CG1901C4-1, Assessment No. 190077)

**Sponsors:**      Brendmoen

*Reduce assessment from \$211 to \$175 if container size is reduced.*

*Mr. Bernie Vang appeared*

*Staff report Chris Swanson: appealing tax assessment for Quarter 4, 2018 service, \$211.38, there is an attached letter, they own a commercial property next to this residential property and didn't feel they needed the residential service. There is no way*

for property owners to opt out for sharing or using commercial. We would be willing to reduce can size from the two 64 gallon carts.

Ms. Moermond: staff, please add previous appeal to this file.

Mr. Vang: we did speak to complex owners; no one was notified of the new rules and regulation for the haulers. The containers were just dropped off. We have to pay for the bill and the delinquency. This is our suggestion that the city honor those of us who have our own dumpsters for the tenants, we already pay for service on a regular basis and would like the contract renegotiated.

Ms. Moermond: you have a commercial property adjacent to duplex.

Mr. Vang: yes

Ms. Moermond: would you like to go to the smallest size. There's no choice under code since it's a duplex. I don't have latitude to change that. All I can say is we can try to decrease the impact of that bill moving forward. But as you know there's other conversations happening in the court. Those are policy talks I can't speak to.

Mr. Vang: what are the cost differences? I need to talk to owner.

Mr. Swanson: if you want to change garbage size please contact your hauler. I'd recommend you look at downsizing your commercial garbage.

Mr. Vang: not an option, we have a big building.

Ms. Moermond: I can only recommend approval of the proposed assessment. If you decrease your container size by July 24, I will reduce the assessment down to \$175 from the \$211. There has been no active effort to reduce cart size; just against a policy.

**Referred to the City Council due back on 7/24/2019**

7 [RLH TA 19-290](#)

Ratifying the Appealed Special Tax Assessment for property at 559 MCKNIGHT ROAD SOUTH. (File No. CG1901B1, Assessment No. 190052; amend to File No. CG1901B1-1, Assessment No. 190074)

**Sponsors:** Prince

Reduce assessment to \$60.83 from \$96.08 for Quarter 4, 2018.

Mr. Lenny Anderson, owner, appeared

Ms. Moermond: you've been rescheduled twice; this is from fourth quarter 2018. Received letter from my office to confirm May 22 you gave a letter to receptionist the day of the public hearing of 4th quarter assessment. In response to this letter, I reviewed your file with Public Works staff. Public Works staff indicated they met with you in person April 10, 2019, and you said couldn't make April 18 hearing due to medical reason, but were fine with rescheduling after May 13. Hearing staff rescheduled you to May 30, then you communicated by letter with Ms. Trudy Moloney and rescheduled again to today's date. This is the 3rd legislative hearing date that's been provided. This goes to Council July 24 at 3:30.

Staff report by Mr. Chris Swanson: the resident here to appeal special tax assessment,

for \$96.08 for garbage service for medium cart for Quarter 4, 2018. Stated reason for appeal is property owner never used trash service and it is unoccupied in the winter, the resident did submit a letter with additional comments on that dated May 22, 2019, but it looks like Public Works staff received April 8 from Dave Hunt. Staff comments: under citywide garbage service, all residential properties with up to 4 units, including rental homes and townhomes, are required to have garbage service. There is no opt out of this plan, we can coordinate a change in service level, but the property wasn't reported as vacant at that time, so we believe these charges should stand.

Ms. Moermond: has it since been reported as vacant?

Mr. Chris Swanson: no

Ms. Moermond: did you provide Mr. Anderson with a form in April when you spoke with him?

Mr. Chris Swanson: no, but we have a form if he needs it today.

Ms. Moermond: you requested to reschedule with Ms. Moloney due to your attorney not attending. Why are you appealing?

Mr. Anderson: if you turn the picture letter from the doctor over, there is a picture of my leg. I want that on the record. I have been to 5 doctors, when I saw the doctor the doctor said you're supposed to elevate your foot. I told him that the City doesn't understand medical issues. I decided to come because this has been very stressful, I'm 79 years old, this has been a nightmare. I have some correspondence I can read or give you a copy.

Ms. Moermond: To be clear you've had 3 reschedules here, if we didn't hear you today it would have been ok you could have been heard at City Council.

Mr. Anderson: it's not clear to me. I have check copies for the record.

Ms. Moermond: I will note for the record these checks do have account records we will make sure they are redacted for the public record.

Mr. Anderson: attached are trash can photos and copies of proof of payment from 2016-2019 for the contract with Canterbury homeowners association. I'm a 79 year old veteran on disability with a fixed income. I receive medical assistance from Ramsey County since 1996 and have a long term arrangement to share a trash can with a friend to save money. My friend lives in Woodbury. Since I don't use St. Paul service I should be exempt from trash bills. I don't own a car, I ride a bicycle, I avoid debt and unnecessary expenses. St Paul failed to negotiate favorable low cost contract, and must pay twice as much as Maplewood. See attached report. I want to reemphasize the document signed in by Dave Hunt and Chris Swanson April 8th. (Reads letter attached to the record). [Talks about extensive medical issues.]

Ms. Moermond: Mr. Swanson, the material provided to St. Paul residents about being out of town for the winter, how were they informed about being able to suspend service?

Mr. Chris Swanson: there was a hanger about temporary service holds on the carts when delivered, it's on the website, and we also sent out a mailer in January with that information about being snowbirds or temporary holds. There were also general

*mailings prior to implementation in October.*

*Ms. Moermond: who met with him when he came into the office?*

*Mr. Chris Swanson: I spoke with him April 8, 2019. We talked about the program generally and temporary service hold information, as well as cart sizes and options. We have four different options for resident.*

*Ms. Moermond: how would he proceed if he wanted to go to the smaller cart size?*

*Mr. Chris Swanson: we recommend he talks to his hauler directly, but as he's here today we can send an email to Waste management.*

*Ms. Moermond: are you living at the property now that its summer Mr. Anderson?*

*Mr. Anderson: yes, I am. I am deluged with paperwork from many sources. It would take everyone in here to deal with the paper I have to deal with. I don't have a computer. So, we did have a meeting with Chris. He was pleasant and professional; he told me he worked for Maplewood. Did you know Greg Copeland?*

*Mr. Chris Swanson: I've met him. I came in 2 years after him.*

*Ms. Moermond: what does that have to do with this appeal?*

*Mr. Anderson: this is how you network with people. The point I'm trying to make is as a 79 year old person I have other issues than this trash system and I haven't had to deal with this trash system in my life. I share service with my friend in Woodbury; I pay the bill in exchange for certain things she'd do for me like grocery store and computer. Friends helping friends. If I have trash service I don't need trash service. I didn't press the point because I thought it would get straightened out. I don't know what will happen on appeal. The health issues I've been dealing with suck up a lot of time and energy. I want this brief as I'm on medication that gives side effects so I have a hard time comprehending. Let me bring up the last document. As a veteran I love this country and freedom more than anybody else. I wrote this letter May 13, "who steals our freedom"? The 5 big evil deeds by selfish government (reads list including Washington ousting "Indians", Hitler stealing Jewish stores, Ramsey and MN "Indians", and council stealing freedom by trash service, Boston Tea party) I think Ms. Moermond can't be impartial because she's paid by the city. I'm entitled to a reduction on this matter. I have a list of 6,000 names from the data practice act.*

*Ms. Moermond: I'd like to work with you on this, emphasizing with because you have responsibility here. My job is to look at City Code and interpret it for each situation. There is no provision for exempting you. I understand that you think there's a problem with the code, but that's not something over which I have any jurisdiction. That's not an option I have available, I can't say you can be exempt because you're a senior or a vet, or fixed income, or a sharing arrangement. What'd I'd like to do is minimize the impact of the fees moving forward, which is to get you into the smallest can with the most infrequent service. You can also fill out the service hold form if you're not occupying the property. We can't communicate in any other way besides first class mail. What I'd like to do is have you change to the smallest can with the least service; I understand that's not what you want. So are you willing to do that?*

*Mr. Anderson: that's 10 times more than I need*

*Ms. Moermond: I can't exempt you from the program. It's required for all single family homes.*

*Mr. Anderson: the minimum is still way too big*

*Mr. Chris Swanson: I will make the request directly to Waste Management to switch form a medium to a small 32 gallon every other week. We also provided the form, with highlighted info, send it directly to a hauler 2 weeks before it goes into effect.*

*Ms. Moermond: what is quarterly charge for this new container?*

*Ms. Diana Chao: \$60.83 a quarter.*

*Ms. Moermond: I'm calling this a growing pain in terms of getting you to the right size, down to \$60.83, which is the lowest amount billable. Please put your can at the end of your driveway so Waste Management can switch out your can. There will be a new can with new instructions about pickup.*

*Mr. Anderson: it's not fair they profit from something I never used. I have never seen this before.*

*Ms. Moermond: you can speak to the Council about that. I can't take responsibility for you not seeing mailing.*

**Referred to the City Council due back on 7/24/2019**

- 8 RLH TA 19-519** Ratifying the Appealed Special Tax Assessment for property at 333 MICHIGAN STREET. (File No. CG1902A1, Assessment No. 190101)

**Sponsors:** Noecker

*Approve the assessment.*

*Staff report from Chris Swanson: \$60.83 small cart every other week for Quarter 1, 2019. Stated reason for appeal: they have not received any service because they use their house next door.*

*Ms. Moermond: Sharing with your neighbor isn't a way to opt out, there isn't way to opt out. Approve assessment.*

**Referred to the City Council due back on 9/11/2019**

- 9 RLH TA 19-523** Ratifying the Appealed Special Tax Assessment for property at 46 MOUNDS BOULEVARD. (File No. CG1902A1, Assessment No. 190101)

**Sponsors:** Prince

*Approve the assessment.*

*David Schell, owner, appeared*

*Staff report from Diana Chao: \$19.53 for Quarter 1, 2019. Stated reason for appeal: it's a four-plex and he doesn't need it. The bill was paid, this charge is for late fees, for 3 medium cart and 1 large carts. So he did pay for the base service.*

*Mr. Shell: I know I can't appeal the policy, but after decades of letting citizens choose their containers, and having it work successful, somehow they decided we're not capable of determining this. I have owned this building for 10 years; one large container has worked fine. You will get more assessments because I pay for one large cart now; I won't pay for the 3 medium.*

*Ms. Moermond: I can't do much for not paying your bill on time.*

*Mr. Shell: my objection is with the policy.*

*Ms. Moermond: Sept 11, 2019 is your public hearing, they consider your assessment. Not the Supreme Court vote. And that vote wouldn't void this bill, because it's stayed until a new decision is made. The council will have your policy objection on the record.*

**Referred to the City Council due back on 9/11/2019**

### 9:45 a.m. Hearings

- 10 [RLH TA 19-497](#) Ratifying the Appealed Special Tax Assessment for property at 1159 CENTRAL AVENUE WEST. (File No. CG1901D2-2, Assessment No. 190081)

**Sponsors:** Thao

*Reduce assessment to \$120 from \$192.16 for Quarter 4, 2018. Public Works staff to send follow up letter to owner.*

*Mr. Gregory Miller, owner, appeared*

*Staff report, Diana Chao: pending assessment for \$192.16, for garbage service for 2 medium carts Quarter 4, 2018. No stated reason for appeal. This is duplex.*

*Mr. Miller: I have a contract and a picture; I already have 2 large dumpsters on my property. One for recycling and one for trash. I have been using this since 2001. I sent a copy of my contract and they said they didn't get it, and according to ordinance I have to have trash service. I do have trash service. I don't know why I'm here if I have trash service. I don't need two large buckets. I'm unemployed I need to watch my money.*

*Ms. Moermond: here's the situation, you have a duplex*

*Mr. Miller: me and my sister live there. It's not rental property. It's not two units, it's an up and a downstairs. There's no rental. We don't need two large carts.*

*Ms. Moermond: we can do a couple things to help, you're not going to get out from under the hauling program. You might want to cut the other service.*

*Mr. Miller: we have a contract that they utilize my property and I can use the dumpsters with Model Cities.*

*Ms. Moermond: I can't exempt you under the current system, because you have a contract with your neighbor. I can't change the law during our conversation. I can only interpret what it is; properties of the type you live in have to have their own garbage service. I know it's worked out historically, but you will need your own service. Have*



*you reached out the city?*

*Mr. Miller: yes they gave me copies of their contract.*

*Ms. Moermond: do you have notes from any conversation?*

*Mr. Swanson: there's nothing of him contacting the city. He likely spoke with his hauler.*

*Ms. Moermond: do you folks have the unoccupied dwelling form? As long as it's you and your sister, and not other people, I'm comfortable saying we can treat this as a single family home. But, this isn't going to apply if this arrangement ever changes. Talk to Model Cities about their arrangement. They should pay you rent directly, they know because they own property that the law changed and you have to have your own service.*

*Mr. Miller: they charged me \$192 for a bin I never used. They said I had to have it.*

*Ms. Moermond: you do have to have it. I'd like you to fill out the form; we can also get you to the smallest cart size, every other week, so you have the smallest bill.*

*Mr. Miller: I have a lot of dumping on my property. If they move the dumpsters I'm in trouble.*

*Chao: a reminder you can have 2 bulky items removed for free.*

*Mr. Miller: I have much more than that. Do I still have to pay the \$192 for the services not rendered?*

*Ms. Moermond: I'd like you to fill out the form, and say this is just your sister and I living there, and I will cut your bill down to \$120. And treating it like you had 2 small containers every other week the first quarter. Moving forward you will have a \$60 each quarter.*

*Ms. Moermond: to clarify, I thought we were talking about Quarter 1 2019, I said we'd decrease it down to \$60.83. We will do that for both Quarter 1 and Quarter 4. There's an error in your Quarter 1, 2019 bill we will look into. Next bill you will see is early October, but we will try to fix it in house to get you down to the \$60.*

*Mr. Chris Swanson: we're going to get cart size switch, and vacancy set up. You did receive the Quarter 3 2019 bill, you should pay that and they will give you a credit moving forward.*

*Mr. Miller: I don't have the money.*

*Ms. Moermond: Quarter 4 goes to \$120, and each quarter of 2019 it will be down to \$60.*

*Ms. Chao: but he needs to pay Quarter 3.*

*Ms. Moermond: please send him a letter with all of this in writing.*

**Referred to the City Council due back on 7/24/2019**

**10:30 a.m. Hearings**

**12 RLH TA 19-504** Ratifying the Appealed Special Tax Assessment for property at 1382 BAYARD AVENUE. (File No. CG1902A3, Assessment No. 190103)

Sponsors: Tolbert

*Approve the assessment.*

*Mr. Mark O'Connell appeared*

*Staff report by Diana Chao: \$69.95 for Quarter 1, 2019, small cart and 3 late fees. He is a zero waster and has never used or needed the service. His cart has been unused and is frustrated there is no sharing option.*

*Mr. O'Connell: she stated it pretty well. To become a zero waster is a lot of work, I've been doing it since 1988. It's worked fine for me since. I have 3 ladies in the neighborhood who used to share a cart, they can't anymore. I'm on limited social security income. All of us agreed to have one hauler previously, and that part I agree with. I think it's utterly unfair.*

*Ms. Moermond: I think you probably know how much latitude I have on this. I can't change code or contract.*

*Mr. O'Connell: can I have a copy of the contract?*

*Ms. Moermond: yes, absolutely. We can provide that, we will mail it. Public Works will mail that. In terms of the bill itself, your living a property captured in the garbage hauling program. It's the lowest level bill so it's as low as it can be.*

*Mr. O'Connell: I suppose we wait to see what the judge says.*

*Ms. Moermond: right now there's a stay, which mean it stays until the result of any election ballot. We have the current code until an election.*

*Mr. O'Connell: does this go against my credit report?*

*Ms. Moermond: no, your property taxes have nothing to do with that. Unpaid assessment will go on your 2020 taxes.*

**Referred to the City Council due back on 9/11/2019**

**13 RLH TA 19-505** Ratifying the Appealed Special Tax Assessment for property at 2140 BAYARD AVENUE. (File No. CG1902A3, Assessment No. 190103)

Sponsors: Tolbert

*No show. Approve the Assessment.*

*Staff report, Chris Swanson: \$69.95 for a small every other week cart, plus 3 late fees Quarter 1, 2019. He appealed because he shares garbage with his neighbor.*

*Ms. Moermond: agreed, recommending approval.*

**Referred to the City Council due back on 9/11/2019**

**14 RLH TA 19-496** Ratifying the Appealed Special Tax Assessment for property at 889 EUCLID STREET. (File No. CG1901D1-1, Assessment No. 190078)

Sponsors: Prince

*Laid over until July 25, 2019 for a follow up from Public Works staff on missing cart.*

*Kenneth Hamblin, owner appeared*

*Staff report from Mr. Chris Swanson: Appealing \$96.08 for garbage service for medium cart for Quarter 4, 2018. The stated reason of appeal is: the resident has questions about the program, needs information about service holds, and cart replacement.*

*Mr. Hamblin: I need info about service holds; I've had a lot of family and end of life issues. I wasn't aware of how this worked. They've never picked up any garbage from the residence. I do remember carts out there, but I think they got picked up because I don't have them. I guess I have some questions about how it all came about, I talked to Jane Prince's office and they explained some, and said there was a lawsuit and sort of explained that and gave me a number to Chris. Chris said in the past I could get a hold. I wanted more information on that. I'm not there a lot.*

*Ms. Moermond: is this a single family home?*

*Mr. Hamblin: yes*

*MM: and you got 2 carts?*

*Mr. Hamblin: 2 carts were left. I thought they were for neighborhood cleanups. I left them out and then they were gone.*

*Ms. Moermond: we have a requirement that all single family homes need these services in the program. Do you have the property probated yet?*

*Mr. Hamblin: it might be?*

*Ms. Moermond: I think some of the issues with communications if you're not. Do you have a recycling cart right now?*

*Mr. Hamblin: no. I know when my father had trash he brought some stuff out to Rosemount to a place that he owned.*

*Ms. Moermond: were going to make sure you have a blue recycling cart, and a gray garbage cart. These folks work with the garbage piece.*

*Mr. Swanson: we have record of a cart being delivered with the cart PIN, it may be the cart got moved, so if it is truly missing we will schedule a cart to be delivered. We will do the same thing for the recycling cart. I'm giving you the annual guide too.*

*Ms. Moermond: tax records do have you down as owner. So you should be getting mailings from the city. What do you do with your garbage?*

*Mr. Hamblin: I'm not there much, I do sleep there. I'm in Mississippi a lot with my mother.*

*Ms. Moermond: how often is a lot?*

*Mr. Hamblin: it's a couple weeks at a time; I have to tend to business here. I just returned 2 days ago from being gone two weeks. What I'm planning on doing is selling the home and moving my mother here.*

*Ms. Moermond: you're not using a lot of service, I recommend going with the smallest cart every other week. I'm not sure what happened here with the cart. Please give him a couple service hold form.*

*Ms. Chao: if you know you will be done from the property for at least 4 consecutive weeks, and you can only do it 2x a year. The total amount of time on hold can't exceed 26 weeks.*

*Mr. Swanson: here is the pin, please get back to me if you can find the cart. Then I will follow up with hauler, I want them to make one trip.*

*Ms. Moermond: I'm going to wait to hear from Mr. Swanson about the cart situation, I'm open to decreasing the bill but I want to find out about the cart first. Layover for 2 weeks.*

**Laid Over to the Legislative Hearings due back on 7/25/2019**

- 15**     **RLH TA 19-517**     Ratifying the Appealed Special Tax Assessment for property at 418 MISSISSIPPI RIVER BOULEVARD SOUTH (File No. CG1902A3, Assessment No. 190103)

**Sponsors:**     Tolbert

*Laid over until July 18, 2019 for Public Works staff report.*

*No one appeared.*

*Staff report, Chris Swanson: \$97.99 Quarter 1, 2019 appealing charges were agreed and confirmed and reversed by Republic. Email confirmation attached, she believes it was incurred in error during the hold. She attached forms for a service hold. I sent an email yesterday to Republic to follow up on the service hold. We'd like a one week layover.*

*Ms. Moermond: 1 week layover.*

**Laid Over to the Legislative Hearings due back on 7/18/2019**

- 16**     **[RLH TA 19-522](#)**     Ratifying the Appealed Special Tax Assessment for property at 81 GEORGE STREE EAST. (File No. CG1902A3, Assessment No. 190103)

**Sponsors:**     Noecker

*Approve the assessment. Public Works to follow up with hauler on previous and current Republic accounts.*

*Myrna Beltran, owner, appeared*

*Diana Chao staff report: pending assessment \$138 for Quarter 1, 2019 Jan – March, the stated reason for appeal is the cost has gone up for property owner, previously paid \$400 a year and now its \$600. There's construction on the street, so people are using*

her cart. It's a duplex so it's not fair she has to have cart for both units.

Ms. Beltran: I'm kind of in the dark, I have people living on one side, and I live on the other side. I'm trying to get one can for me and let them pay for their own service. That wasn't clear.

Ms. Moermond: as the owner you're obligated to pay. They handle it different ways, via lease etc, it has to be in your name and you deal with the tenant directly.

Ms. Beltran: I'm here for the whole block as far as construction. Every duplex on the block, the houses are built in 1897, there's no alley. Everyone has their carts on the end of the side of the block. People are putting trash on curb, in my can, there's no sense of respect, there's trash all along the sidewalk. It's all the houses, and you can see even though it was picked up this morning it was already overflowing.

Ms. Moermond: do you have any way of knowing which is your can?

Ms. Beltran: I'd like to know my pin so I can mark my can.

Ms. Moermond: some people get those sticky reflective numbers for their can.

Ms. Chao: we have two because it's a duplex X24329 and X24330.

Ms. Beltran: I'm a single mom, I have my last one starting college, I paid up front for 2018 with Republic.

Ms. Moermond: they owe you for the last quarter.

Ms. Beltran: I paid one bill and then with the construction craziness I stopped paying the bill.

Ms. Chao

her current hauler is still Republic. I will check with them on what's going on with the bill.

Ms. Moermond: do you want to reduce the service level?

Ms. Beltran: my tenant makes a lot more trash. But I do feel like I've been encouraging her to recycle. If I'm obligated to cover her trash I'd like to do the smallest for both sides.

Ms. Moermond: if there are extra bags, you'll be charged for those. Right now I've got an unpaid for container, I have to do something with.

Ms. Beltran: I'd like to show you the pictures of the construction.

Ms. Moermond: I can let the ward office know that this is a struggle, and we've talked about getting numbers, encourage your neighbors to do the same thing. When did it start?

Ms. Beltran: May I would guess.

Ms. Moermond: I can't credit you for activity May – August right now. We're talking about Jan – March. You think about what size cart you need.

*Ms. Beltran: smallest and smallest.*

*Ms. Moermond: if you change your mind for the tenant size, it's a \$25 charge.*

*Ms. Beltran: what am I responsible for right now?*

*Ms. Moermond: I'm going to leave this bill where it's at. I'm going to ask them to decrease your Quarter 2 bill down to \$120 if you go with the lower service level. This assessment were looking at is unchanged. Moving forward Quarter 2 bill on will be decreased.*

*Follow Up: Staff has attached emails indicating Ms. Beltran was fine with paying the assessment because she received a credit. (JZ 7/18/19)*

**Referred to the City Council due back on 9/11/2019**

- 17     **RLH TA 19-521**     Ratifying the Appealed Special Tax Assessment for property at 2137 WELLESLEY AVENUE. (File No. CG1902A3, Assessment No. 190103)

**Sponsors:**     Tolbert

*Delete the assessment.*

*Michael Kelleher, owner, appeared*

*Staff report by Chris Swanson: For \$73.60 for Quarter 1, 2019, the stated reason for appeal is the resident was not as house because of medical reason, he didn't have opportunity to submit a service hold request due to medical reasons. Staff recommends removal of this.*

*Mr. Kelleher: I paid Oct – December, which I was over charge for. Jan 7, 2019 I was put in hospital. I talked to OFS who said to see you. I was out of my house for 3 months.*

*Ms. Moermond: you weren't able to get a temporary service hold in, it would have been impossible to do that. I support the request for removal of this assessment.*

**Referred to the City Council due back on 9/11/2019**

### 11:15 a.m. Hearings

- 18     [RLH TA 19-498](#)     Ratifying the Appealed Special Tax Assessment for property at 1486 CARROLL AVENUE. (File No. CG1901D2-2, Assessment No. 190081)

**Sponsors:**     Thao

*No show. Approve the assessment.*

*Staff report by Chris Swanson: \$96.08 medium cart for Quarter 1, 2019. No stated reason for appeal. I did talk to this resident personally, he said the units are occupied.*

*Ms. Moermond: approve the assessment.*

**Referred to the City Council due back on 7/24/2019**

- 19 RLH TA 19-502** Ratifying the Appealed Special Tax Assessment for property at 1242 EDGERTON STREET. (File No. CG1902A4, Assessment No. 190104)
- Sponsors:** Busuri
- Delete the assessment.*
- Staff report from Chris Swanson: cost is \$72.60 for service Quarter 1, 2019, the stated reason for appeal is he is only paying for what is ordered. Previous legislative hearing April 18, 2018. Said they only had one cart. One unoccupied dwelling form filled out. Staff recommends removing assessment.*
- Ms. Moermond: I'm supportive of that. Recommend deletion.*
- Referred to the City Council due back on 9/11/2019**
- 20 RLH TA 19-513** Ratifying the Appealed Special Tax Assessment for property at 651 HAWTHORNE AVENUE EAST. (File No. CG1902A4, Assessment No. 190104)
- Sponsors:** Busuri
- Reduce the fee to \$70.34 from \$192.16.*
- No one appeared.*
- Staff report from Chris Swanson: \$192.16 for duplex, 2 medium carts. Appealing because they picked up 2 medium tubs early in January, and left one. I recommend adjustment to \$70.34. I got a confirmation email this morning from Waste Management stating they did pick up the 2 tubs and left one.*
- Ms. Moermond: Reduce to \$70.34.*
- Referred to the City Council due back on 9/11/2019**
- 21 RLH TA 19-518** Ratifying the Appealed Special Tax Assessment for property at 1976 MONTREAL AVENUE. (File No. CG1902A4, Assessment No. 190104)
- Sponsors:** Tolbert
- No show, approve the assessment.*
- Staff report from Chris Swanson: \$110.48 for service Quarter 1, 2019, financing is reason for approval. Already pay for service at another mixed commercial and residential use property.*
- Ms. Moermond: reach out to resident and let him know that if he switches now to small every other week service that I will decrease Quarter 2 to \$60.83 Approve this assessment.*
- FOLLOW UP: As of July 18, 2019 no word from owner (JZ 7/19/19)*
- Referred to the City Council due back on 9/11/2019**
- 22 [RLH TA 19-480](#)** Ratifying the Appealed Special Tax Assessment for property at 299

STINSON STREET. (File No. CG1901E2-1, Assessment No. 190082).

**Sponsors:** Thao

*No show. Approve the assessment.*

*Staff report from Chris Swanson: \$110.48 Quarter 4, 2018 for a medium cart and 3 late fees. Stated reason for appeal: he bought property in January 2019, she contact previous owner but owner told resident she was responsible for the fees. She still has not received any bills for 2019. She has called Advanced disposal but she didn't understand due to limited English.*

*Ms. Moermond: recommend approval, private dispute between seller and current owner.*

**Referred to the City Council**

- 23 RLH TA 19-524** Ratifying the Appealed Special Tax Assessment for property at 2124 HIGHWOOD AVENUE. (File No. CG1902A4, Assessment No. 190104)

**Sponsors:** Prince

*Approve the assessment.*

*Mr. Michael Douglas appeared.*

*Chris Swanson staff report: \$198.52 for one medium and large cart, Quarter 1, 2019. Appealing because it violates state law. District court has issued an order; the judge's order is not retroactive. All services and billing prior to June 30, 2019 are valid and will continue to be assessed consistent with the judge's order.*

*Ms. Moermond: you think it should have been suspended in October and can only be done once a year.*

*Mr. Douglas: when the petition was delivered the council had an obligation to suspect the ordinances. We don't think the reasons the council is putting forward are great. In order for me to file with district court I have to exhaust my remedies.*

*Ms. Moermond: I approve the assessment.*

**Referred to the City Council due back on 9/11/2019**

### **Special Tax Assessments - ROLLS**

- 24 RLH AR 19-74** Ratifying the assessment for the City's cost of providing Collection of Delinquent Garbage Bills for services during January to March 2019. (File No. CG1902A1, Assessment No. 190101)

**Sponsors:** Brendmoen

**Referred to the City Council due back on 9/11/2019**

- 25 RLH AR 19-75** Ratifying the assessment for the City's cost of providing Collection of Delinquent Garbage Bills for services during January to March 2019. (File No. CG1902A2, Assessment No. 190102)



Sponsors: Brendmoen

**Referred to the City Council due back on 9/11/2019**

- 26 RLH AR 19-76** Ratifying the assessment for the City's cost of providing Collection of Delinquent Garbage Bills for services during January to March 2019. (File No. CG1902A3, Assessment No. 190103)

Sponsors: Brendmoen

**Referred to the City Council due back on 9/11/2019**

- 27 RLH AR 19-77** Ratifying the assessment for the City's cost of providing Collection of Delinquent Garbage Bills for services during January to March 2019. (File No. CG1902A4, Assessment No. 190104)

Sponsors: Brendmoen

**Referred to the City Council due back on 9/11/2019**