



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

Wednesday, October 2, 2019

3:30 PM

Council Chambers - 3rd Floor

Public hearings at 3:30 and 5:30 p.m.

ROLL CALL

Present 6 - Councilmember Amy Brendmoen, Councilmember Dai Thao,
Councilmember Chris Tolbert, Councilmember Rebecca Noecker,
Councilmember Jane L. Prince and Councilmember Mitra Jalali Nelson

Absent 1 - Councilmember Kassim Busuri

COMMUNICATIONS & RECEIVE/FILE

- 1 [CO 19-48](#) Letters from the Department of Safety and Inspections declaring 864 Marion Street and 1904 Princeton Avenue nuisance properties. (For notification purposes only; public hearings will be scheduled at a later date if necessary.)
- Sponsors: Thao and Tolbert
- 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 2 - 15)

Consent Agenda adopted

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

Nay: 0

Absent: 1 - Councilmember Busuri

- 2 [RES 19-1693](#) Declaring support for the Land and Water Conservation Fund.
- Sponsors: Noecker
- Adopted**
- 3 [RES 19-1680](#) Approving the use of grant funds through the Neighborhood Star Year-Round Program for redesign fees for the Rice and Larpenteur parking lot and traffic barriers at Western and Maryland Avenues.
- Sponsors: Brendmoen
- Adopted**
- 4 [RES 19-1512](#) Approving the City's cost of providing Collection of Delinquent Garbage Bills for service during April to June 2019, and setting date of Legislative Hearing for October 31, 2019 and City Council public hearing for November 13, 2019 to consider and levy the assessments against individual properties. (File No. CG1903E1, Assessment No. 190137)
- Sponsors: Brendmoen
- Adopted**
- 5 [RES 19-1513](#) Approving the City's cost of providing Collection of Delinquent Garbage Bills for service during April to June 2019, and setting date of Legislative Hearing for October 31, 2019 and City Council public hearing for November 13, 2019 to consider and levy the assessments against individual properties. (File No. CG1903E2, Assessment No. 190138)
- Sponsors: Brendmoen
- Adopted**
- 6 [RES 19-1514](#) Approving the City's cost of providing Collection of Delinquent Garbage Bills for service during April to June 2019, and setting date of Legislative Hearing for October 31, 2019 and City Council public hearing for November 13, 2019 to consider and levy the assessments against individual properties. (File No. CG1903E3, Assessment No. 190139)
- Sponsors: Brendmoen
- Adopted**

- 7 [RES 19-1515](#) Approving the City's cost of providing Collection of Delinquent Garbage Bills for service during April to June 2019, and setting date of Legislative Hearing for October 31, 2019 and City Council public hearing for November 13, 2019 to consider and levy the assessments against individual properties. (File No. CG1903E4, Assessment No. 190140)
- Sponsors: Brendmoen
- Adopted**
- 8 [RES 19-1594](#) Approving the City's cost of providing Collection of Vacant Building Registration Fees billed during September 13, 2018 to June 20, 2019, and setting date of Legislative Hearing for November 5, 2019 and City Council public hearing for January 22, 2020 to consider and levy the assessments against individual properties. (File No. VB2003, Assessment No. 208802)
- Sponsors: Brendmoen
- Adopted**
- 9 [RES 19-1595](#) Approving the City's cost of providing Boarding and/or Securing services during July 2019, and setting date of Legislative Hearing for November 5, 2019 and City Council public hearing for January 22, 2020 to consider and levy the assessments against individual properties. (File No. J2003B, Assessment No. 208102)
- Sponsors: Brendmoen
- Adopted**
- 10 [RES 19-1596](#) Approving the City's cost of providing Collection of Fire Certificate of Occupancy Fees billed during May 20 to June 17, 2019, and setting date of Legislative Hearing for November 5, 2019 and City Council public hearing for January 22, 2020 to consider and levy the assessments against individual properties. (File No. CRT2003, Assessment No. 208202)
- Sponsors: Brendmoen
- Adopted**

- 11 [RES 19-1597](#) Approving the City's cost of providing Excessive Use of Inspection or Abatement services billed during May 22 to June 21, 2019, and setting date of Legislative Hearing for November 5, 2019 and City Council public hearing for January 22, 2020 to consider and levy the assessments against individual properties. (File No. J2003E, Assessment No. 208302)
- Sponsors: Brendmoen
- Adopted**
- 12 [RES 19-1599](#) Approving the City's cost of providing Removal of Dangerous Tree(s) from July 2019, and setting date of Legislative Hearing for November 5, 2019 and City Council public hearing for January 22, 2020 to consider and levy the assessments against individual properties. (File No. 2001T, Assessment No. 209000)
- Sponsors: Brendmoen
- Adopted**
- 13 [RES 19-1690](#) Accepting the gift of travel expenses from the Women in Public Finance National Chapter for Sarah Brown, Treasury Analyst, to attend the Women in Public Finance conference in Austin, Texas.
- Sponsors: Brendmoen
- Adopted**
- 14 [RES 19-1646](#) Establishing the rate of pay for Business Improvement Supervisor in EG 09, SPSO, Grade 020.
- Sponsors: Brendmoen
- Laid over to October 9 for adoption**
- 15 [RES 19-1647](#) Approving the Mayor's appointments of Baya Clare, Brad Teslow, Laurie Richardson, Mark Braun, Paul Pappas, and James Loveold to the Mayor's Advisory Committee on People with Disabilities.
- Sponsors: Brendmoen
- Adopted**

FOR DISCUSSION

Councilmember Busuri joined the meeting.

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

16 [SR 19-112](#) Presentation by State Demographer Susan Brower.

Sponsors: Brendmoen

Received and filed

Councilmember Busuri left the meeting.

Present 6 - Councilmember Amy Brendmoen, Councilmember Dai Thao, Councilmember Chris Tolbert, Councilmember Rebecca Noecker, Councilmember Jane L. Prince and Councilmember Mitra Jalali Nelson

Absent 1 - Councilmember Kassim Busuri

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.

First Reading

17 [Ord 19-59](#) Amending the zoning map as recommended in the Stryker Avenue Zoning Study.

Sponsors: Noecker

Laid over to October 9 for second reading

18 [Ord 19-61](#) Amending Chapter 152 of the Legislative Code permitting the City Engineer to set speed limits on roads under the City's jurisdiction.

Sponsors: Brendmoen, Busuri, Jalali Nelson, Noecker, Prince, Thao and Tolbert

Laid over to October 9 for second reading

- 19 [Ord 19-62](#) Amending sections 373.01 and 373.08 of the Legislative Code pertaining to transportation network company (TNC) definitions to include rented or leased vehicles and allow automobile rental companies to make rental vehicles available to TNC endorsed drivers.

Sponsors: Tolbert

Laid over to October 9 for second reading

PUBLIC HEARINGS (3:30 p.m.)

- 20 [RES PH 19-332](#) Approving the application of Clutch Brewing Company for a sound level variance for background music and movies on October 12, 2019 at 928 7th Street West for the First Annual Halloween Anniversary Bash.

Sponsors: Noecker

Adopted

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

Nay: 0

Absent: 1 - Councilmember Busuri

LEGISLATIVE HEARING ITEMS FOR DISCUSSION

- 27 [RLH FCO 19-81](#) Appeal of Michael Gonzalez to a Correction Notice - Complaint Inspection at 1052 DAYTON AVENUE.

Sponsors: Thao

Adopted

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

Nay: 0

Absent: 1 - Councilmember Busuri

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 21 - 43)**Legislative Hearing Consent Agenda adopted as amended**

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

Nay: 0

Absent: 1 - Councilmember Busuri

- 21** [RLH TA 19-657](#) Ratifying the Appealed Special Tax Assessment for property at 558 ARUNDEL STREET. (File No. J1925A, Assessment No. 198562)
Sponsors: Thao
Adopted
- 22** [RLH TA 18-524](#) Ratifying the Appealed Special Tax Assessment for property at 819 AURORA AVENUE. (File No. J1902A, Assessment No. 198501) (Public hearing continued from January 16) (Amend to delete)
Sponsors: Thao
Adopted as amended (assessment deleted)
- 23** [RLH TA 19-698](#) Ratifying the Appealed Special Tax Assessment for property at 740 CAPITOL HEIGHTS. (File No. J1922A1, Assessment No. 198574) (Public hearing to be continued to February 19, 2020)
Sponsors: Thao
Public hearing continued to February 19, 2020
- 24** [RLH TA 19-664](#) Ratifying the Appealed Special Tax Assessment for property at 560 CHARLES AVENUE. (File No. J1924A, Assessment No. 198561)
Sponsors: Thao
Adopted

- 25 [RLH TA 19-175](#) Ratifying the Appealed Special Tax Assessment for property at 287 CLARENCE STREET. (File No. J1913A, Assessment No. 198512; amended to File No. J1913A1, Assessment No. 198557) (Public hearing continued from May 1)
- Sponsors: Prince
- Adopted as amended (assessment reduced)**
- 26 [RLH FCO 19-83](#) Appeal of Michael Wood to a Fire Inspection Correction Notice at 1030 CONWAY STREET.
- Sponsors: Prince
- Adopted**
- 28 [RLH OA 19-7](#) Appeal of Ben Aeling to a Subsurface Sewage Treatment System Non-Compliant at 2108 DOUGLYNN LANE.
- Sponsors: Prince
- Adopted**
- 29 [RLH TA 19-731](#) Amending Council File No. RLH AR 19-77 to delete the assessment for Collection of Delinquent Garbage Bills for services during January to March 2019 at 249 ERIE STREET. (File No. CG1902A4, Assessment No. 190104)
- Sponsors: Noecker
- Adopted**
- 30 [RLH TA 19-666](#) Ratifying the Appealed Special Tax Assessment for property at 1010 FRONT AVENUE. (File No. J1925A, Assessment No. 198562) (Public hearing to be continued to February 19, 2020)
- Sponsors: Thao
- Public hearing continued to February 19, 2020**
- 31 [RLH VBR 19-51](#) Appeal of Erik Stadstad, representing Daniel Wagers, to a Vacant Building Registration Renewal Notice at 412 HOLLY AVENUE.
- Sponsors: Thao
- Adopted**
- 32 [RLH SAO 19-44](#) Appeal of Roger Stadler to a Summary Abatement Order at 1122 JACKSON STREET.
- Sponsors: Brendmoen
- Adopted as amended (extensions granted for compliance)**

- 33 [RLH TA 18-541](#) Ratifying the Appealed Special Tax Assessment for property at 366 JENKS AVENUE. (File No. J1902A, Assessment No. 198501) (Public hearing continued from January 16)
- Sponsors:** Brendmoen
- Adopted as amended (assessment ratified)**
- 34 [RLH TA 19-661](#) Ratifying the Appealed Special Tax Assessment for property at 569 LAFOND AVENUE. (File No. J1924A, Assessment No. 198561)
- Sponsors:** Thao
- Adopted**
- 35 [RLH TA 19-669](#) Ratifying the Appealed Special Tax Assessment for property at 298 LAWSON AVENUE EAST. (File No. J1924A, Assessment No. 198561) (Public hearing to be continued to February 19, 2020)
- Sponsors:** Brendmoen
- Public hearing continued to February 19, 2020**
- 36 [RLH FCO 19-95](#) Amending Council File RLH FCO 19-16, adopted March 6, 2019, to grant Alan Roers, representing David Wetherill, an additional extension to a Fire Inspection Correction Notice for property at 602 LAWSON AVENUE WEST.
- Sponsors:** Brendmoen
- Adopted**
- 37 [RLH TA 19-665](#) Ratifying the Appealed Special Tax Assessment for property at 1871 NEBRASKA AVENUE EAST. (File No. J1924A, Assessment No. 198561)
- Sponsors:** Busuri
- Adopted**
- 38 [RLH VO 19-37](#) Appeal of Steven Miller to a Revocation of Fire Certificate of Occupancy and Order to Vacate at 622 OAKDALE AVENUE.
- Sponsors:** Noecker
- Adopted**
- 39 [RLH VBR 19-57](#) Appeal of Dao Hoang to a Vacant Building Registration Fee at 1040 SELBY AVENUE.
- Sponsors:** Thao
- Adopted**

- 40 [RLH TA 19-658](#) Ratifying the Appealed Special Tax Assessment for property at 544 SHERBURNE AVENUE. (File No. J1924A, Assessment No. 198561) (Public hearing to be continued to February 19, 2020)
- Sponsors: Thao
- Public hearing continued to February 19, 2020
- 41 [RLH TA 19-646](#) Deleting the Appealed Special Tax Assessment for property at 791 YORK AVENUE. (File No. J1925A, Assessment No. 198562)
- Sponsors: Busuri
- Adopted
- 42 [RLH AR 19-102](#) Ratifying the assessments for Property Clean Up services during May 1 to 10, 2019. (File No. J1924A, Assessment No. 198561)
- Sponsors: Brendmoen
- Adopted
- 43 [RLH AR 19-103](#) Ratifying the assessments for Property Clean Up services during May 13 to 16, 2019. (File No. J1925A, Assessment No. 198562)
- Sponsors: Brendmoen
- 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 Dai Thao and Councilmember Kassim Busuri

Council members Busuri and Thao arrived during the testimony for Item 44.

- 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

- 44** [Ord 19-60](#) Amending Chapter 66 of the Legislative Code pertaining to overnight shelters.
- Sponsors:** Noecker
- Public hearing held and closed; laid over to October 9 for final adoption**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali Nelson and Councilmember Busuri
- Nay:** 0
- 45** [RES PH 19-294](#) Approving the request of District Energy St. Paul, Inc. to amend District Heating rates for fiscal year 2020.
- Sponsors:** Brendmoen
- Adopted**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali Nelson and Councilmember Busuri
- Nay:** 0
- 46** [RES PH 19-293](#) Approving the request of District Energy St. Paul, Inc. to amend District Cooling rates for fiscal year 2020.
- Sponsors:** Brendmoen
- Adopted**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali Nelson and Councilmember Busuri
- Nay:** 0
- 47** [RES PH 19-226](#) Ratifying the assessments for benefits, costs, and expenses for the Arcade/Case and the Grand/Snelling parking lots operation and maintenance costs for 2020. (File No. 18744-19 and 18746-19, Assessment No. 197201 and 197202) (Public hearing continued from September 18)
- Sponsors:** Brendmoen
- Adopted**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali Nelson and Councilmember Busuri
- Nay:** 0

- 48 [RES PH 19-287](#) Ratifying the assessment for the Fairview Avenue from Shields to University paving and lighting project constructed as part of the 2019 St. Paul Street Paving Program (SPS). (File No. 19231, Assessment No. 195202)
- Sponsors: Jalali Nelson
- Adopted**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali Nelson and Councilmember Busuri
- Nay:** 0
- 49 [RES PH 19-286](#) Ratifying the assessment for the Wheelock Parkway from Western to Rice paving and lighting project constructed as part of the 2019 St. Paul Street Paving Program (SPS). (File No. 19206, Assessment No. 195201)
- Sponsors: Brendmoen
- Adopted**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali Nelson and Councilmember Busuri
- Nay:** 0
- 50 [RES PH 19-288](#) Ratifying the assessment for installation of a fire protection system, as requested by Gloria Freeman, for 1850 7th Street East. (File No. FP2019-02, Assessment No. 197101)
- Sponsors: Prince
- Adopted**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali Nelson and Councilmember Busuri
- Nay:** 0
- 51 [RES PH 19-330](#) Approving adverse action against the Cigarette/Tobacco License held by Moundsview Retail Inc., d/b/a Mounds Park Market (License ID #20170000776) at 241 Earl Street.
- Sponsors: Prince
- Adopted as amended**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali Nelson and Councilmember Busuri

Nay: 0

ADJOURNMENT

Meeting adjourned

Council Meeting Information

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