



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

Wednesday, April 1, 2020

3:30 PM

Council Chambers - 3rd Floor

All public hearings at 3:30 p.m.

Please see below for new meeting guidelines due to the COVID-19 health pandemic emergency.

ROLL CALL

Present 7 - Councilmember Amy Brendmoen, Councilmember Dai Thao, Councilmember Chris Tolbert, Councilmember Rebecca Noecker, Councilmember Jane L. Prince, Councilmember Mitra Jalali and Councilmember Nelsie Yang

COMMUNICATIONS & RECEIVE/FILE

- 1 [AO 20-20](#) Sixth amendment to the 2019 Capital Improvement Budget to allocate funding for the Green Energy Loan Program to the appropriate department projects.
Received and filed
- 2 [AO 20-22](#) Amending the 2020 spending budget for the City Council.
Received and filed
- 3 [AO 20-23](#) Approving a second six-month extension of the lease for the Department of Human Rights and Equal Economic Opportunity RiverPrint space at 375 Jackson Street.
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 4 - 26)**Consent Agenda adopted**

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

Nay: 0

- 4 [RES 20-569](#) Approving the Settlement Agreement and Release between the City of Saint Paul and Bowl-Rite, Inc., d/b/a Midway Pro Bowl ("Midway") and its attorney, Jon W. Morphew.
- Sponsors: Brendmoen
- Adopted**
- 5 [RES 20-585](#) Setting the City Council's new regular meeting schedule effective until Tuesday, June 16, 2020.
- Sponsors: Brendmoen
- Adopted**
- 6 [RES 20-476](#) Approving the City's cost of providing Collection of Vacant Building Registration Fees billed during February 18 to December 20, 2019, and setting date of Legislative Hearing for May 5, 2020 and City Council public hearing for June 17, 2020 to consider and levy the assessments against individual properties. (File No. VB2009, Assessment No. 208810)
- Sponsors: Brendmoen
- Adopted**
- 7 [RES 20-477](#) Approving the City's cost of providing Securing and/or Emergency Boarding services during January 2020, and setting date of Legislative Hearing for May 5, 2020 and City Council public hearing for June 17, 2020 to consider and levy the assessments against individual properties. (File No. J2009B, Assessment No. 208108)
- Sponsors: Brendmoen
- Adopted**

- 8 [RES 20-478](#) Approving the City's cost of providing Collection of Fire Certificate of Occupancy Fees billed during November 26 to December 17, 2019, and setting date of Legislative Hearing for May 5, 2020 and City Council public hearing for June 17, 2020 to consider and levy the assessments against individual properties. (File No. CRT2009, Assessment No. 208208)

Sponsors: Brendmoen

Adopted

- 9 [RES 20-479](#) Approving the City's cost of providing Excessive Use of Inspection or Abatement services billed during November 22 to December 20, 2019, and setting date of Legislative Hearing for May 5, 2020 and City Council public hearing for June 17, 2020 to consider and levy the assessments against individual properties. (File No. J2009E, Assessment No. 208310)

Sponsors: Brendmoen

Adopted

- 10 [RES 20-480](#) Approving the City's cost of providing Graffiti Removal services during January 4 to February 26, 2020, and setting date of Legislative Hearing for May 5, 2020 and City Council public hearing for June 17, 2020 to consider and levy the assessments against individual properties. (File No. J2006P, Assessment No. 208405)

Sponsors: Brendmoen

Adopted

- 11 [RES 20-481](#) Approving the City's cost of providing Removal of Dangerous Tree(s) during December 2019 at 2118 St. Anthony Avenue, and setting date of Legislative Hearing for May 5, 2020 and City Council public hearing for June 17, 2020 to consider and levy the assessments. (File No. 2006T, Assessment No. 209005)

Sponsors: Brendmoen

Adopted

- 12 [RES 20-446](#) Approving assessment costs and setting date of City Council public hearing to ratify the assessment for installation of a fire protection system, as requested by 344 S.A., LLC, for 344 Summit Avenue. (File No. FP2017-02, Assessment No. 177101)

Sponsors: Noecker

Adopted

- 13 [RES 20-511](#) Approving assessment costs and setting date of City Council public hearing to ratify the assessment for the 2019 Street Maintenance Service Program - Mill and Overlay: Downtown Streets (Phase I). (Project No. 195500, Assessment No. 195500)
- Sponsors: Brendmoen
- Adopted**
- 14 [RES 20-513](#) Approving assessment costs and setting date of City Council public hearing to ratify the assessment for the 2019 Street Maintenance Service Program - Mill and Overlay: St. Clair Avenue from Fairview to Snelling (2019). (Project No. MO1905, Assessment No. 195505)
- Sponsors: Brendmoen
- Adopted**
- 15 [RES 20-515](#) Approving assessment costs and setting date of City Council public hearing to ratify the assessment for the 2019 Street Maintenance Service Program - Mill and Overlay: Cleveland Avenue from Yorkshire to Mississippi River Boulevard (2019). (Project No. MO1901, Assessment No. 195502)
- Sponsors: Brendmoen
- Adopted**
- 16 [RES 20-517](#) Approving assessment costs and setting date of City Council public hearing to ratify the assessment for the 2019 Street Maintenance Service Program - Mill and Overlay: Pascal Street from University to St. Anthony (2019). (Project No. MO1903, Assessment No. 195503)
- Sponsors: Brendmoen
- Adopted**
- 17 [RES 20-520](#) Approving assessment costs and setting date of City Council public hearing to ratify the assessment for the 2019 Street Maintenance Service Program - Mill and Overlay: Prior Avenue from Summit to I-94 (2019). (Project No. MO1904, Assessment No. 195504)
- Sponsors: Brendmoen
- Adopted**

- 18 [RES 20-570](#) Approving the Joint Memorandum of Agreement between the City of Saint Paul and AFSCME District Council 5 (Locals 1842, 2508, 3757), Classified Confidential Employees Association (CCEA), Fire Fighters Local 21, Fire Supervisory Association (FSA) Local 3939, Machinists, Manual & Maintenance Supervisors Association, Operating Engineers Local 70, Police Federation, Professional Employees Association (PEA), Saint Paul Supervisory Association (SPSO), TriCouncil (Locals 49, 120 and 363), Trades: Bricklayers, Carpenters, Cement Masons, Electrical Workers, Elevator Constructors, Painters, Pipefitters, Plumbers, Sprinkler-Fitters and Sheet Metal Workers for the purpose of establishing access for employees who are unable to work a portion of, or all their regularly scheduled hours due to the COVID 19 pandemic, up to eighty (80) hours of Emergency Pandemic Leave (EPL).

Sponsors: Brendmoen

Adopted

- 19 [RES 20-572](#) Changing the minimum rate of pay for Assistant to the Mayor I, Job Code 100210, in Grade 05C of EG 17, Non-Represented City Managers.

Sponsors: Brendmoen

Adopted

- 20 [RES 20-577](#) Approving the Memorandum of Agreement between Fire Fighters Local 21 and the City of Saint Paul for the purpose of establishing clarification to sworn classifications, job transfer bid system, and seniority requirements for bid eligibility in the current Collective Bargaining Agreement (January 1, 2018 - December 31, 2020).

Sponsors: Brendmoen

Laid over to April 8 for adoption

- 21 [RES 20-578](#) Approving the Memorandum of Agreement between Fire Fighters Local 21, Fire Supervisory Association Local 3939 and the City of Saint Paul for the purpose of establishing new options for pre-65 Retiree Health Insurance.

Sponsors: Brendmoen

Laid over to April 8 for adoption

- 22 [RES 20-583](#) Changing the rate of pay for the classifications of Labor Relations Specialist I and II, in EG 17, Non-Represented City Managers.

Sponsors: Brendmoen

Laid over to April 8 for adoption

- 23 [RES 20-564](#) Approving the waiver of 2020 application fees for the Neighborhood STAR Program.
Sponsors: Brendmoen
Adopted
- 24 [RES 20-581](#) Approving the 2020 budget for Cultural STAR funds for year six of six to Minnesota Children’s Museum.
Sponsors: Noecker
Adopted
- 25 [RES 20-543](#) Authorizing the Police Department to enter into an agreement with the Saint Paul Public Housing Agency for the collaborative A Community outreach Program, that includes an indemnification clause.
Sponsors: Brendmoen
Adopted
- 26 [RES 20-547](#) Suspending all licenses held by the University Club of St. Paul, d/b/a The Commodore at 79 Western Avenue, for non-payment of the matrix penalty and costs imposed under RES PH 20-12.
Sponsors: Thao
Adopted

SUSPENSION ITEMS**Rules suspended**

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

Nay: 0

[SR 20-31](#)

Staff report from the Administration.

Sponsors: Brendmoen

Received and filed

Rules suspended

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

Nay: 0

[RES 20-620](#)

Urging Governor Tim Walz to support Saint Paul's struggling bars and restaurants by approving a temporary "take out liquor" for bars and restaurants impacted by Emergency Executive Order 20-04 and the COVID-19 pandemic.

Sponsors: Noecker, Brendmoen, Prince and Yang

Adopted

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

Nay: 0

FOR DISCUSSION

27 [RES 20-586](#) Recognizing April 1, 2020 as Census Day in the City of Saint Paul.

Sponsors: Brendmoen, Jalali, Thao, Noecker, Tolbert, Yang and Prince

Adopted

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

Nay: 0

28 [RES PH 20-80](#) Approving the application of Minnesota United FC & Allianz Field for three sound level variances for amplified music at 400 Snelling Avenue North during MN United FC MLS games on April 4, April 11 and April 18, 2020. (Public hearing held March 18) (To be withdrawn)

Sponsors: Thao and Jalali

Withdrawn

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

- 29 [Ord 20-15](#) Creating Chapter 190 of the Saint Paul Legislative Code entitled "Prohibition of Conversion Therapy Directed to Minors."
- Sponsors:** Brendmoen, Jalali, Thao, Noecker, Tolbert, Yang and Prince
- Laid over to May 27 for second reading**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang
- Nay:** 0

LEGISLATIVE HEARING ITEMS

- 30 [RLH TA 20-145](#) Ratifying the Appealed Special Tax Assessment for property at 1048 CENTRAL AVENUE WEST. (File No. J2012A, Assessment No. 208511)
- Sponsors:** Thao
- Adopted**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang
- Nay:** 0
- 31 [RLH VBR 20-13](#) Appeal of Shai Leibovich to a Vacant Building Registration Fee Warning Letter at 980 CONWAY STREET.
- Sponsors:** Prince
- Adopted as amended**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang
- Nay:** 0

- 32** [RLH FCO 20-23](#) Amending Council File RLH FCO 19-126, adopted December 18, 2019, to grant Kevin Roepe or Craig Mader an additional extension for a Fire Inspection Correction Notice for property at 584 FAIRVIEW AVENUE NORTH.
- Sponsors:** Jalali
- Adopted**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang
- Nay:** 0
-
- 33** [RLH VBR 20-18](#) Appeal of Omobolaji Shadrack to a Vacant Building Registration Requirement at 2203-2205 GLENRIDGE AVENUE.
- Sponsors:** Prince
- Adopted**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang
- Nay:** 0
-
- 34** [RLH RR 20-10](#) Ordering the rehabilitation or razing and removal of the structures at 1282 HAGUE AVENUE within fifteen (15) days after the February 26, 2020 City Council public hearing. (Amend to grant 180 days)
- Sponsors:** Thao
- Adopted as amended (180 days to remove or repair)**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang
- Nay:** 0
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- 35** [RLH VBR 20-16](#) Appeal of Lauren Lightner, on behalf of Catherine Fehr, to a Vacant Building Registration Notice at 701 HAZEL STREET NORTH.
- Sponsors:** Prince
- Public hearing continued to April 15**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang
- Nay:** 0

- 36** [RLH VBR 20-14](#) Appeal of Daniel Heinen to a Vacant Building Registration Fee Warning Letter at 377 MARYLAND AVENUE WEST.
- Sponsors:** Brendmoen
- Public hearing continued to April 15**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang
- Nay:** 0
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- 37** [RLH RR 19-30](#) Ordering the rehabilitation or razing and removal of the structures at 1904 PRINCETON AVENUE within fifteen (15) days after the December 18, 2019 City Council public hearing.
- Sponsors:** Tolbert
- Referred to Legislative Hearings on May 12**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang
- Nay:** 0
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- 38** [RLH TA 20-143](#) Ratifying the Appealed Special Tax Assessment for property at 1090 ROSS AVENUE. (File No. J2011A, Assessment No. 208510) (Public hearing to be continued to October 7)
- Sponsors:** Yang
- Public hearing continued to October 7**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang
- Nay:** 0
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- 39** [RLH TA 20-146](#) Ratifying the Appealed Special Tax Assessment for property at 607 SHERWOOD AVENUE. (File No. J2011A, Assessment No. 208510)
- Sponsors:** Yang
- Public hearing continued to July 8**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang
- Nay:** 0

- 40** [RLH VBR 20-12](#) Appeal of Carrie Nelson to a Vacant Building Registration Notice at 291 STINSON STREET.
- Sponsors:** Thao
- Adopted**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang
- Nay:** 0
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- 41** [RLH TA 20-182](#) Ratifying the Appealed Special Tax Assessment for property at 1504 SUMMIT AVENUE. (File No. J2012A, Assessment No. 208511) (To be referred back to Legislative Hearing on April 7)
- Sponsors:** Tolbert
- Referred to Legislative Hearings on April 7**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang
- Nay:** 0
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- 42** [RLH AR 20-44](#) Ratifying the assessments for Property Clean Up services during November 1 to 14, 2019. (File No. J2011A, Assessment No. 208510) (Public hearing to be continued to July 8, 2020)
- Sponsors:** Brendmoen
- Public hearing continued to July 8**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang
- Nay:** 0
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- 43** [RLH AR 20-45](#) Ratifying the assessments for Property Clean Up services during November 14 to 26, 2019. (File No. J2012A, Assessment No. 208511) (Public hearing to be continued to July 8, 2020)
- Sponsors:** Brendmoen
- Public hearing continued to July 8**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Thao, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali and Councilmember Yang
- 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 44 - 48)**Legislative Hearing Consent Agenda adopted**

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

Nay: 0

- 44** [RLH TA 20-209](#) Amending Council File No. RLH AR 19-140 to delete the assessment for Collection of Vacant Building Registration Fees billed during September 13, 2018 to June 20, 2019 at 1860 HAWTHORNE AVENUE EAST. (File No. VB2003, Assessment No. 208802)

Sponsors: Yang

Adopted

- 45** [RLH TA 20-136](#) Deleting the Appealed Special Tax Assessment for property at 650 LAFOND AVENUE. (File No. J2011A, Assessment No. 208510)

Sponsors: Thao

Adopted

- 46** [RLH TA 20-141](#) Deleting the Appealed Special Tax Assessment for property at 925 MAGNOLIA AVENUE EAST. (File No. J2011A, Assessment No. 208510)

Sponsors: Yang

Adopted

- 47** [RLH TA 20-142](#) Deleting the Appealed Special Tax Assessment for property at 888 MARYLAND AVENUE EAST. (File No. J2011A, Assessment No. 208510)

Sponsors: Yang

Adopted

- 48 [RLH TA 20-183](#) Amending Council File No. RLH AR 20-16 to reduce the assessment for Collection of Delinquent Garbage Bills for services during July to September 2019 at 198-200 ROBIE STREET WEST. (File No. CG1904A3, Assessment No. 190146)

Sponsors: Noecker

Adopted

PUBLIC HEARINGS

- 49 [Ord 20-10](#) Amending the Appendix to Chapter 409 of the Legislative Code Pursuant to Section 17.07.1 of the Charter, and Section 409.20 of the Legislative Code to create an additional Commercial Development District at 160 South Wabasha Street. (To be withdrawn)

Sponsors: Noecker

Withdrawn

- 50 [Ord 20-13](#) Amending the Appendix to Chapter 409 of the Legislative Code Pursuant to Section 17.07.1 of the Charter, and Section 409.20 of the Legislative Code to expand the Commercial Development District at 1 Leech Street to include 200 Grand Avenue. (To be withdrawn)

Sponsors: Noecker

Withdrawn

- 51 [RES PH 20-95](#) Accepting grant funds, authorizing execution of a grant agreement, and amending the operating budget related to the City of Saint Paul's sponsorship of a Minnesota Investment Fund grant for the benefit of the Minnetronix Medical, Inc. expansion.

Sponsors: Jalali

Adopted

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

Nay: 0

- 52 [RES PH 20-86](#) Ratifying the assessments for Replacement of Sanitary Sewer Line on Private Properties during October to December 2019. (File No. SWRP2002, Assessment No. 203001)

Sponsors: Brendmoen

Adopted

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

Nay: 0

53 [RES PH 20-85](#) Ratifying the assessments for Replacement of Lead Water Service Line on Private Properties during October to December 2019. (File No. 2002LDSRP, Assessment No. 204001)

Sponsors: Brendmoen

Adopted

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

Nay: 0

ADJOURNMENT

Meeting adjourned

In-person meetings, or meetings conducted under Minn. Stat. § 13D.02 of the City Council, are not practical or prudent because of the COVID-19 health pandemic emergency declared under Minn. Stat. Chapter 12 by the Minnesota Governor Tim Walz and Saint Paul Mayor Melvin Carter. In light of the COVID-19 health pandemic, members of the City Council will participate in City Council meetings by telephone or other electronic means.

Public attendance at the City Council's regular meeting location is not feasible due to the COVID-19 health pandemic. Members of the public may view City Council meetings online at stpaul.legistar.com/Calendar.aspx or on local cable Channel 18.

The public may comment on public hearing items in writing or via voicemail. Any comments and materials submitted by 12:00 pm of the day before the meeting will be attached to the public record and available for review by the City Council. Comments may be submitted as follows:

Written public comment on public hearing items can be submitted to Contact-Council@ci.stpaul.mn.us or by voicemail at 651-266-6805.

While the Council will make best efforts to decide all issues before them, the Council may delay decisions on certain matters where the members believe meeting in-person is necessary. All City Council public hearings will be held at 3:30 p.m. and there will be no separate 5:30 p.m. public hearings. More information is available at www.stpaul.gov/departments/city-council

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 mobile devices to review the files during the meeting. Using a mobile device greatly reduces costs since most agendas, including the documents attached to files, are over 1000 pages when printed.

Web

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Cable

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