



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, February 17, 2021

3:30 PM

Council Chambers - 3rd Floor

Please see the meeting guidelines due to the COVID-19 pandemic.

ROLL CALL

The meeting was called to order at 3:33 p.m.

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 [CO 21-21](#) Mayor's Emergency Executive Order 21-7.

Received and Filed
- 2 [AO 21-9](#) Authorizing the Department of Parks and Recreation to reallocate \$328,328 of 2021 General Fund Budget within accounting units to most accurately reflect the location of projected actual spending. The Community First Public Safety increase for 2021 was originally included in an existing accounting unit budget, but Parks and Recreation now wishes to move this funding in to the newly created Community First Public Safety accounting unit budget, to provide the most effective financial tracking specific to this program.

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

A motion was made by Councilmember Thao to Approve the Consent Agenda
The motion carried by the following vote:

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

Nay: 0

- 3 [Min 21-6](#) Approving the minutes of the September 2, 9, 16, and 23, 2020 City Council meetings.

Adopted

- 4 [RES 21-132](#) Approving the City's cost of providing Replacement of Lead Water Service Line on Private Properties during October to December 2020, and setting date of City Council public hearing for March 17, 2021 to consider and levy the assessments against individual properties. (File No. 2101LDSRP, Assessment No. 214001)

Adopted

- 5 [RES 21-134](#) Approving the City's cost of providing Repair of Sanitary Sewer Line on Private Properties during October to December 2020, and setting date of City Council public hearing for March 17, 2021 to consider and levy the assessments against individual properties. (File No. SWRP2101, Assessment No. 213001)

Adopted

- 6 [RES 21-186](#) Authorizing staff to apply for a grant from MnDOT's Local Road Improvement Program for the Lexington Parkway (Phase 2) project.

Adopted

- 7 [RES 21-193](#) Authorizing use of a Project Labor Agreement (PLA) for the Sewer Maintenance Generator Installation and Pump Station Repair projects.

Adopted

- 8 [RES 21-194](#) Approving non-use of a Project Labor Agreement (PLA) for the following projects: Sewer Cleaning and Televising Projects (Eagle-Shepard, Point Douglas-Lower Afton), Storm Tunnel Outfall Repairs Project, 2021 Citywide Sewer Lining, and 2021 Citywide Sewer Repairs.

Adopted

- 9 [RES 21-208](#) Approving adverse action against the Massage Practitioner application submitted by Kao Vang (License ID #20190001182) for the premises located at 2140 Ford Parkway.

Adopted

- 10 [RES 21-211](#) Authorizing the City to submit a Point Source Implementation grant application to the Minnesota Public Facilities Authority (PFA), and authorizing City officials to execute a grant agreement on behalf of the City for the Bush-Desoto Stormwater Pond Retrofit and related facilities.

Adopted

- 11 [RES 21-236](#) Authorizing the Police Department assessors' expenses for assistance in the evaluation of candidates for the sergeant position.

Adopted

- 12 [RES 21-249](#) Entering into license agreements between the City of Saint Paul and the BNSF Railway Company for fiber optic lines on BNSF property.

Adopted

- 13 [RES 21-253](#) Approving the Mayor's appointment of Matt Slaven to a six-year term to the Saint Paul Port Authority.

Adopted

- 14 [RES 21-255](#) Approving the Mayor's reappointments of Dawn Selle and Suzanne Yeager to a two-year term on the Advisory Committee on Aging.

Adopted

- 15 [RES 21-256](#) Approving the Mayor's appointments of Ron Weisman, Lance Fang, and Tom Eckstein to a two-year term on the Advisory Committee on Aging.

Adopted

- 17 [RES 21-258](#) Approving the Mayor's appointment of Thomas McCarthy to a three-year term on the Board of Zoning Appeals.

Adopted

- 19 [RES 21-260](#) Approving the Mayor's appointment of James Garrett Jr. to a four-year term on the Capitol Area Architectural and Planning Board (CAAPB).

Adopted

FOR DISCUSSION

- 16 [RES 21-257](#) Approving the Mayor's appointment of Roxanne Draughn and Walter Battle to a four-year term on the Neighborhood STAR Board. (Laid over from February 17)

Laid over to February 24

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

Nay: 0

- 18 [RES 21-259](#) Approving the Mayor's appointments of ~~Libby Kantner~~ and Richard Holst to the Planning Commission.

Adopted as amended (Libby Kantner withdrawn for further consideration)

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

Nay: 0

- 20 [RES 21-271](#) Recognizing Hawkins, Inc. as one of America's most responsible companies by Newsweek Magazine.

Adopted

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

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

- 21 [Ord 21-3](#) Granting the application of NBH Holdings LLC to rezone the property at 1350 Arcade Street and 835 Clear Avenue from R4 one-family residential to T2 traditional neighborhood and amending Chapter 60 of the Legislative Code pertaining to the zoning map.

Adopted

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

Nay: 0

Second Reading

- 22 [Ord 21-10](#) Creating Chapter 223 of the Legislative Code relating to Guaranteed Income Program (Title XXIII).

Laid over to February 24 for third reading/public hearing

First Reading

- 23 [Ord 21-4](#) Amending the zoning code as recommended in the Definition of Family Zoning Study.

Laid over to February 24 for second reading

- 24 [Ord 21-6](#) Amending Chapter 366A of the Legislative Code entitled "Parades, Races and Public Assemblies" to prohibit possession of certain items at such events.

Laid over to February 24 for second reading

- 25 [Ord 21-8](#) Granting the application of 2069 Marshall Ave LLC to rezone property at 2069 Marshall Avenue from T2 Traditional Neighborhood to T3 Traditional Neighborhood and amending Chapter 60 of the Legislative Code pertaining to the zoning map.

Laid over to February 24 for second reading

PUBLIC HEARINGS

- 26 [RES PH 21-5](#) Ratifying the assessment for installation of a fire protection system at the Minnesota Transportation Museum at 193 Pennsylvania Ave. E., covering Bay B and Bay C of the building. (Project No. FP2019-05, Assessment No. 197104).

Adopted

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

Nay: 0

- 27 [RES PH 21-25](#) Authorizing the Department of Parks and Recreation to accept funds in the amount of \$85,000 from the Capitol Region Watershed District (CRWD), amending the financing and spending plan to reflect the funding received and the reimbursement of Foursome for the upfront cost of BMP improvements at Como Golf Course.

Adopted

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

Nay: 0

- 28** [RES PH 21-28](#) Approving the Final (combined) Plat for Highland Bridge 2nd Addition Rowhome Combined Plat.

Adopted

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

Nay: 0

- 29** [Ord 21-7](#) Amending and replacing ordinance CF10-779 and authorizing the issuance of general obligation library refunding bonds of the Public Library Agency in order to achieve debt service savings.

Public hearing closed; laid over to February 24 for final adoption

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

Nay: 0

LEGISLATIVE HEARING ITEMS

The Legislative Hearing Officer recommends adoption of the following resolutions, as no objections to these recommendations were received:

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

Nay: 0

- 32** [RLH TA 20-705](#) Ratifying the Appealed Special Tax Assessment for property at 37 ATWATER STREET. (File No. J2108A, Assessment No. 218507)

Adopted

- 33** [RLH TA 21-79](#) Deleting the Appealed Special Tax Assessment for property at 1696 BOHLAND AVENUE. (File No. J2016A, Assessment No. 208524)

Adopted

- 35** [RLH TA 20-702](#) Deleting the Appealed Special Tax Assessment for property at 839 CHARLES

AVENUE. (File No. J2107A, Assessment No. 218506)

Adopted

- 36 [RLH TA 20-346](#) Ratifying the Appealed Special Tax Assessment for property at 128 COOK AVENUE EAST. (File No. J2016A, Assessment No. 208524)
Adopted
- 37 [RLH TA 20-699](#) Deleting the Appealed Special Tax Assessment for property at 1082 EUCLID STREET. (File No. J2107A, Assessment No. 218506)
Adopted
- 38 [RLH VO 21-5](#) Appeal of Chee Xiong to a Correction Notice-Complaint Inspection (which includes condemnation) at 1151 GERANIUM AVENUE EAST.
Adopted
- 39 [RLH SAO 21-9](#) Appeal of Chee Xiong to a Summary Abatement Order and Vehicle Abatement Order at 1151 GERANIUM AVENUE EAST.
Adopted
- 40 [RLH TA 21-70](#) Ratifying the Appealed Special Tax Assessment for property at 1568 HAGUE AVENUE. (File No. CRT2101A, Assessment No. 218207)
Adopted
- 44 [RLH SAO 21-4](#) Making finding on the appealed nuisance abatement ordered for 1122 JACKSON STREET in Council File RLH SAO 19-49.
Adopted
- 46 [RLH SAO 21-7](#) Appeal of James VinZant to a Summary Abatement Order at 1597 JACKSON STREET.
Adopted
- 47 [RLH TA 20-677](#) Ratifying the Appealed Special Tax Assessment for property at 724 JESSAMINE AVENUE EAST. (File No. J2108A, Assessment No. 218507)
Adopted
- 48 [RLH TA 20-700](#) Deleting the Appealed Special Tax Assessment for property at 779 LAFOND AVENUE. (File No. J2108A, Assessment No. 218507)
Adopted
- 52 [RLH TA 20-704](#) Ratifying the Appealed Special Tax Assessment for property at 951 MARION STREET. (File No. J2108A, Assessment No. 218507)
Adopted

- 54 [RLH TA 21-60](#) Deleting the Appealed Special Tax Assessment for property at 433 ROBERT STREET SOUTH. (File No. J2101P1, Assessment No. 218405)
Adopted
- 57 [RLH TA 20-706](#) Deleting the Appealed Special Tax Assessment for property at 716 SIMS AVENUE. (File No. J2107A, Assessment No. 218506)
Adopted
- 58 [RLH TA 20-304](#) Ratifying the Appealed Special Tax Assessment for property at 832 THIRD STREET EAST. (File No. J2016A, Assessment No. 208524) (Public hearing continued to February 17, 2021)
Adopted
- 60 [RLH TA 21-88](#) Deleting the Appealed Special Tax Assessment for property at 2469 UNIVERSITY AVENUE WEST. (File No. J2102P1, Assessment No. 218406)
Adopted
- 62 [RLH FCO 20-168](#) Appeal of Irine Katras to a Fire Inspection Correction Notice at 1676 WHITE BEAR AVENUE NORTH.
Adopted
- 65 [RLH AR 20-72](#) Ratifying the assessments for Property Clean Up during January 2 to 10, 2020. (File No. J2015A, Assessment No. 208515) (Public hearing continued to February 17, 2021)
Adopted
- 67 [RLH AR 20-164](#) Ratifying the assessments for Property Clean Up services during September 1 to 14, 2020. (File No. J2107A, Assessment No. 218506)
Adopted
- 68 [RLH AR 20-165](#) Ratifying the assessments for Property Clean Up services during September 15 to 29, 2020. (File No. J2108A, Assessment No. 218507)
Adopted
- For the following items, no objections to the Legislative Hearing Officer's amended recommendation was received and, therefore, she recommends amendment and adoption:**
- 30 [RLH TA 20-305](#) Ratifying the Appealed Special Tax Assessment for property at 1245 ALBEMARLE STREET. (File No. J2015A, Assessment No. 208515) (Public hearing continued to February 17, 2021)

Adopted as amended (ratify assessment)

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

Nay: 0

- 31** [RLH TA 20-233](#) Ratifying the Appealed Special Tax Assessment for property at 861 ALBERT STREET NORTH. (File No. J2016A, Assessment No. 208524) (Public hearing to be continued to February 17, 2021)

Adopted as amended (reduce assessment)

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

Nay: 0

- 45** [RLH TA 20-278](#) Ratifying the Appealed Special Tax Assessment for property at 1555 JACKSON STREET (File No. J2016A, Assessment No. 208524) (Public hearing to be continued to February 17, 2021)

Adopted as amended (delete assessment)

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

Nay: 0

- 51** [RLH TA 21-101](#) Ratifying the Appealed Special Tax Assessment for property at 876 MARGARET STREET. (File No. J2016A, Assessment No. 208524) (Legislative Hearing on February 16, 2021)

Adopted as amended (ratify assessment)

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

Nay: 0

- 53** [RLH TA 20-279](#) Ratifying the Appealed Special Tax Assessment for property at 644 OLIVE STREET (AKA 640 OLIVE STREET). (File No. J2015A, Assessment No. 208515)

Adopted as amended (reduce assessment)

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

Nay: 0

- 55** [RLH RR 20-53](#) Ordering the rehabilitation or razing and removal of the structures at 1313 SEMINARY AVENUE within fifteen (15) days after the January 13, 2021, City Council Public Hearing. (Amend to grant 180 days)

Adopted as amended (grant 180 days)

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

Nay: 0

- 56** [RLH TA 21-109](#) Ratifying the Appealed Special Tax Assessment for property at 1670 SEVENTH STREET EAST. (File No. J2108A, Assessment No. 218507) (Legislative Hearing on February 16, 2021)

Adopted as amended (ratify assessment)

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

Nay: 0

- 61** [RLH TA 20-249](#) Ratifying the Appealed Special Tax Assessment for property at 2155 WAUKON AVENUE. (File No. J2016A, Assessment No. 208524) (Public hearing to be continued to February 17, 2021)

Adopted as amended (reduce assessment)

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

Nay: 0

- 64** [RLH TA 20-280](#) Ratifying the Appealed Special Tax Assessment for property at 903 YORK AVENUE (File No. J2015A, Assessment No. 208515) (Public hearing continued to February 17, 2021)

Adopted as amended (reduce assessment)

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

Nay: 0

- 66** [RLH AR 20-73](#) Ratifying the assessments for Property Clean Up during January 16 to 31, 2020. (File No. J2016A, Assessment No. 208524) (Public hearing continued to February 17, 2021)

Adopted as amended (remove the following items for separate consideration at a later date: 128 Cook Avenue East, 1696 Bohland Avenue, 876 Margaret Street, 1195 Arona Street, 655 Jessamine Avenue East)

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

Nay: 0

For the following items, the Legislative Hearing Officer's recommendation is to continue the public hearing to the dates listed:

- 41** [RLH RR 20-51](#) Ordering the rehabilitation or razing and removal of the structures at 1629 HARTFORD AVENUE within fifteen (15) days after the January 13, 2021, City Council Public Hearing. (Amend to grant 180 days)

Continue public hearing to March 3

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

Nay: 0

- 49** [RLH TA 20-701](#) Ratifying the Appealed Special Tax Assessment for property at 120 MAGNOLIA AVENUE WEST. (File No. J2107A, Assessment No. 218506) (Public hearing continued to July 7, 2021)

Continue public hearing to July 7

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

Nay: 0

- 50** [RLH TA 21-99](#) Ratifying the Appealed Special Tax Assessment for property at 876 MARGARET STREET. (File No. J2015A, Assessment No. 208515) (Legislative Hearing on February 16, 2021)

Continue public hearing to September 8

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

Nay: 0

- 59** [RLH TA 20-596](#) Ratifying the Appealed Special Tax Assessment for property at 1935 UNIVERSITY AVENUE WEST. (File No. VB2101, Assessment No. 208800) (Public Hearing to be continued to February 17, 2021)

Continue public hearing to April 28

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

Nay: 0

For the following item, the Legislative Hearing Officer's recommendation was contested and additional testimony from the appellant is in the record

- 34 [RLH TA 20-710](#) Ratifying the Appealed Special Tax Assessment for property at 701 CHARLES AVENUE. (File No. J2108A, Assessment No. 218507) (Public hearing continued to July 7, 2021)

Public hearing is continued to July 7

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

Nay: 0

For the following items, the Legislative Hearing Officer's recommendation is contested and additional testimony from the appellant is in the record:

- 42 [RLH TA 20-264](#) Ratifying the Appealed Special Tax Assessment for property at 0 HERBERT STREET. (File No. J2015A, Assessment No. 208515)

Adopted as amended (ratify assessment and make payable over 5 years)

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

Nay: 0

- 43 [RLH TA 20-288](#) Ratifying the Appealed Special Tax Assessment for property at 0 HERBERT STREET, PARCEL ID: 27-29-22-13-0021. (File No. J2013A, Assessment No. 208515)

Adopted as amended (ratify assessment and make payable over 5 years)

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

Nay: 0

For the following item, the Legislative Hearing Officer's recommendation is contested and additional testimony from the appellant is in the record:

- 63** [RLH VO 21-3](#) Appeal of Thomas Mueller, Southern Minnesota Regional Legal Services, on behalf of Michelle Baker, to a Correction Notice-Re-Inspection Complaint (which includes condemnation) at 1276 WILSON AVENUE #128.

Adopted

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

Nay: 0

ADJOURNMENT

The meeting was adjourned at 5:03 p.m.

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, CouncilHearing@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. More information is available at www.stpaul.gov/departments/city-council.

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Web

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