



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 Russel Balenger
Councilmember Mitra Jalali
Councilmember Rebecca Noecker
Councilmember Jane L. Prince
Councilmember Chris Tolbert
Councilmember Nelsie Yang

Wednesday, September 21, 2022

3:30 PM

Council Chambers - 3rd Floor

ROLL CALL

Meeting started at 3:30 PM

- Present** 6 - Councilmember Amy Brendmoen, Councilmember Rebecca Noecker, Councilmember Jane L. Prince, Councilmember Mitra Jalali, Councilmember Nelsie Yang and Councilmember Russel Balenger
- Absent** 1 - Councilmember Chris Tolbert

COMMUNICATIONS & RECEIVE/FILE

- 1 [AO 22-50](#) Authorizing the Department of Parks and Recreation to reallocate \$170,000 within its various accounting units in the 2022 adopted budget to most accurately reflect the projected actual spending in each accounting unit and provide the appropriate levels of spending authority.

Received and Filed

- 2 [AO 22-51](#) Amending CDBG Project Budgets: Funding for 411 Wabasha (Rodriguez Auto), a project CDBG subrecipient NeDA selected to be funded with West Side Commercial program CDBG funds.

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

Councilmember Prince moved approval.

Consent Agenda adopted

Yea: 6 - Councilmember Brendmoen, Councilmember Noecker, Councilmember Prince, Councilmember Jalali, Councilmember Yang and Councilmember Balenger

Nay: 0

Absent: 1 - Councilmember Tolbert

- 3 [RES 22-1405](#) Approving the City's cost of providing Property Clean up services during July 1 to 7, 2022, and setting date of Legislative Hearing for October 18, 2022 and City Council public hearing for January 18, 2023 to consider and levy the assessments against individual properties. (File No. J2303A, Assessment No. 238502)

Adopted

- 4 [RES 22-1406](#) Approving the City's cost of providing Property Clean up services during July 7 to 28, 2022, and setting date of Legislative Hearing for October 18, 2022 and City Council public hearing for January 18, 2023 to consider and levy the assessments against individual properties. (File No. J2304A, Assessment No. 238503)

Adopted

- 5 [RES 22-1421](#) Accepting the gift of registration and lodging from Little Rock Zoo for Megan Elder to attend the Orangutan Species Survival Plan (SSP) steering committee meeting, husbandry course, and workshop in Little Rock, AR from August 14-19, 2022.

Adopted

- 6 [RES 22-1430](#) Approving the Memorandum of Agreement between the City and the Manual and Maintenance Supervisors Association for the purpose of creating an exception to the pay for holidays worked in Article 14.4 of the Collective Bargaining Agreement for the classifications of Senior Zoo Keeper and Parks Maintenance Supervisor assigned to the Como Campus section of the Department of Parks and Recreation.

Laid over to September 28, 2022

- 7 [RES 22-1431](#) Establishing the rate of pay for the new Business Analyst series in EG 06, Professional Employees Association (PEA), consisting of four new classifications.

Laid over to September 28, 2022

- 8 [RES 22-1448](#) Approving the use of grant funds through the Neighborhood STAR Year-Round Program for the G.W. Carver Cultural Center for Innovation.

Adopted

- 9 [RES 22-1463](#) Waiving the 45-day notice requirement to add a Liquor Outdoor Service Area (Patio) and Liquor Outdoor Service Area (Sidewalk) License to existing Licenses to Em Que Viet LLC d/b/a Em Que Viet Restaurant & Bar (License ID # 20210001847) for the premises located at 1332 Grand Avenue.

Adopted

- 10 [RES 22-1469](#) Authorizing the Department of Safety and Inspections (DSI), through its Homeless Assistance Response Team (HART), to accept the donation of a 2014 Dodge Caravan to better assist the HART team in serving our residents experiencing homelessness.

Adopted

- 11 [RES 22-1470](#) Authorizing the City of Saint Paul (the "City") to enter into a Joint Powers Agreement with Ramsey County (the "County") to use the City's American Rescue Plan Act (ARPA) funds to support joint Workforce Initiative Programs in response to populations negatively impacted by the COVID-19 Pandemic

Adopted

- 12 [RES 22-1471](#) Approving the Memorandum of Agreement between the City of Saint Paul and Classified Confidential Employees Association for the purpose of establishing new options for pre-65 Retiree Health Insurance.

Laid over to September 28, 2022

- 13 [RES 22-1472](#) Waiving the 45-day notice requirement to add a Malt Off Sale (Small Brewery - 128 oz) to existing Licenses to Black Stack Brewing Inc. (License ID # 20150004254) for the premises located at 755 Prior Avenue.

Adopted

- 14 [RES 22-1474](#) Accepting the gift of the costs of travel, food, and lodging from Prosperity Now, for Mayor Melvin Carter to attend the 2022 Prosperity Summit in Atlanta, Georgia, September 19 and 20, 2022.

Adopted

- 15 [RES 22-1477](#) Waiving the 45-day notice requirement to add a Malt Off Sale (Small Brewery - 128 oz) to existing Licenses to Clutch Brewing Company LLC (License ID # 20180001089) for the premises located at 928 7th Street West.

Adopted**ROLL CALL**

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

FOR DISCUSSION

- 17 [RES 22-770](#) Amending Civil Service Rule 28.B.5 to eliminate language disallowing consideration of years of employment, and related education and experience, in setting wages for internal candidates as a firefighter. (Laid over from September 14, 2022)

Council President Brendmoen thanked Councilmember Prince for her work on the item.

Prince moved approval.

Adopted

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

Nay: 0

- 18 [RES PH 22-233](#) Considering and adopting the Findings of Fact, Conclusions of Law, and Recommendation of the Administrative Law Judge, and request of the Department of Safety and Inspections to upwardly depart to revocation of the Cigarette/Tobacco license held by Bright Star Inc., d/b/a Tom and Joe's Market, for the premises located at 684 Western Avenue. (Public hearing closed and laid over from September 14, 2022.)

Councilmember Balenger moved approval.

Council President Brendmoen spoke in support.

Adopted

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

Nay: 0

SUSPENSION ITEMS

- [RES 22-1483](#) Waiving the 45-day notice requirement to add a Malt Off Sale (Small Brewery - 128 oz) to existing Licenses to Urban Growler Brewing Co LLC (License ID # 20140000679) for the premises located at 2325 Endicott Street.

Councilmember Jalali moved approval.

Adopted

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

Nay: 0

[RES 22-1503](#)

Extending a warm welcome and best wishes for a successful visit to Alejandro García del Toro, Second Ambassador of Cuba, and Tatiana Martinez, Vice Consul of Cuba.

Councilmember Prince spoke in support, read from the resolution, and moved approval.

Council President Brendmoen spoke in support.

Adopted

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

Nay: 0

FOR DISCUSSION

16 [SR 22-147](#)

2022 property tax trends update from Ramsey County.

Heather Bestler, Ramsey County Auditor, and Pat Chapman, Interim Ramsey County Assessor, gave a presentation.

Received and Filed

RECESS

City Council meeting recessed at 4:02 PM

City Council meeting resumed at 4:19 PM

ROLL CALL

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

19 [RES 22-1422](#)

Approving a 2023 maximum property tax levy for the Housing and Redevelopment Authority (HRA).

Councilmember Tolbert moved approval.

Adopted

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

Nay: 0

20 [RES 22-1458](#) Approving a 2023 maximum property tax levy for the City.

Council President Brendmoen spoke in support and expressed interest in keeping the actual levy increase below 15%.

Councilmember Yang spoke in support and expressed interest in funding public workers and services.

Councilmember Prince spoke in support and expressed interest in keeping the actual levy increase below 15%.

Councilmember Noecker spoke in support, expressed interest in keeping the actual levy increase below 15%, and moved approval.

Adopted

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

Nay: 0

ORDINANCES

An ordinance is a city law enacted by the City Council. It is read at three separate council meetings and becomes effective after passage by the Council and 30 days after publication in the Saint Paul Pioneer Press. Public hearings on ordinances are generally held at the first reading.

Final Adoption

21 [Ord 22-40](#) 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 2078 Ford Parkway to include 2170 and 2128 Ford Parkway and 966 Mississippi River Boulevard South (parcels 172823110111 and 172823110114).

Councilmember Tolbert moved approval.

Adopted

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

Nay: 0

PUBLIC HEARINGS

Live testimony is limited to two minutes for each person. See below for optional ways to testify.

- 22** [Ord 22-37](#) Amending Chapter 193A of the Legislative Code pertaining to rent stabilization.
- Council President Brendmoen gave a recap of the process that led to a reopened public hearing and spoke in support.*
- 17 speakers testified during the reopened public hearing.*
- Councilmember Yang spoke in opposition.*
- Councilmember Jalali spoke in opposition.*
- Councilmember Noecker spoke in support.*
- Councilmember Prince spoke in support.*
- Councilmember Tolbert spoke in support and moved approval.*
- Brendmoen gave additional comments in support.*
- Adopted**
- Yea:** 5 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince and Councilmember Balenger
- Nay:** 2 - Councilmember Jalali and Councilmember Yang
- 23** [RES PH 22-217](#) Authorizing the Department of Parks and Recreation to accept gifted funds from the Ramsey Hill Association (RHA) and to amend the financing and spending plan, in the amount of \$9,951.70, for the Cochran Park Fountain project.
- Councilmember Balenger moved approval.*
- Adopted**
- Yea:** 7 - Councilmember Brendmoen, Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali, Councilmember Yang and Councilmember Balenger
- Nay:** 0
- 24** [RES PH 22-250](#) Amending the financing and spending plans in the Capital Budget and Debt Budget to repay federal grant funding.
- Councilmember Balenger moved approval.*
- Adopted**
- Yea:** 6 - Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali, Councilmember Yang and Councilmember Balenger

Nay: 0

Absent: 1 - Councilmember Brendmoen

- 25** [RES PH 22-252](#) Amending the financing and spending plans in the Department of Public Works Capital Budget to close out 2016 projects.

Councilmember Prince moved approval.

Adopted

Yea: 6 - Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali, Councilmember Yang and Councilmember Balenger

Nay: 0

Absent: 1 - Councilmember Brendmoen

- 26** [RES PH 22-266](#) Authorizing the acceptance of a \$1074.00 reimbursement from the State Historic Preservation Office for a Heritage Preservation Commissioner and staff member to attend the Annual Preservation Conference on September 14-16, 2022.

Councilmember Jalali moved approval.

Adopted

Yea: 6 - Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali, Councilmember Yang and Councilmember Balenger

Nay: 0

Absent: 1 - Councilmember Brendmoen

- 27** [RES PH 22-271](#) Adopting the 2023 Operating Plan for the Downtown Improvement District and imposing a service charge pursuant to Minnesota Statutes Chapter 428A. (Public hearing continued from September 21, 2022)

Councilmember Noecker moved to continue the public hearing for one week to accommodate testifiers who could not attend this meeting.

Public hearing continued to September 28, 2022

Yea: 6 - Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali, Councilmember Yang and Councilmember Balenger

Nay: 0

Absent: 1 - Councilmember Brendmoen

- 28** [RES PH 22-273](#) Authorizing the Department of Parks and Recreation to accept Parks and Trails Legacy Funds, enter into grant agreements, and amend the financing and spending plan in the amount of \$2,562,053.

Councilmember Yang moved approval.

Adopted

Yea: 6 - Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali, Councilmember Yang and Councilmember Balenger

Nay: 0

Absent: 1 - Councilmember Brendmoen

- 29** [RES PH 22-274](#) Approving the application of Meritage Restaurant for a sound level variance in order to present amplified sound during Oysterfest on October 9, 2022 at 99 6th Street West (Hamm Memorial Plaza).

Councilmember Tolbert moved approval.

Adopted

Yea: 6 - Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali, Councilmember Yang and Councilmember Balenger

Nay: 0

Absent: 1 - Councilmember Brendmoen

- 30** [RES PH 22-277](#) Approving the application of University of St. Thomas, Erin Whipkey, Campus Life for a sound level variance in order to present live amplified sound on October 15, 2022 at 2115 Summit Avenue (University of Saint Thomas, Lower Quad).

Councilmember Jalali moved approval.

Adopted

Yea: 6 - Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali, Councilmember Yang and Councilmember Balenger

Nay: 0

Absent: 1 - Councilmember Brendmoen

- 31** [RES PH 22-279](#) Approving the application of University of St. Thomas, Erin Whipkey, Campus Life for a sound level variance in order to present live amplified sound on October 15, 2022 at 2115 Summit Avenue (University of Saint Thomas, Lower Quad).

Councilmember Balenger moved approval.

Adopted

Yea: 6 - Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali, Councilmember Yang and Councilmember Balenger

Nay: 0

Absent: 1 - Councilmember Brendmoen

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

Councilmember Prince moved approval.

Legislative Hearing Consent Agenda adopted as amended

Yea: 6 - Councilmember Tolbert, Councilmember Noecker, Councilmember Prince, Councilmember Jalali, Councilmember Yang and Councilmember Balenger

Nay: 0

Absent: 1 - Councilmember Brendmoen

- 32** [RLH RR 22-48](#) Ordering the rehabilitation or razing and removal of the structures at 523 BEAUMONT STREET within fifteen (15) days after the September 21, 2022, City Council Public Hearing. (To refer back to October 11, 2022 Legislative Hearing)

Referred to October 11, 2022 Legislative Hearing

- 33** [RLH RSA 22-5](#) Appeal of Patrick Hogan, on behalf of North End Apartments, LLC, to a Rent Stabilization Determination at 325 BIRMINGHAM STREET. (September 15, 2022 Legislative Hearings)

Adopted as amended (granted exception to 3% rent cap and allowed for 15% increase)

- 34** [RLH CO 22-9](#) Appeal of Dawn Keller to a Correction Notice at 415 CLARENCE STREET.

Adopted

- 35** [RLH RR 22-28](#) Ordering the rehabilitation or razing and removal of the structures at 733 FAIRVIEW AVENUE NORTH within fifteen (15) days after the June 22, 2022, City Council Public Hearing. (Amend to grant 180 days)

Adopted as amended (granted 180 days)

- 36** [RLH SAO 22-42](#) Appeal of Daniel Fix to a Summary Abatement Order at 319 FULLER AVENUE.

Adopted

- 37** [RLH SAO 22-45](#) Amending Council File RLH SAO 22-29, adopted August 10, 2022, to grant

Sally Klein an additional extension for property at 769 HAGUE AVENUE.

Adopted

- 38 [RLH TA 22-93](#) Ratifying the Appealed Special Tax Assessment for property at 927 LAWSON AVENUE EAST. (File No. J2217A, Assessment No. 228516) (Public hearing continued to September 21, 2022)

Adopted as amended (assessment reduced)

- 39 [RLH TA 22-101](#) Ratifying the Appealed Special Tax Assessment for property at 628/630 MENDOTA STREET. (File No. J2216A Assessment No. 228515) (Public hearing continued to September 21, 2022)

Adopted as amended (assessment reduced)

- 40 [RLH TA 22-99](#) Ratifying the Appealed Special Tax Assessment for property at 975 PALACE AVENUE. (File No. J2217A, Assessment No. 228516) (Public hearing continued to September 21, 2022)

Amended (assessment reduced) and public hearing continued to September 28, 2022

- 41 [RLH OA 22-7](#) Making recommendation to Ramsey County on the application of Alexis Abreu Rivero for repurchase of tax forfeited property at 923 WESTMINSTER STREET.

Adopted

ADJOURNMENT

Meeting ended at 5:44 PM

City Council meetings are open for in person attendance, but the public may also 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:

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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. Live testimony will be taken in person in the Council Chambers, and by telephone by registering to speak by noon on the day before the meeting. The registration link is located on the City Council website at www.stpaul.gov/council or <https://forms.office.com/g/TD3xN7WHy5>.

Council Meeting Information

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Web

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