



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 Mitra Jalali
Vice President HwaJeong Kim
Councilmember Anika Bowie
Councilmember Cheniqua Johnson
Councilmember Saura Jost
Councilmember Rebecca Noecker
Councilmember Nelsie Yang

Wednesday, February 14, 2024

3:30 PM

Council Chambers - 3rd Floor

**Public Hearing on creating the Creative Enterprise Zone Commercial Development
Districts at 10:00 AM at the Capitol Regional Watershed District, 595 Aldine St
Regular Council Meeting at 3:30 PM in Council Chambers**

ROLL CALL

Meeting started at 10:00 AM

Present 6 - Councilmember Rebecca Noecker, Councilmember Mitra Jalali,
Councilmember Nelsie Yang, Councilmember HwaJeong Kim,
Councilmember Saura Jost and Councilmember Cheniqua Johnson
Absent 1 - Councilmember Anika Bowie

**ORDINANCE PUBLIC HEARING (The public hearing on this item will take place at 10:00
a.m. at the Capitol Regional Watershed District, 595 Aldine St.)**

- 1 [Ord 24-7](#) Amending the appendix to Chapter 409 of the Legislative Code pursuant to
Section 17.07.1 of the Charter and Section 409.16 of the Legislative Code to
create four (4) distinct Commercial Development Districts within the area
known as the Creative Enterprise Zone and allow for nine (9) On-Sale Liquor
Licenses of any type, notwithstanding on-sale liquor licenses allowed under §
409 of the Legislative Code, to be distributed among the four (4) Districts.

Amended to include updated attachment for Exhibit 2.

Laid over to February 21, 2024 for Final Adoption

**Later reconsidered, amended, and laid over to February 21, 2024 for Final
Adoption**

Yea: 6 - Councilmember Noecker, Councilmember Jalali, Councilmember Yang,
Councilmember Kim, Councilmember Jost and Councilmember Johnson

Nay: 0

Absent: 1 - Councilmember Bowie

ROLL CALL

Present 7 - Councilmember Rebecca Noecker, Councilmember Mitra Jalali, Councilmember Nelsie Yang, Councilmember HwaJeong Kim, Councilmember Anika Bowie, Councilmember Saura Jost and Councilmember Cheniqua Johnson

RECESS (The Council will recess, and reconvene at 3:30 p.m. in Council Chambers.)

Meeting recessed at 10:16 AM

ROLL CALL

Meeting resumed at 3:30 PM

Present 6 - Councilmember Rebecca Noecker, Councilmember Mitra Jalali, Councilmember Nelsie Yang, Councilmember HwaJeong Kim, Councilmember Saura Jost and Councilmember Cheniqua Johnson

Absent 1 - Councilmember Anika Bowie

RECONSIDERATION OF Ord 24-7

Amended to change Exhibit 2. Approved 7-0.

Updated attachment reflected in Ord 24-7.

COMMUNICATIONS & RECEIVE/FILE

- | | | |
|----------|--------------------------------|--|
| 2 | <u>CO 24-8</u> | Letter from the Department of Safety and Inspections declaring 706 Conway Street a nuisance property. (For notification purposes only; public hearings will be scheduled at a later date if necessary.)

Received and Filed |
| 3 | <u>AO 24-8</u> | Amending ESG Project Budgets: Funding for 2023-24 Emergency Solutions Grant activities administered by Ramsey County per the Joint Powers Agreement approved via RES 19-2110.

Received and Filed |
| 4 | <u>AO 24-9</u> | Amending the 2024 General Government Accounts spending budget for the Police Department.

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

Council President Jalali stated that Item 22 would be taken separately.

Councilmember Yang moved approval.

Consent Agenda adopted as amended

Yea: 6 - Councilmember Noecker, Councilmember Jalali, Councilmember Yang, Councilmember Kim, Councilmember Jost and Councilmember Johnson

Nay: 0

Absent: 1 - Councilmember Bowie

- 5 [RES 24-66](#) Approving assessment costs and setting date of City Council public hearing to ratify the assessment for replacement of sanitary sewer services within the right-of-way as part of the Wheelock Parkway paving project. File No. 19210C, Assessment No. 246000.
Adopted
- 6 [RES 24-68](#) Approving assessment costs and setting date of City Council public hearing to ratify the assessment for replacement of sanitary sewer services within the right-of-way as part of the Edgumbe Road paving project. File No. 19234C, Assessment No. 246001.
Adopted
- 7 [RES 24-155](#) Authorizing the City to accept and record a declaration of restriction and covenants for project-specific wetland replacement for the Highland National Golf Course.
Adopted
- 8 [RES 24-185](#) Establishing the rate of pay for the classification of Human Resources Consultant IV in Classified Confidential Employees Association, Grade 20R.
Laid over to February 21, 2024
- 9 [RES 24-190](#) Requesting a variance from Minnesota Municipal State Aid Rules for the Concordia Mill & Overlay Project from Snelling Avenue to Marion Street.
Adopted
- 10 [RES 24-192](#) Authorizing the Department of Parks and Recreation to apply for funds from the Saint Paul Foundation for Right Track, the City's Youth Employment and Training Program in an amount of up to \$30,000 for program year 2024.
Adopted
- 11 [RES 24-193](#) Authorizing the Department of Parks and Recreation to apply for funds from the F. R. Bigelow Foundation for Right Track, the City's Youth Employment and Training Program in an amount of up to \$30,000 for program year 2024.
Adopted
- 12 [RES 24-200](#) Authorizing the Department of Parks and Recreation to apply for funds from the Mardag Foundation for Right Track, the City's Youth Employment and Training Program in an amount of up to \$30,000 for program year 2024.

Adopted

- 13 [RES 24-203](#) Authorizing the City to enter into a cooperative agreement with Ramsey County for their Larpenteur Avenue Project.
- Adopted**
- 14 [RES 24-204](#) Authorizing the Department of Public Works to apply for the Metropolitan Council of Environmental Services 2023 Municipal Inflow and Infiltration Grant Program.
- Adopted**
- 15 [RES 24-213](#) Appointing and authorizing the execution of a master legal services agreement with Ballard Spahr LLP.
- Adopted**
- 16 [RES 24-221](#) Authorizing a sponsorship agreement with HealthPartners for mobile library support.
- Adopted**
- 17 [RES 24-223](#) Authorizing the City to enter into a Customer Agreement with Xcel Energy to enroll the City into Xcel's Renewable*Connect program.
- Adopted**
- 18 [RES 24-225](#) Approving the Liquor On-Sale - 291 or more seats, Liquor On-Sale Sunday, Liquor - outdoor Service Area (Patio), and Entertainment (B) licenses for Rival House LLC d/b/a Rival House (License ID# 20230002313) for the premises located at 411 Minnesota Street.
- Adopted**
- 19 [RES 24-226](#) Approving the application for change of ownership to the Tobacco Shop license now held by Hashtag LLC d/b/a Snap Market (License ID #20230002216) for the premises located at 957 Rice Street.
- Adopted**
- 20 [RES 24-227](#) Approving the application for change of ownership to the Liquor On Sale 100 seats or less, Liquor On Sale - Sunday, and Liquor Outdoor Service Area (Patio) licenses now held by Sakana Saint Paul LLC d/b/a Sakana (License ID # 20240000033) for the premises located at 740 Cleveland Ave S.
- Adopted**
- 21 [RES 24-239](#) Authorizing agreements between the City and The Learning Jet, for the Police Department's use of commercial space for police operations
- Adopted**
- 23 [RES 24-241](#) Approving adverse action against the Dance or Rental Hall license application

submitted by Elite Wedding Event LLC d/b/a Elite Wedding Event LLC
(License ID# 20190001160) for the premises located at 217 Mackubin Street.

Adopted

- 24 [RES 24-242](#) Authorizing the proper City officials to enter into an amended and restated Joint Powers Agreement with Ramsey County for the administration of Emergency Solutions Grant funds.

Adopted

FOR DISCUSSION

- 22 [RES 24-240](#) Authorizing expenditures for food and refreshments at the City of St. Paul Black History Month final event on February 15th at Saint Paul City Hall and on February 29th at Saint Paul Rondo Library.

Councilmember Jost moved approval of Version 2.

Adopted as amended

Yea: 6 - Councilmember Noecker, Councilmember Jalali, Councilmember Yang, Councilmember Kim, Councilmember Jost and Councilmember Johnson

Nay: 0

Absent: 1 - Councilmember Bowie

PUBLIC HEARINGS

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

- 25 [RES PH 24-34](#) Approving the application of DBH St. Paul, LLC dba St. Paul Saints Baseball Club for a sound level variance in order to present amplified sound for the 2024 Ballpark Hooley on March 16, 2024 at 360 Broadway St - CHS Field.

Councilmember Jost moved approval.

Adopted

Yea: 6 - Councilmember Noecker, Councilmember Jalali, Councilmember Yang, Councilmember Kim, Councilmember Jost and Councilmember Johnson

Nay: 0

Absent: 1 - Councilmember Bowie

LEGISLATIVE HEARING DISCUSSION ITEM

- 37 [RLH VO 24-4](#) Appeal of Raj Mehta to a Correction Notice-Complaint Inspection (which includes condemnation) at 220 ROBERT STREET SOUTH.

Condemnation upheld and referred to Legislative Hearing on May 14 to discuss a path for approved use of the space.

Marcia Moermond, Legislative Hearing Officer: I'm not seeing the person here for this item. He called the front desk and said he would be late. He did not ask for a layover. I ask Council to approve my recommendation.

Council President Jalali: Mr. Mehta is not here?

Moermond: No.

Councilmember Noecker: I looked over this earlier. I would have preferred the applicant to be here. I would like to deny the appeal and issue the condemnation of the room, but to provide a path for the applicant to determine conditions under which the room could be utilized for something that is not a large party. Is there a path for that kind of abatement plan?

Moermond: There is a path for that. Just to make a record, this is space within an office building that's been used for after-hours parties that have involved reported gunfire, injuries, alcohol, drug use, and excessive occupancy all in a space that does not have a sprinkler system, fire alarms, smoke detectors, or adequate exiting. It's a recipe for disaster. For this room to be reused, because it has been condemned, we discussed in hearing what that could look like. There is the nuisance abatement plan, which is an old-fashioned thing we used to do where the Police, City Attorney's Office, and (in this case) Fire Inspections could meet with the owner to discuss the owner's proposal on how they would not let these situations happen again. These violations also happened back in 2017. There is advertising stating that the owner himself was using the space after correction notices told him not to do so. Some suggestions could be not allowing use after 9pm or having an alarm to immediately notify the police in an emergency. These could give assurance that public safety is being maintained and that use can happen again.

Noecker: Could we refer to Legislative Hearing in 3-4 months for adoption of a nuisance abatement plan?

Moermond: Sorry, I sidetracked a bit there. I ask that Council vote today to uphold the recommendation on the condemnation and refer the matter to Legislative Hearing in 3 months where we could review an abatement plan. We could then bring a recommended plan back to Council for you to approve, which could serve as a basis for the condemnation being lifted.

Shari Moore, City Clerk: That would be the week of May 13-17.

Noecker: That will be my motion, to make the condemnation effective today but allow a path for the appellant to find a way to have a more suitable use, pending our approval of the outcome of the Legislative Hearing in 3 months.

Public hearing closed, amended, and referred to May 14, 2024 Legislative Hearing

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 Johnson moved approval.

Legislative Hearing Consent Agenda adopted as amended

Yea: 6 - Councilmember Noecker, Councilmember Jalali, Councilmember Yang, Councilmember Kim, Councilmember Jost and Councilmember Johnson

Nay: 0

Absent: 1 - Councilmember Bowie

- 26** [RLH VO 23-37](#) Appeal of Ronald Staeheli to a Revocation of Fire Certificate of Occupancy and Order to Vacate at 358 ARBOR STREET.
Amended and public hearing continued to February 21, 2024
- 27** [RLH RR 24-10](#) Granting a 180-day stay of enforcement of RLH 23-50, ordering the demolition for property at 594 BRUNSON AVENUE, to Elizabeth Sibet.

Adopted
- 28** [RLH TA 24-75](#) Amending Council File RLH AR 23-57 to delete the assessment Collection of Delinquent Garbage Bills for services during January to March 2023 at 1119 CLEVELAND AVENUE SOUTH. (File No. CG2302A1, Assessment No. 230108)

Adopted
- 29** [RLH TA 23-397](#) Ratifying the Appealed Special Tax Assessment for property at 1135 DALE STREET NORTH. (File No. J2403E, Assessment No. 248302) (Public hearing continued to September 18, 2024)

Public hearing continued to September 18, 2024
- 30** [RLH TA 23-409](#) Ratifying the Appealed Special Tax Assessment for property at 1643-1645 DIETER STREET. (File No. J2403E, Assessment No. 248302) (Refer to February 20, 2024 Legislative Hearing)

Referred to February 20, 2024 Legislative Hearing
- 31** [RLH TA 24-3](#) Ratifying the Appealed Special Tax Assessment for property at 2185 FORD PARKWAY. (File No. J2403B, Assessment No. 248102)

Adopted
- 32** [RLH TA 23-348](#) Deleting the Appealed Special Tax Assessment for property at 46 FRONT AVENUE. (File No. VB2403, Assessment No. 248802)

Adopted
- 33** [RLH VO 23-39](#) Appeal of Ted Wagor, Attorney from Felhaber Larson, on behalf of 1596 Hewitt Avenue LLC, to a Revocation of Fire Certificate of Occupancy and Order to Vacate at 1596 HEWITT AVENUE.

Adopted
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- 34 [RLH VO 24-6](#) Appeal of Matt Hursh to a Notice of Condemnation-Unfit for Human Habitation-Order to Vacate at 264 LAFOND AVENUE.
Amended and referred to February 27, 2024 Legislative Hearing
- 35 [RLH TA 24-17](#) Ratifying the Appealed Special Tax Assessment for property at 1235 MINNEHAHA AVENUE EAST. (File No. J2403E, Assessment No. 248302)
Adopted
- 36 [RLH TA 24-16](#) Ratifying the Appealed Special Tax Assessment for property at 751 OAKDALE AVENUE. (File No. J2403E, Assessment No. 248302)
Adopted
- 38 [RLH TA 24-73](#) Amending Council File No. RLH AR 23-87 to delete the assessment for Graffiti Removal services during May 8 to June 8, 2023 at 860 ROBERT STREET SOUTH. (File No. J2401P, Assessment No. 248400)
Adopted
- 39 [RLH RSA 24-1](#) Appeal of Elijah Cresap to a Rent Stabilization Determination at 1485 SAINT PAUL AVENUE, Unit 3.
Adopted
- 40 [RLH FCO 24-7](#) Appeal of Jennifer Komatsu, Seventh Street LLC, to a Correction Notice-Complaint Inspection dated 1/3/24 and a Correction Notice-Complaint Inspection dated 1/9/24, both at 1695 SEVENTH STREET EAST.
Adopted
- 41 [RLH RR 23-58](#) Ordering the rehabilitation or razing and removal of the structures at 378 SIMS AVENUE within fifteen (15) days after the December 20, 2023, City Council Public Hearing. (Legislative Hearing on February 13, 2024)

Referred to March 12, 2024 Legislative Hearing
- 42 [RLH FCO 23-59](#) Appeal of Susan Dunlop to a Fire Inspection Correction Notice at 631 SNELLING AVENUE SOUTH.
Adopted as amended
- 43 [RLH SAO 24-1](#) Making finding on the appealed nuisance abatement ordered for 763 WEIDE STREET in Council File RLH SAO 23-52. (Public hearing continued to February 14, 2024 with a Legislative Hearing on February 13, 2024)
Adopted as amended (nuisance abated)
- 44 [RLH AR 23-100](#) Ratifying the assessments for Collection of Vacant Building Fees from February - June 2023. (File No. VB2403, Assessment No. 248802)
Adopted

- 45 [RLH AR 23-102](#) Ratifying the assessments for Collection of Securing and/or Emergency Boarding Fees from June 2023. (File No. J2403B, Assessment No. 248102)

Adopted

- 46 [RLH AR 23-103](#) Ratifying the assessments for Collection of Certificate of Occupancy Fees from June 28 to July 23 2023. (File No. CRT2402, Assessment No. 248201)

Adopted

- 47 [RLH AR 23-104](#) Ratifying the assessments for Collection of Excessive Use of Inspection or Abatement services billed during May 22, 2023 to June 21, 2023. (File No. J2403E, Assessment No. 248302)

Adopted

- 48 [RLH AR 23-105](#) Ratifying the assessments for Collection of Graffiti Removal services during June 6 to August 10, 2023. (File No. J2403P, Assessment No. 248402)

Adopted

ADJOURNMENT

Meeting ended at 3:41 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>.

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