

**OFFICIAL PROCEEDINGS
MINNEAPOLIS CITY COUNCIL**

**REGULAR MEETING OF
FEBRUARY 14, 2020**

(Published February 22, 2020, in *Finance and Commerce*)

CALL TO ORDER

Council President Bender called the meeting to order at 9:30 a.m. in the Council Chamber, a quorum being present.

Present - Council Members Kevin Reich, Cam Gordon, Steve Fletcher, Phillipe Cunningham, Abdi Warsame, Lisa Goodman, Andrea Jenkins, Alondra Cano, Lisa Bender, Jeremy Schroeder, Andrew Johnson, Linea Palmisano.

Absent – Council Member Jeremiah Ellison.

On motion by Johnson, the agenda was adopted.

On motion by Johnson, the minutes of the regular meeting of January 31, 2020, were accepted.

On motion by Johnson, the petitions, communications, and reports were referred to the proper Committees.

The following actions, resolutions, and ordinances were signed by Mayor Jacob Frey on February 18, 2020. Minnesota Statutes, Section 331A.01, Subd 10, allows for summary publication of ordinances and resolutions in the official newspaper of the city. A complete copy of each summarized ordinance and resolution is available for public inspection in the Office of City Clerk.

REPORTS OF STANDING COMMITTEES

The COMMITTEE OF THE WHOLE submitted the following report:

COUNCIL ACTION 2020A-0109

The Minneapolis City Council hereby directs the Neighborhood & Community Relations Department staff and the Development Finance Division staff to provide a report to the Committee of the Whole at its Feb 26, 2020, meeting that shows the balance of unspent funds, both contracted and uncontracted, held by neighborhood organizations as of Dec 31, 2019. This report should include:

1. Overall unspent funds at the citywide level; and
2. Each neighborhood organization's total unspent NRP and CPP funds.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

**The ECONOMIC DEVELOPMENT & REGULATORY SERVICES Committee submitted the following report:
COUNCIL ACTION 2020A-0110**

The Minneapolis City Council hereby approves the reappointment by the Executive Committee of Kim Keller to the appointed position of Director of Regulatory Services for a two-year term beginning Jan 2, 2020.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

COUNCIL ACTION 2020A-0111

The Minneapolis City Council hereby approves the application for Mary Ellen's Bistro, 300 13TH AVE NE Minneapolis, MN, submitted by Mary Ellen's Bistro LLC, BLWine, LIC386217, for an On Sale Wine with Strong Beer, No Entertainment License, subject to final inspection and compliance with all provisions of applicable codes and ordinances.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

COUNCIL ACTION 2020A-0112

The Minneapolis City Council hereby approves the application for Butcher Salt, 208 29TH AVE N Minneapolis, MN, (Ward 5) submitted by Lunch and Lilly Inc, BLLiquor, LIC385967, for an On Sale Liquor with Sunday Sales, Limited Entertainment License, subject to final inspection and compliance with all provisions of applicable codes and ordinances.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

COUNCIL ACTION 2020A-0113

The Minneapolis City Council hereby approves the following applications (2) for Liquor Licenses, subject to final inspection and compliance with all provisions of applicable codes and ordinances:

1. MARKET BAR-B-QUE, 220 LOWRY AVE NE Minneapolis, MN, (Ward 3) submitted by Market Bar-B-Que Corporation, BLAmenD, LIC386324
2. SURLY BREWING COMPANY, 520 MALCOLM AVE SE Minneapolis, MN, (Ward 2) submitted by Surly Brewing Company, BLAmenD, LIC386331

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

COUNCIL ACTION 2020A-0114

The Minneapolis City Council hereby approves the application for Quincy Hall, 1325 QUINCY ST NE Minneapolis, MN, (Ward 1) submitted by Crave Catering Event Center LLC, BLLiquor, LIC382152 for an On Sale Liquor with Sunday Sales, General Entertainment License, subject to final inspection and compliance with all provisions of applicable codes and ordinances.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

Approved by Mayor Jacob Frey 2/18/2020.

(Published 2/19/2020)

On behalf of the Economic Development & Regulatory Services Committee, Goodman offered Resolution 2020R-028 authorizing the submittal of a grant application to Hennepin County's Environmental Response Fund (ERF), in the amount of \$225,000, for Minnesota Brownfields.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2020R-028
By Goodman and Warsame

Approving Minnesota Brownfields' application to Hennepin County's Environmental Response Fund [ERF].

Whereas, the City of Minneapolis is periodically asked to approve and/or to act as the legal sponsor for applications that are submitted to Hennepin County's Environmental Response Fund [ERF];

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the City Council approves the ERF grant application that was submitted to the Hennepin County Environment and Energy Department on November 4, 2019, by Minnesota Brownfields (a nonprofit organization that will also be administering the program in question) and approves the use of any related funding for investigation and cleanup projects (although said approval does not confer other benefits or waive zoning, land use, building code or other applicable requirements).

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

Approved by Mayor Jacob Frey 2/18/2020.

(Published 2/19/2020)

COUNCIL ACTION 2020A-0115

The Minneapolis City Council hereby:

1. Authorizes an increase to contract #C-43053 with Employ Milwaukee, Inc., in the amount of \$107,000, for a total amount not to exceed \$837,000, for employment and training services.
2. Passage of Resolution 2020R-029 approving appropriation of funds to the Department of Community Planning & Economic Development.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

Approved by Mayor Jacob Frey 2/18/2020.

(Published 2/19/2020)

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2020R-029 By Goodman and Warsame

Amending the 2020 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the Department of Community Planning & Economic Development (CPED) appropriation in Federal Fund (01300-8900610) by \$107,000, and increasing the CPED revenue estimate in the Federal Fund (01300-8900610-321011) by \$107,000.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

Approved by Mayor Jacob Frey 2/18/2020.

(Published 2/19/2020)

COUNCIL ACTION 2020A-0116

The Minneapolis City Council hereby directs the City’s Community Planning and Economic Development Department to form a working group of relevant stakeholders, including but not limited to the Community Planning and Economic Development Department, the Regulatory Services Department, the City Coordinator’s Office, and the City Attorney’s Office, to explore the following questions to assist in deepening the City’s existing relationship with the Minneapolis small business community:

1. How can the City create consistency as it relates to community engagement and the collection of feedback when it comes to interfacing with small businesses?
2. Could the City collect or access data that would further help inform its policy decisions related to small businesses?
3. Given that the private market has perpetuated inequity in access to capital for Black, Indigenous, and People of Color (BIPOC) small businesses, how could the City create or modify programs to assist businesses struggling to access capital?

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

The ENTERPRISE Committee submitted the following report:

COUNCIL ACTION 2020A-0117

The Minneapolis City Council hereby authorizes the Human Resources Department to make changes to the vacation leave benefits for future and current individuals in appointed positions.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

COUNCIL ACTION 2020A-0118

The Minneapolis City Council hereby authorizes an increase to Contract No. C-34067 with Abbott Informatics Corporation (Abbott), in the amount of \$145,600 for a total amount not to exceed \$522,499,

for additional licenses, training, maintenance, support, and on-site professional services for the Laboratory Information Management System for the Minneapolis Police Crime Lab Unit.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

COUNCIL ACTION 2020A-0119

The Minneapolis City Council hereby authorizes an increase to Contract No. C-37587 with Verint Americas, Inc., in the amount of \$48,000 for a total amount not to exceed \$3,345,000, for an increase in managed services and hosting fees associated with 311's Lagan system that allows constituents to connect with the City of Minneapolis.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

COUNCIL ACTION 2020A-0120

The Minneapolis City Council hereby:

1. Authorizes a contract with N. Harris Computer Corporation (N. Harris), in the amount of \$770,037 for five years, with an option for two one-year extensions, for the implementation, maintenance, and support of the iNovah software solution for Utility Billing in the Public Service area of the new Public Service Building.
2. Authorizes the customization of the liability terms and conditions within the contract to cap N. Harris's liability:
 1. For a claim related to the professional services pursuant to the statement of work (SOW) at one-and-one-half (1.5) times the total fees paid to N. Harris under the SOW; and
 2. For a claim related to maintenance and support services at one (1) times the fees paid to N. Harris in the twelve (12) months preceding the claim.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

On behalf of the Enterprise Committee, Palmisano offered Resolution 2020R-030 adopting Data Privacy Principles.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2020R-030

By Fletcher

Adopting Data Privacy Principles.

Whereas, the City of Minneapolis creates, collects, and uses data to inform decisions, to deliver services and programs, and to improve the lives of residents and visitors; and

Whereas, various federal and state laws classify data that is created, collected, or used by government agencies, including municipal governments, and these classifications determine the type and level of security protections for such data, including data on individuals, which otherwise would be classified as public data by default and which would be required to be made available and accessible to the public upon request; and

Whereas, the management and use of government data has associated risks that sensitive information, especially data on individuals, could be improperly accessed, misused, or mishandled, or potentially disclosed in violation of specific data classifications; and

Whereas, the City must be thoughtful and consistent in its treatment of the government data entrusted to its care, seeking to balance and uphold the public's right to access government data and the presumption of transparency in government decision-making processes with the need for personal privacy and the protection of data not otherwise classified as public data; and

Whereas, the City desires to ensure that both benefits and risks are identified and evaluated whenever the enterprise is creating, collecting, storing, or using data, and that provisions to address privacy are addressed as and when appropriate; and

Whereas, in the interest of all these responsibilities, the City has enunciated a set of shared values around data privacy to guide decisions about the creation, collection, storage, and use of government data and to frame future decisions and associated actions in the development of a set of policies, procedures, technologies, and processes required to implement these expressed values;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the following Data Privacy Principles be approved and filed with the City Clerk.

Data Privacy Principles

We value and prioritize your data privacy.

We recognize that maintaining data privacy is very important and is a priority of City staff. While we are bound by federal and state laws governing data and record retention, we consider risks before collecting, creating, or using data on individuals, such as names, addresses and other contact information, or driver's license numbers. We also consider how pieces of data that are not directly associated with a person might be combined to identify individuals.

We do not collect data unless there is a reason to do so.

We weigh the risks of creating and collecting data with the potential benefits of using that data. We do not create or collect data on individuals unless there is a reason to do so. Before adopting new technology, services, or processes, we consider the impact on data privacy.

We do not keep data longer than we need to.

We seek to keep data on individuals only while legally required or needed for a legitimate City purpose.

We strive to be transparent about when, why, and how we collect and use data on individuals.

When there are legitimate practical purposes for us to collect or create data on individuals to do the work of the City, we strive to be transparent about the data being collected or generated by our activity, the reason for doing so, who will have access to it, and the planned duration of data storage. When feasible, we inform you if the data we collect from you could or must be made publicly available.

We protect your data.

We protect private and confidential data on individuals while it is in our possession. We ensure that this data is only accessed and used by those with a legitimate purpose. We will tell you as soon as possible when a breach has occurred. Knowing that data about you has been compromised is your first step to minimizing the risks that may come from it.

We want your data to be accurate.

When we need to collect and keep data on individuals, we want this data to be accurate and up-to-date. When possible, we allow individuals to correct inaccurate data about themselves.

We leverage our partnerships to support data privacy.

The City prioritizes data policies, protection, and privacy when engaging with or evaluating partners, vendors, and third-party services seeking permission or license to operate in Minneapolis. The City will leverage our power to encourage them to protect data on individuals and uphold the spirit of these principles.

We educate the public about their rights.

Individuals have a stake in the data that is created or collected about them. We share information and seek to proactively educate the public about their stake in their data and about their rights under our laws and ordinances.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

COUNCIL ACTION 2020A-0121

The Minneapolis City Council hereby directs the Office of City Clerk-Records & Information Management (RIM) Division to present a recurring report to the Enterprise Committee, beginning on March 5, 2020, on the status of enterprise response to data practices requests, to include (but not be limited in scope) to:

1. Total volume of new requests submitted during the report period;
2. Total volume of requests closed or resolved during the report period;

3. Total volume of requests that remain open or unresolved during the report period;
4. Requests sorted by data request type and department; and
5. Any other contributing factors identified by the RIM Division.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

The HOUSING POLICY & DEVELOPMENT Committee submitted the following report:

On behalf of the Housing Policy & Development Committee, Gordon offered Resolution 2020R-031 approving the sale of the property at 3723 Aldrich Ave N, (Disposition Parcel No. MH-235), to Tai Hon L.L.C. for \$35,000, subject to conditions. If Tai Hon L.L.C. fails to close, approving the sale of the property to CTW Group Incorporated for \$35,000, subject to conditions.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2020R-031

By Gordon

Authorizing sale of land Disposition Parcel MH-235, under the Minneapolis Homes Program at 3723 Aldrich Ave N.

Whereas, the City of Minneapolis, hereinafter known as the City, has received an offer to purchase and develop disposition Parcel MH-235, in the McKinley neighborhood, from Tai Hon L.L.C., hereinafter known as the Redeveloper and another offer to purchase and develop Parcel MH-235, from CTW Group Incorporated hereinafter known as the Alternate Redeveloper, the Parcel MH-235, being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota to wit:

LEGAL DESCRIPTION of MH-235; 3723 Aldrich Ave N: Lot 10, Block 2, Walton Park; and

Whereas, the Redeveloper has offered to pay the sum of \$35,000 for Parcel MH-235; the offer included a development plan and commitment to improve by rehabilitating the existing structure. This offer is in accordance with the applicable Redevelopment Plan and/or Program; and

Whereas, the Alternate Redeveloper has offered to pay the sum of \$35,000 for Parcel MH-235; the offer included a development plan and commitment to improve by rehabilitating the existing structure. This offer is in accordance with the applicable Redevelopment Plan and/or Program; and

Whereas, both the Redeveloper and the Alternate Redeveloper have submitted to the City statements of financial responsibility and qualifications; and

Whereas, the City has had the re-use value reviewed by an appraisal expert, stating that the re-use value opinion is consistent with the accepted methods in aiding the City in determining a re-use value for the Parcel; and

Whereas, pursuant to due notice thereof published in *Finance and Commerce* on January 22, 2020, a public hearing on the proposed sale was duly held on February 5, 2020, at the regularly scheduled Housing Policy and Development Committee meeting of the City Council, at the Minneapolis City Hall, 350 S 5th St, Room 317, at 1:30 p.m., in the City of Minneapolis, County of Hennepin, State of Minnesota;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the re-use value for uses in accordance with the Redevelopment Plan and/or Program is hereby determined to be the sum of \$35,000 for Parcel MH-235.

Be It Further Resolved that the acceptance of the offers and proposals are both hereby determined to be in the best interests of the City and its people and that the transaction furthers the City's general plan of economic development in accordance with the City's approved disposition policy and it is further determined that both the Redeveloper and the Alternate Redeveloper possess the qualifications and financial resources necessary to acquire and develop the parcel in accordance with the Redevelopment Plan and/or Program, but that the City prefers the Redeveloper's proposal over the Alternate Redeveloper's proposal.

Be It Further Resolved that the Redeveloper's proposal is hereby accepted, subject to the execution of a contract for the sale of land and further subject to the following conditions: 1) land sale closing must occur on or before 90 days from the date this Resolution is approved by the City; and 2) payment of holding costs of \$300.00 per month if the land sale closing does not occur on or before the closing deadline.

Be It Further Resolved that if and only if Redeveloper fails to close on the land sale pursuant to the conditions described above, the Alternate Redeveloper's proposal is hereby accepted, subject to the execution of a contract for the sale of land and further subject to the following conditions: 1) land sale; closing must occur on or before 30 days from the date of City notification to the Alternate Redeveloper and 2) payment of holding costs of \$300.00 per month from the date of notification if the land sale closing does not occur on or before 30 days from the date of City notification to the Alternate Redeveloper.

Be It Further Resolved that the sale conditions described above may be waived or amended with the approval of the Department of Community Planning & Economic Development Director.

Be It Further Resolved that upon publication of this Resolution, the Finance Officer or other appropriate official of the City be and the same is hereby authorized to execute and deliver the contract to the Redeveloper or Alternate Redeveloper, as appropriate; provided, however, that this Resolution does not constitute such a contract and no such contract shall be created until executed by the Finance Officer or other appropriate official of the City.

Be It Further Resolved that the Finance Officer or other appropriate official of the City is hereby to execute and deliver a conveyance of the land to the Redeveloper or the Alternate Redeveloper, as appropriate; in accordance with the provisions of the executed contract and upon payment to the City for the purchase price thereof; provided, however, that this Resolution does not constitute such a conveyance and no such conveyance shall be created until executed and delivered by the Finance Officer or other appropriate City official of the City.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

On behalf of the Housing Policy & Development Committee, Gordon offered Resolution 2020R-032 authorizing preliminary and final approval of the issuance of Tax Exempt Multifamily Housing Revenue Entitlement Bonds, in an amount not to exceed \$12.5 million, for the Trinity Apartments project at 2800 31st St E.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2020R-032

By Gordon

Providing final approval of and authorizing the issuance, sale, and delivery of tax-exempt multifamily housing revenue bonds or obligations under Minnesota Statutes, Chapter 462C, as amended, for the purpose of financing a housing program consisting of the acquisition, rehabilitation, and equipping of an existing multifamily rental housing development for the benefit of Trinity Limited Partnership at 2800 E 31st St; approving the form of and authorizing the execution and delivery of the bonds and related documents; providing for the security, rights, and remedies with respect to the bonds; and granting approval for certain other actions with respect thereto.

Whereas, the City of Minneapolis (the “City”) is authorized, under the provisions of Minnesota Statutes, Chapter 462C, as amended (the “Act”), to develop and administer programs to finance one or more multifamily housing developments within its boundaries; and

Whereas, Section 462C.07 of the Act authorizes the City to issue and sell revenue bonds or obligations to finance programs for multifamily housing developments; and

Whereas, representatives of Trinity Limited Partnership, a Minnesota limited partnership (the “Borrower”), have requested that the City adopt a multifamily housing development program (the “Program”) to provide for the issuance of one or more tax-exempt multifamily housing revenue bonds or obligations, in an aggregate principal amount not to exceed \$12,500,000 (the “Bonds”), for the purpose of loaning the proceeds thereof to the Borrower to finance in part the acquisition, rehabilitation, and equipping of an existing 120-unit multifamily rental housing development and facilities functionally related and subordinate thereto, located at 2800 East 31st Street in the City (the “Project”) to be owned by the Borrower, the general partner of which is CHDC Trinity GP LLC, a Minnesota limited liability company (the “General Partner”); and

Whereas, Section 147(f) of the Internal Revenue Code of 1986, as amended (the “Code”), and regulations promulgated thereunder, require that prior to the issuance of the Bonds, this Council approve the Bonds after conducting a public hearing thereon preceded by publication of a notice of public hearing (in the form required by Section 147(f) of the Code and applicable regulations) in a newspaper of general circulation at least fourteen (14) days prior to the public hearing date; and

Whereas, Section 462C.04 of the Act requires that, as a condition to the issuance of the Bonds, a public hearing must be held on the Program after one publication of notice in a newspaper circulating generally in the City at least fifteen (15) days before the hearing; and

Whereas, in accordance with the requirements of the Act and the Code, a notice of public hearing in the form required by the Act and Section 147(f) of the Code was published in *Finance & Commerce*, the official newspaper of the City, on January 18, 2020, and in the *Star Tribune*, a newspaper of general circulation in the City, on January 18, 2020; and

Whereas, in accordance with the requirements of Section 462C.04 of the Act, the Program was submitted to the Metropolitan Council for its review and comment on or before the date of publication of the notice of public hearing; and

Whereas, on February 5, 2020, the Housing Policy & Development Committee of the Minneapolis City Council, on behalf of the City, held a public hearing on the Program and the proposed issuance of the Bonds in accordance with the requirements of the Act and the Code; and

Whereas, the Bonds shall not constitute a debt of the City within the meaning of any state constitutional provision or statutory limitation, the Bonds shall not constitute or give rise to a charge against the general credit or taxing powers of the City, the Bonds shall not constitute or give rise to a pecuniary liability of the City, and the Bonds shall be payable solely out of any funds and properties expressly pledged as security therefor;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the Program is hereby approved and adopted by the City in all respects in the form now on file with the City, without amendment.

Be It Further Resolved that for the purpose of financing a portion of the costs of the acquisition, rehabilitation, and equipping of the Project and related costs, the issuance of the Bonds in accordance with the terms and conditions of the Act, the Program, and this resolution, in an aggregate principal amount not to exceed \$12,500,000, is hereby approved.

Be It Further Resolved that the Bonds may be designated as Multifamily Housing Revenue Bonds (Trinity Apartments Project), Series 2020. The Bonds may be given a different designation and may be issued in any number of series, as determined in the discretion of the Finance Officer of the City (the "Finance Officer"). The Bonds, substantially in the form set forth in a Trust Indenture, dated on or after March 1, 2020 (the "Indenture"), between the City and U.S. Bank National Association, a national banking association, or another trustee to be selected by the Borrower (the "Trustee"), now on file with the City, are hereby approved with the amendments referenced herein.

Be It Further Resolved that the Indenture is hereby approved and the Finance Officer is hereby authorized to execute and deliver the Indenture on behalf of the City. All of the provisions of the Indenture, when executed and delivered as authorized herein, shall be deemed to be a part of this resolution as fully and to the same extent as if incorporated verbatim herein and shall be in full force and effect from the date of execution and delivery thereof. The Indenture shall be substantially in the form now on file with the City with such necessary and appropriate variations, omissions, and insertions as do not materially change

the substance thereof, as the Finance Officer, in his discretion, shall determine, and the execution and delivery thereof by the Finance Officer shall be conclusive evidence of such determination.

Be It Further Resolved that one or more series of the Bonds may be sold to one or more banks or other financial institutions (the “Lender”) in a private placement under terms and conditions negotiated between the Borrower and the Lender.

Be It Further Resolved that the proceeds derived from the sale of the Bonds are to be loaned by the City to the Borrower under the terms of a Loan Agreement, dated on or after March 1, 2020 (the “Loan Agreement”), between the City and the Borrower. The Loan Agreement is hereby approved and the Finance Officer is hereby authorized to execute and deliver the Loan Agreement on behalf of the City. All of the provisions of the Loan Agreement, when executed and delivered as authorized herein, shall be deemed to be a part of this resolution as fully and to the same extent as if incorporated verbatim herein and shall be in full force and effect from the date of execution and delivery thereof. The Loan Agreement shall be substantially in the form now on file with the City with such necessary and appropriate variations, omissions, and insertions as do not materially change the substance thereof, as the Finance Officer, in his discretion, shall determine, and the execution and delivery thereof by the Finance Officer shall be conclusive evidence of such determination. The proceeds of the loan to be made under the terms of the Loan Agreement (the “Loan”) are hereby authorized to be applied to the payment of a portion of the costs of the acquisition, rehabilitation, and equipping of the Project and related costs.

Be It Further Resolved that the City acknowledges, finds, determines, and declares that the issuance of the Bonds is authorized by the Act and is consistent with the purposes of the Act and that the issuance of the Bonds, and the other actions of the City under this resolution and the Loan Agreement constitute a public purpose and are in the interests of the City. In authorizing the issuance of the Bonds for the financing of the Project and related costs, the City’s purpose is, and the effect thereof will be, to promote the public welfare of the City and its residents by providing multifamily housing developments for low and moderate income residents of the City and otherwise furthering the purposes and policies of the Act.

Be It Further Resolved that the City hereby authorizes the Bonds to be issued as “tax-exempt bonds” the interest on which is not includable in gross income for federal and State of Minnesota income tax purposes.

Be It Further Resolved that in accordance with the provisions of Minnesota Statutes, Chapter 474A, as amended (“Chapter 474A”), and Section 146 of the Code, the City shall: (i) allocate to the Bonds a portion of its “entitlement issuer allocation” granted under the provisions of Chapter 474A and Section 146 of the Code; or (ii) allocate to the Bonds a portion of its “carryforward allocation;” or (iii) allocate to the Bonds a portion of recycled volume cap previously allocated and available pursuant to Section 146(i)(6) of the Code; or (iv) allocate to the Bonds a portion of its entitlement issuer allocation, a portion of its carryforward allocation, a portion of recycled volume cap, or any combination thereof.

Be It Further Resolved that all of the provisions of the Bonds, when executed as authorized herein, shall be deemed to be a part of this resolution as fully and to the same extent as if incorporated verbatim herein and shall be in full force and effect from the date of execution and delivery thereof. The Bonds shall bear interest at the rates, shall be designated, shall be numbered, shall be dated, shall mature, shall be issued in the aggregate principal amount, shall be subject to redemption prior to maturity, shall be in such form, and shall have such other terms, details, and provisions as are prescribed in the Indenture, in the form now on file with the City, which form is hereby approved, with such necessary and appropriate variations,

omissions, and insertions (including changes to the aggregate principal amount of the Bonds, the stated maturities of the Bonds, the interest rates on the Bonds, and the terms of redemption of the Bonds) as the Finance Officer, in his discretion, shall determine. The execution of the Bonds with the manual or facsimile signature of the Finance Officer and the delivery of the Bonds by the City shall be conclusive evidence of such determination.

Be It Further Resolved that the Bonds shall not constitute general or moral obligations of the City but shall be special, limited obligations of the City payable solely from the revenues provided by the Borrower under the terms of the Loan Agreement and from the revenues and security pledged, assigned, and granted under the terms of this resolution, the Bonds, the Loan Agreement, and any other security documents provided by the Borrower or any other party to secure the timely payment of the principal of, premium, if any, and interest on the Bonds. As provided in the Loan Agreement, the Bonds shall not be payable from nor charged upon any funds other than the revenue pledged to their payment, nor shall the City be subject to any liability thereon, except as otherwise provided in this paragraph. No holder of the Bonds shall ever have the right to compel any exercise by the City of any taxing powers of the City to pay the Bonds or the interest or premium thereon, or to enforce payment thereof against any property of the City except the interests of the City in the Loan Agreement and the revenues and assets thereunder, which will be assigned to the Trustee under the terms of the Indenture.

Be It Further Resolved that the Bonds shall recite that the Bonds are issued under the Act, and that the Bonds, including interest and premium, if any, thereon, are payable solely from the revenues and assets pledged to the payment thereof, and the Bonds shall not constitute a debt of the City within the meaning of any constitutional or statutory limitations.

Be It Further Resolved that the City acknowledges and hereby approves any one or more of the following to be provided as security for the payment of the obligations of the Borrower under the Loan Agreement, and the payment of the principal of, premium, if any, and interest on the Bonds: (i) one or more mortgages or security agreements granting a mortgage lien or security interest with respect to the Project or any portion thereof to the Trustee; (ii) one or more collateral assignments of the contracts between the Borrower and the architect and contractor with respect to the Project; (iii) one or more indemnity agreements; (iv) one or more disbursing agreements, between the Borrower, the Trustee, a disbursing agent to be selected by the Borrower, and a lender to provide for the disbursement of the proceeds of the Bonds and the Loan and (v) assignments of rents, guarantees, and other security instruments and documents that are intended to ensure timely payment of the Loan and the Bonds. All such security documents, if any are delivered, shall be substantially in the forms authorized and approved by the Borrower.

Be It Further Resolved that to ensure continuing compliance with certain rental and occupancy restrictions imposed by the Act, Chapter 474A, and Section 142(d) of the Code, and to ensure continuing compliance with certain restrictions imposed by the City, the Finance Officer is hereby authorized and directed to execute and deliver a Regulatory Agreement, dated on or after March 1, 2020 (the "Regulatory Agreement"), between the City, the Borrower, and the Trustee. The Regulatory Agreement shall be substantially in the form now on file with the City which is hereby approved, with such omissions and insertions as do not materially change the substance thereof, as the Finance Officer, in his discretion, shall determine, and the execution thereof by the Finance Officer shall be conclusive evidence of such determination. All of the provisions of the Regulatory Agreement, when executed and delivered as authorized herein, shall be deemed to be a part of this resolution as fully and to the same extent as if

incorporated verbatim herein and shall be in full force and effect from the date of execution and delivery thereof.

Be It Further Resolved that the Finance Officer is hereby designated as the representative of the City with respect to the issuance of the Bonds and the transactions related thereto. The Finance Officer is authorized, upon request, to furnish certified copies of all proceedings and records of the City relating to the Bonds, and such other affidavits and certificates as may be required to show the facts relating to the Bonds as such facts appear from the books and records in the custody and control of the City; and all such certified copies, certificates, and affidavits, including any heretofore furnished, shall constitute representations of the City as to the truth of all statements contained therein. The Finance Officer is hereby further authorized to execute and deliver, on behalf of the City, all other certificates, instruments, and other written documents that may be requested by bond counsel, the Trustee, the Lender (as applicable), the Borrower, or other persons or entities in conjunction with the issuance of the Bonds and the expenditure of the proceeds of the Bonds. Without imposing any limitations on the scope of the preceding sentence, the Finance Officer is specifically authorized to execute and deliver such other documents and certificates as are necessary or appropriate in connection with the issuance, sale, and delivery of the Bonds, including a Bond Purchase Agreement, dated on or after the pricing date of the Bonds, among the City, the Borrower, and Dougherty & Company LLC, as original purchaser of one or more series of the Bonds (the “Underwriter”), one or more consents to the assignment of a development agreement, and other funds made available to the Borrower and the Project by the City and Hennepin County, one or more Information Return for Tax-Exempt Private Activity Bond Issues, Form 8038, with respect to the Bonds, endorsements to any tax certificates as to arbitrage, rebate, and other federal tax matters executed and delivered in connection with the issuance of the Bonds, appropriate amendments to the Program, and all other documents and certificates as the Finance Officer shall deem to be necessary or appropriate in connection with the issuance, sale, and delivery of the Bonds. The Finance Officer is hereby further authorized and directed to execute and deliver all other instruments and documents necessary to accomplish the purposes for which the Bonds are to be issued. The preparation and filing of Uniform Commercial Code financing statements with respect to the assignment of the interests of the City in the Loan Agreement (excluding any unassigned rights as provided in the Loan Agreement), are hereby authorized. The City hereby authorizes Kennedy & Graven, Chartered, as bond counsel to the City (“Bond Counsel”), to prepare, execute, and deliver its approving legal opinions with respect to the Bonds.

Be It Further Resolved that the City will not participate in the preparation or distribution of any official statements or other disclosure documents relating to the offer and sale of the Bonds (the “Disclosure Documents”), except only for certain information relating specifically to the City as approved by the Finance Officer, and will make no independent investigation with respect to the information contained in the Disclosure Documents, including the appendices thereto, and the City assumes no responsibility for the sufficiency, accuracy, or completeness of such information. Subject to the foregoing, the City hereby consents to the distribution and the use by the Underwriter of the Disclosure Documents in connection with the offer and sale of series of the Bonds to be offered and sold pursuant to such Disclosure Documents. The Disclosure Documents are the sole materials consented to by the City for use in connection with the offer and sale of each publicly-offered series of the Bonds.

Be It Further Resolved that on any date subsequent to the date of issuance of the Bonds, the Finance Officer is hereby authorized to execute and deliver any amendments or supplements to any of the documents referred to in this resolution on behalf of the City if, after review by and consultation with the City Attorney and Bond Counsel, the Finance Officer determines that the execution and delivery of such amendment or supplement is not materially inconsistent with this resolution. The Finance Officer may

impose any terms or conditions on the execution and delivery by the Finance Officer of any such amendment or supplement as the Finance Officer deems appropriate.

Be It Further Resolved that no covenant, stipulation, obligation, or agreement herein contained or contained in the aforementioned documents shall be deemed to be a covenant, stipulation, obligation, or agreement of any member of the Council of the City, or any officer, agent, or employee of the City in that person's individual capacity, and neither the Council of the City nor any officer, agent, or employee executing the Bonds or any such documents shall be personally liable on the Bonds or such documents or be subject to any personal liability or accountability by reason of the issuance of the Bonds or the execution and delivery of such documents. No provision, covenant, or agreement contained in the aforementioned documents, the Bonds, or in any other document relating to the Bonds, and no obligation therein or herein imposed upon the City or the breach thereof, shall constitute or give rise to a general or moral obligation of the City or any pecuniary liability of the City or any charge upon its general credit or taxing powers. In making the agreements, provisions, covenants, and representations set forth in such documents, the City has not obligated itself to pay or remit any funds or revenues, other than funds and revenues derived from the Loan Agreement, which are to be applied to the payment of the Bonds, as provided therein.

Be It Further Resolved that except as herein otherwise expressly provided, nothing in this resolution or in the aforementioned documents expressed or implied, is intended or shall be construed to confer upon any person or firm or corporation, other than the City, and any holders of the Bonds issued under the provisions of this resolution, any right, remedy or claim, legal or equitable, under and by reason of this resolution or any provisions hereof, this resolution, the aforementioned documents, and all of their provisions being intended to be and being for the sole and exclusive benefit of the City, the Borrower, the Underwriter, the Lender, and any beneficial owners from time to time of the Bonds issued under the provisions of this resolution.

Be It Further Resolved that in case any one or more of the provisions of this resolution, other than the provisions limiting the liability of the City, or of the aforementioned documents, or of the Bonds issued hereunder shall for any reason be held to be illegal or invalid, such illegality or invalidity shall not affect any other provision of this resolution, or of the aforementioned documents, or of the Bonds, but this resolution, the aforementioned documents, and the Bonds shall be construed and endorsed as if such illegal or invalid provisions had not been contained therein.

Be It Further Resolved that the Bonds, when executed and delivered, shall contain a recital that they are issued in accordance with the Act, and such recital shall be conclusive evidence of the validity of the Bonds and the regularity of the issuance thereof, and that all acts, conditions, and things required by the laws of the State of Minnesota relating to the adoption of this resolution, to the issuance of the Bonds, and to the execution of the aforementioned documents to happen, exist, and be performed precedent to the execution of the aforementioned documents have happened, exist, and have been performed as so required by law.

Be It Further Resolved that the Bonds are hereby designated "Program Bonds" and are determined to be within the "Housing Program" and the "Program," all as defined in Resolution 88R-021 of the City adopted January 29, 1988, as amended and supplemented by Resolution 97R-402 of the City adopted December 12, 1997.

Be It Further Resolved that the United States Department of the Treasury has promulgated final regulations governing the use of the proceeds of tax-exempt obligations, all or a portion of which are to be used to reimburse the City or a borrower from the City for project expenditures paid prior to the date of issuance of such obligations. Those regulations, including Treasury Regulations, Section 1.150-2 (the “Regulations”), require that the City adopt a statement of official intent to reimburse an original expenditure not later than sixty (60) days after payment of the original expenditure. The Regulations also generally require that the Bonds be issued and the reimbursement allocation made from the proceeds of the Bonds occur within eighteen (18) months after the later of: (i) the date the expenditure is paid; or (ii) the date the Project is placed in service or abandoned, but in no event more than three (3) years after the date the expenditure is paid. The Regulations generally permit reimbursement of capital expenditures and costs of issuance of the Bonds.

Be It Further Resolved that the City reasonably expects to reimburse the Borrower for the expenditures made for costs of the Project from the proceeds of the Bonds in an aggregate principal amount not to exceed \$12,500,000 after the date of payment of all or a portion of the costs of the Project. All reimbursed expenditures shall be capital expenditures, a cost of issuance of the Bonds, or other expenditures eligible for reimbursement under Section 1.150-2(d)(3) of the Regulations and also qualifying expenditures under the Act.

Be It Further Resolved that based on representations by the Borrower, no expenditures for the Project have been made by the Borrower more than sixty (60) days before the date of adoption of this resolution other than: (i) expenditures to be paid or reimbursed from sources other than the Bonds; (ii) expenditures permitted to be reimbursed under prior regulations pursuant to the transitional provision contained in Section 1.150-2(j)(2)(i)(B) of the Regulations; (iii) expenditures constituting preliminary expenditures within the meaning of Section 1.150-2(f)(2) of the Regulations; or (iv) expenditures in a “de minimus” amount (as defined in Section 1.150-2(f)(1) of the Regulations).

Be It Further Resolved that based on representations by the Borrower, as of the date hereof, there are no funds of the Borrower reserved, allocated on a long term-basis or otherwise set aside (or reasonably expected to be reserved, allocated on a long-term basis or otherwise set aside) to provide permanent financing for the expenditures related to the Project to be financed from proceeds of the Bonds, other than pursuant to the issuance of the Bonds. This resolution, therefore, is determined to be consistent with the budgetary and financial circumstances of the Borrower as they exist or are reasonably foreseeable on the date hereof.

Be It Further Resolved that in anticipation of the issuance of the Bonds to finance all or a portion of the Project, and in order that completion of the Project will not be unduly delayed when approved, the Borrower is hereby authorized to make such expenditures and advances toward payment of that portion of the costs of the Project to be financed from the proceeds of the Bonds, as the Borrower considers necessary, including the use of interim, short-term financing, subject to reimbursement from the proceeds of the Bonds if and when delivered but otherwise without liability on the part of the City.

Be It Further Resolved that the officers of the City, the City Attorney, Bond Counsel, other attorneys, and other agents or employees of the City are hereby authorized to do all acts and things required of them by or in connection with this resolution, the aforementioned documents, or the Bonds, for the full, punctual, and complete performance of all the terms, covenants, and agreements contained in the Bonds, the aforementioned documents, and this resolution.

Be It Further Resolved that the Borrower has agreed to pay the administrative fees of the City in accordance with the applicable policies and procedures of the City. It is hereby determined that any and all costs incurred by the City in connection with the financing of the Project will be paid by the Borrower.

Be It Further Resolved that it is understood and agreed by the Borrower that the Borrower shall indemnify the City against all liabilities, losses, damages, costs, and expenses (including attorney's fees and expenses incurred by the City) arising with respect to the Project and the Bonds, as provided for and agreed to by and between the Borrower and the City in the Loan Agreement.

Be It Further Resolved that the financing transaction represented by the Bonds is subject to all existing policies and procedures of the City and is also subject to any conduit bond policies and procedures subsequently adopted by the City to the extent the provisions thereof are intended to be applied retroactively to conduit revenue obligations issued prior to the adoption of such conduit bond policies and procedures.

Be It Further Resolved that this resolution shall take effect and be in force from and after its approval and publication. In accordance with the terms of Article IV, Section 4.4(d) of the Charter of the City, only the title of this resolution and a summary of this resolution conforming to Minnesota Statutes, Section 331A.01, subdivision 10, shall be published in the official newspaper of the City.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

COUNCIL ACTION 2020A-0122

The Minneapolis City Council hereby:

1. Authorizes amendments to the notes for outstanding City homebuyer assistance loans from the City's Affordability Loan Program, Equity Participation Loan Program, Cap Loan Program, and Closing Cost Program, to reduce the principal balance of the loans in instances where the home was purchased more than 10 years ago and the value of the home is less than the original purchase price, and allow the homeowner to seek a rental license for their home if they have lived in the home as their primary residence for the last 10 years.
2. Authorizes the Finance Officer to make modifications to the loans in this portfolio and cause applicable documents to be executed and filed.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

COUNCIL ACTION 2020A-0123

The Minneapolis City Council hereby:

1. Accepts a 2019 Metropolitan Council LCDA Pre-development grant, in the amount of \$100,000, for the Upper Harbor Terminal site located along the Mississippi River generally between 33rd Ave N and 40th Ave N.
2. Accepts 2019 Metropolitan Council LCDA Development grants in the amount of \$548,500 for Amber Apartments at 4525 Hiawatha Ave; \$1,600,000 for Bloom-Lake Flats at 3020 16th Ave S; and \$981,816 for The 927 Project at 927 W Broadway Ave.
3. Accepts 2019 Metropolitan Council LCDA-TOD Development grants in the amount of \$1,000,000 for Bimosedaa at 16 4th St N, and \$431,800 for the L&H Station Phase III at 2225 E Lake St.
4. Authorizes agreements to implement the LCDA and LCDA-TOD grants with the Metropolitan Council, Beacon Interfaith Housing Collaborative, L&H Station Development LLC, Project for Pride in Living, RS Eden, The 927 Building LLC, or related entities.
5. Passage of Resolution 2020R-033 approving appropriation of funds to the Community Planning & Economic Development Department.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2020R-033

By Warsame

Amending the 2020 general appropriation resolution.

Resolved by The City Council of The City of Minneapolis.

That the above-entitled resolution be amended by increasing the Community Planning and Economic Development agency Fund Other Grants State & Local (01600-8900220) appropriation by \$3,580,300 and by increasing Community Planning and Economic Development Agency Fund Other Grants State & Local (01600-8900320) by \$1,081,816 and increasing the revenue budget for the Community Planning and Economic Development agency Fund Other Grants State & Local (01600-8900900-322503) by \$4,662,116.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

COUNCIL ACTION 2020A-0124

Gordon moved to approve the following amended staff directive:

Directing Community Planning and Economic Development, Finance, and City Attorney's Office staff to work with the Minneapolis Public Housing Authority (MPHA) on long-term funding options to support the preservation, repair, and creation of MPHA's public housing, and return to the Housing Policy & Development Committee with recommendations in time to inform the 2021 budget process. These recommendations should include, but not be limited to:

1. Total annual ~~investment~~ of City, County, State and Federal funding resources ~~in~~ for MPHA's public housing, and the term of ~~these~~ any long-term investments;
2. Prioritization of projects that City investments will help make possible; and
3. Protections for public housing residents that will be attached to City investments, in keeping with the adopted Memorandum of Understanding between the City of Minneapolis and the Minneapolis Public Housing Authority, as set forth in Legislative File 2019-00399.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (10)

Noes: Goodman (1)

Abstain: Warsame (1)

Absent: Ellison (1)

Adopted, as amended.

The PUBLIC HEALTH, ENVIRONMENT, CIVIL RIGHTS & ENGAGEMENT Committee submitted the following report:

COUNCIL ACTION 2020A-0125

The Minneapolis City Council hereby approves the reappointment by the Executive Committee of Velma Korbelt to the appointed position of Director of Civil Rights for a two-year term beginning Jan 2, 2020.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

COUNCIL ACTION 2020A-0126

The Minneapolis City Council hereby approves the reappointment by the Executive Committee of Gretchen Musicant to the appointed position of Commissioner of Health/Director of Health Department for a two-year term beginning Jan 2, 2020.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

COUNCIL ACTION 2020A-0127

The Minneapolis City Council hereby authorizes a Memorandum of Understanding (MOU) with United States Fund for UNICEF, doing business as the UNICEF USA, to support the UNICEF's Child Friendly Cities Initiative. The first cycle of CFCI recognition is five-years from signing the MOU.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

Approved by Mayor Jacob Frey 2/18/2020.

(Published 2/19/2020)

COUNCIL ACTION 2020A-0128

The Minneapolis City Council hereby directs the Health Department's Office of Violence Prevention to convene and lead a workgroup (Community Trauma Response Workgroup) tasked with developing a proposed community-centered plan to respond to critical incidents of violence in the City of Minneapolis.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

COUNCIL ACTION 2020A-0129

The Minneapolis City Council hereby:

1. Directs the Health Commissioner to work with the Director of the Youth Coordinating Board to assist with Youth Master Plan implementation and use to help guide the City's work with young people over the next five years.
2. Directs the Minneapolis Youth Cabinet to review the Youth Master Plan's alignment with existing City and department policies, procedures, goals and other plans in order to offer support to the Plan; identify relevant recommendations for the City to implement, including but not limited to procedure change and piloting new trainings and initiatives; support the implementation of recommended action items, including but not limited to providing technical assistance, implementing action items with appropriate departments/staff, and providing continuous implementation support; and participate in the evaluation of implemented recommendations and the Plan as a whole in cooperation with the Youth Coordinating Board.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

**The PUBLIC SAFETY & EMERGENCY MANAGEMENT Committee submitted the following report:
COUNCIL ACTION 2020A-0130**

The Minneapolis City Council hereby authorizes the Police Department to enter into a Release of Liability, Hold Harmless & Defense, and Indemnification agreement with LOGIS, a Joint Powers Organization of various government entities, for maintaining the Workforce Director (WFD) system.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

Approved by Mayor Jacob Frey 2/18/2020.

(Published 2/19/2020)

COUNCIL ACTION 2020A-0131

The Minneapolis City Council hereby authorizes a revenue contract with the Downtown Improvement District (DID) for the Police Department to receive up to \$110,000 in buyback funds for increased policing in downtown Minneapolis where crime mapping and safety perception has indicated a need for extra police presence.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

On behalf of the Public Safety & Emergency Management Committee, Cano offered Resolution 2020R-034 accepting donation from Minneapolis Police Canine Foundation to assist and support the Minneapolis Police Canine Unit.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2020R-034

By Cano

Accepting donation from Minneapolis Police Canine Foundation to assist and support the Minneapolis Police Canine Unit.

Whereas, the City of Minneapolis is generally authorized to accept donations of real and personal property pursuant to Minnesota Statutes, Section 465.03, for the benefit of its citizens, and is specifically authorized to accept gifts and bequests for the benefit of recreational services pursuant to Minnesota Statutes, Section 471.17; and

Whereas, the following persons and entities have offered to contribute the gifts set forth below to the city:

Name of Donor - Minneapolis Police Canine Foundation.

Gift - equipment, canine training and travel related costs for the canine training.

Whereas, no goods or services were provided in exchange for said donation; and

Whereas, all such donations have been contributed to assist the city in equipment, canine training and travel related costs for the canine training, as allowed by law; and

Whereas, the City Council finds that it is appropriate to accept the donation offered;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the donations described above are hereby accepted and shall be used Minneapolis Police Canine Unit.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

The TRANSPORTATION & PUBLIC WORKS Committee submitted the following report:

On behalf of the Transportation & Public Works Committee, Reich offered Resolution 2020R-035 ordering the work to proceed and adopting the special assessments for the 4th St SE Street Resurfacing Project No. 2331C.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2020R-035

By Reich

Ordering the work to proceed and adopting the special assessments for the 4th St SE Street Resurfacing Project No. 2331C.

Whereas, a public hearing was held on February 4, 2020, in accordance with Minneapolis City Charter, Article IX, Section 9.6(c), and Minneapolis Code of Ordinances, Section 24.110, to consider the proposed improvements as designated in Resolution 2019R-433, passed December 13, 2019, to consider the proposed special assessments as on file in the Public Works Special Assessment Office, and to consider all written and oral objections and statements regarding the proposed improvements and the proposed special assessments;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the Department of Public Works is hereby ordered to proceed and do the work as designated in said Resolution 2019R-433, passed December 13, 2019.

Be It Further Resolved that the proposed special assessments in the total amount of \$143,387.81 for the 4th St SE Street Resurfacing Project (Levy No. 01027, 2331C), as on file in the Public Works Special Assessment Office, are hereby adopted and assessed against the benefited properties.

Be It Further Resolved that the number of successive equal annual principal installments by which the special assessments of more than \$150 may be paid shall be fixed at five (5) and that the interest be charged at an interest rate of 3.7%, with collection of the special assessments to begin on the 2021 real estate tax statements.

Be It Further Resolved that the number of installments by which the special assessments of \$150 or less may be paid shall be fixed at one (1) and that the interest be charged at an interest rate of 3.6%, with collection of the special assessments to begin on the 2021 real estate tax statements.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Resolution 2020R-036 requesting the Board of Estimate and Taxation authorize the City to issue and sell City of Minneapolis bonds in the amount of \$143,385 for the purpose of paying the assessed cost of street improvements in the 4th St SE Residential Street Resurfacing Project No. 2331C.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2020R-036

By Warsame

Requesting the Board of Estimate and Taxation authorize the City to issue and sell City of Minneapolis bonds in the amount of \$143,385 for certain purposes other than the purchase of public utilities.

Resolved by The City Council of The City of Minneapolis:

That the Board of Estimate and Taxation be requested to authorize the City to incur indebtedness and issue and sell City of Minneapolis bonds for the purpose of paying the assessed cost of street improvements in the 4th St SE Residential Street Resurfacing Project No. 2331C, to be assessed against benefited properties as estimated by the City Council, which assessments shall be collectible in five (5) successive annual installments, payable in the same manner as real estate taxes.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Resolution 2020R-037 ordering the work to proceed and adopting the special assessments for the Dorman South Residential Street Resurfacing Project No. 2331D.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2020R-037

By Reich

Ordering the work to proceed and adopting the special assessments for the Dorman South Residential Street Resurfacing Project No. 2331D.

Whereas, a public hearing was held on February 4, 2020, in accordance with Minneapolis City Charter, Article IX, Section 9.6(c), and Minneapolis Code of Ordinances, Section 24.110, to consider the proposed improvements as designated in Resolution 2019R-433, passed December 13, 2019, to consider the proposed special assessments as on file in the Public Works Special Assessment Office, and to consider all written and oral objections and statements regarding the proposed improvements and the proposed special assessments;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the Department of Public Works is hereby ordered to proceed and do the work as designated in said Resolution 2019R-433, passed December 13, 2019.

Be It Further Resolved that the proposed special assessments in the total amount of \$745,423.47 for the Dorman South Residential Street Resurfacing Project (Levy No. 01027, 2331D), as on file in the Public Works Special Assessment Office, are hereby adopted and assessed against the benefited properties.

Be It Further Resolved that the number of successive equal annual principal installments by which the special assessments of more than \$150 may be paid shall be fixed at five (5) and that the interest be charged at an interest rate of 3.7%, with collection of the special assessments to begin on the 2021 real estate tax statements.

Be It Further Resolved that the number of installments by which the special assessments of \$150 or less may be paid shall be fixed at one (1) and that the interest be charged at an interest rate of 3.6%, with collection of the special assessments to begin on the 2021 real estate tax statements.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Resolution 2020R-038 requesting the Board of Estimate and Taxation authorize the City to issue and sell City of Minneapolis bonds in the amount of \$745,420 for the purpose of paying the assessed cost of street improvements in the Dorman South Residential Street Resurfacing Project No. 2331D.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2020R-038

By Warsame

Requesting the Board of Estimate and Taxation authorize the City to issue and sell City of Minneapolis bonds in the amount of \$745,420 for certain purposes other than the purchase of public utilities.

Resolved by The City Council of The City of Minneapolis:

That the Board of Estimate and Taxation be requested to authorize the City to incur indebtedness and issue and sell City of Minneapolis bonds for the purpose of paying the assessed cost of street improvements in the Dorman South Residential Street Resurfacing Project No. 2331D, to be assessed against benefited properties as estimated by the City Council, which assessments shall be collectible in five (5) successive annual installments, payable in the same manner as real estate taxes.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

COUNCIL ACTION 2020A-0132

The Minneapolis City Council hereby authorizes an increase to Contract No. C-43679 with Global Specialty Contractors, Inc., in the amount of \$131,440.73 for a total amount not to exceed \$7,976,973.95, for additional work performed as part of the Peavey Plaza Construction Project.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

COUNCIL ACTION 2020A-0133

The Minneapolis City Council hereby authorizes an increase to Contract No. COM0000766A with Swanson & Youngdale, Inc., in the amount of \$46,088.19 for a total amount not to exceed \$341,308.19, for unforeseen field conditions encountered in the cleaning and coating of thickener tanks at the dewatering plant.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

COUNCIL ACTION 2020A-0134

The Minneapolis City Council hereby:

1. Authorizes a Joint Powers Agreement with the City of Columbia Heights for the 37th Ave NE (5th St NE to Central Ave NE) Street Resurfacing Project (PV056).
2. Passage of Resolution 2020R-039 approving appropriation of funds to the Public Works Department.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2020R-039

By Warsame

Amending the 2020 Capital Improvement Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for Public Works Capital Fund (04100-9010937-CPV056) by \$186,550 and increasing the revenue estimate (04100-9010937-CPV056) by \$186,550.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

COUNCIL ACTION 2020A-0135

The Minneapolis City Council hereby authorizes the acceptance of the low bid of Ti-Zack Concrete, Inc., submitted on Event No. 809, in the amount of \$23,093,913.20, to provide all materials, labor, equipment, and incidentals necessary for the Hennepin Ave Downtown (Washington Ave to 12th St) Roadway and Streetscape Reconstruction Project, and authorizes a contract for the project, all in accordance with City specifications.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Resolution 2020R-040 recognizing Transit Equity Day in the City of Minneapolis.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2020R-040

By Reich

Recognizing Transit Equity Day in the City of Minneapolis.

Whereas, February 4, 2020, is the third annual Transit Equity Day; and

Whereas, Transit Equity Day is celebrated on February 4 because it marks the 107th birthday of Rosa Parks; and

Whereas, Rosa Parks helped to lead a movement to oppose injustice in the Montgomery bus system; and

Whereas, work continues today to ensure that public transportation is accessible and affordable to all; and

Whereas, Transit Equity Day calls attention to disparities in transit access and air quality; and

Whereas, Transit Equity Day in Minneapolis is hosted by Labor Network for Sustainability and Sierra Club North Star Chapter;

Now, Therefore, Be It Resolved by The City Council of The City of Minneapolis:

That the Mayor and City Council do hereby recognize February 4, 2020, as Transit Equity Day in the City of Minneapolis.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

The WAYS & MEANS Committee submitted the following report:

COUNCIL ACTION 2020A-0136

The Minneapolis City Council hereby approves the settlement of the special assessment appeal brought in the matter of Brian Southwell v. City of Minneapolis, 27-CV-19-20331, where the City of Minneapolis agrees to withdraw assessment CE1183707 imposed on 2312 Fremont Ave S (PID No. 33-029-24-12-0128) from Assessment Levy 2019-01096, in exchange for owner entry into a restoration agreement and other due and lawful consideration, and authorizes the City Attorney's Office to execute any documents necessary to effectuate settlement.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

COUNCIL ACTION 2020A-0137

The Minneapolis City Council hereby approves the settlement of various employment claims brought by former city employee Christine McPherson by payment in the amount of \$31,817.76 to Christine McPherson, and authorizes the City Attorney's Office to execute any documents necessary to effectuate the settlement.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

COUNCIL ACTION 2020A-0138

The Minneapolis City Council hereby approves the settlement of the Workers' Compensation claim of Paul Daugherty by payment of \$115,000 to Mr. Daugherty and his attorneys, and authorizes the City Attorney's Office to execute any documents necessary to effectuate the settlement.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

COUNCIL ACTION 2020A-0139

The Minneapolis City Council hereby approves the settlement of the Workers' Compensation claim of Jerrold Williams by payment of \$140,100 to Mr. Williams and his attorneys, and authorizes the City Attorney's Office to execute any documents necessary to effectuate the settlement.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

COUNCIL ACTION 2020A-0140

The Minneapolis City Council hereby approves the settlement of the Workers' Compensation claim of William Allred by payment of \$140,100 to Mr. Allred and his attorneys, and authorizes the City Attorney's Office to execute any documents necessary to effectuate the settlement.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

COUNCIL ACTION 2020A-0141

The Minneapolis City Council hereby authorizes the acceptance of the low bid of Pioneer Power, Inc., submitted on Event No. 720, in the amount of \$109,500, to provide all materials, labor, equipment, and incidentals necessary for the Heating, Ventilation, and Air Conditioning Air Handler Coil Project at Target Center, and authorizes a contract for the project, all in accordance with City specifications.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

Approved by Mayor Jacob Frey 2/18/2020.

(Published 2/19/2020)

COUNCIL ACTION 2020A-0142

The Minneapolis City Council hereby authorizes an increase to Contract No. COM0000211 with Premier Electrical Corporation, in the amount of \$50,475 for a total amount not to exceed \$1,857,175, for additional labor and materials required due to unforeseen conditions for the Minneapolis Convention Center Lighting Update Project.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

COUNCIL ACTION 2020A-0143

The Minneapolis City Council hereby authorizes contracts with Piper Sandler, RBC Capital Markets LLC, Dougherty & Co LLC, and Robert W. Baird & Co Incorporated under Event No. 731, in the amount of \$250,000 each for an initial three-year period, for bond underwriting services.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

COUNCIL ACTION 2020A-0144

The Minneapolis City Council hereby:

1. Adopts findings that the proposed position of Manager, Investments and Debt Management in the Finance Department meets the criteria in Section 20.1010 of the Minneapolis Code of Ordinances, City Council to Establish Positions.
2. Approves the appointed position of Manager, Investments and Debt Management, evaluated at 498 total points and allocated to Grade 11.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

On behalf of the Ways & Means Committee, Warsame offered Ordinance 2020-007 amending Title 2, Chapter 20 of the Minneapolis Code of Ordinances relating to Administration: Personnel, approving the salary schedule for the position of Manager, Investments and Debt Management in the Finance Department, which has a salary range of \$94,008 to \$111,440, in accordance with the adopted compensation plan for appointed officials effective Jan 28, 2020.

The following is the complete text of the unpublished summarized ordinance.

ORDINANCE 2020-007

By Warsame

Intro & 1st Reading: 1/8/2018

Ref to: WM

2nd Reading: 2/14/2020

Amending Title 2, Chapter 20 of the Minneapolis Code of Ordinances relating to Administration: Personnel.

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That the following classification in Section 20.1010 of the above-entitled ordinance be amended to make the following changes: (Annual Rates)

Appointed Officials (CAP)

Effective: January 28, 2020

FLSA	OTC	CLASSIFICATION	PTS	G	P	Step 1	Step 2	Step 3	Step 4
E	1	Manager, Investments and Debt Management	498	11	A	\$94,008	\$98,955	\$100,934	\$102,953
						Step 5	Step 6	Step 7	Step 8
						\$105,012	\$107,112	\$109,255	\$111,440

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

COUNCIL ACTION 2020A-0145

The Minneapolis City Council hereby:

1. Adopts findings that the proposed position of Director, Minneapolis Emergency Communications in the 911 Department meets the criteria in Section 20.1010 of the Minneapolis Code of Ordinances, City Council to Establish Positions.
2. Approves the appointed position of Director, Minneapolis Emergency Communications, evaluated at 688 total points and allocated to Grade 15.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

On behalf of the Ways & Means Committee, Warsame offered Ordinance 2020-008 amending Title 2, Chapter 20 of the Minneapolis Code of Ordinances relating to Administration: Personnel, approving the salary schedule for the position of Director, Minneapolis Emergency Communications in the 911 Department, which has a salary range of \$130,827 to \$155,087, in accordance with the adopted compensation plan for appointed officials effective Jan 28, 2020.

The following is the complete text of the unpublished summarized ordinance.

ORDINANCE 2020-008

By Warsame

Intro & 1st Reading: 1/8/2018

Ref to: WM

2nd Reading: 2/14/2020

Amending Title 2, Chapter 20 of the Minneapolis Code of Ordinances relating to Administration: Personnel.

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That the following classification in Section 20.1010 of the above-entitled ordinance be amended to make the following changes: (Annual Rates)

Appointed Officials (CAP)

Effective: January 28, 2020

FLSA	OTC	CLASSIFICATION	PTS	G	P	Step 1	Step 2	Step 3	Step 4
E	1	Director, Minneapolis Emergency Communications Center	688	15	A	\$130,827	\$137,712	\$140,467	\$143,276
						Step 5	Step 6	Step 7	Step 8
						\$146,142	\$149,064	\$152,046	\$155,087

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

COUNCIL ACTION 2020A-0146

The Minneapolis City Council hereby:

1. Adopts findings that the proposed position of Deputy City Coordinator - Engagement in the City Coordinator’s Office meets the criteria in Section 20.1010 of the Minneapolis Code of Ordinances, City Council to Establish Positions.
2. Approves the appointed position of Deputy City Coordinator - Engagement, evaluated at 778 total points and allocated to Grade 17.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

On behalf of the Ways & Means Committee, Warsame offered Ordinance 2020-009 amending Title 2, Chapter 20 of the Minneapolis Code of Ordinances relating to Administration: Personnel, approving the salary schedule for the position of Deputy City Coordinator - Engagement in the City Coordinator’s Office, which has a salary range of \$148,268 to \$175,761, in accordance with the adopted compensation plan for appointed officials effective Jan 28, 2020.

The following is the complete text of the unpublished summarized ordinance.

ORDINANCE 2020-009

By Warsame

Intro & 1st Reading: 1/8/2018

Ref to: WM

2nd Reading: 2/14/2020

Amending Title 2, Chapter 20 of the Minneapolis Code of Ordinances relating to Administration: Personnel.

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That the following classification in Section 20.1010 of the above-entitled ordinance be amended to make the following changes: (Annual Rates)

Appointed Officials (CAP)

Effective: January 28, 2020

FLSA	OTC	CLASSIFICATION	PTS	G	P	Step 1	Step 2	Step 3	Step 4
E	1	Deputy City Coordinator - Engagement	778	17	A	\$148,268	\$156,071	\$159,193	\$162,376
						Step 5	Step 6	Step 7	Step 8
						\$165,624	\$168,936	\$172,315	\$175,761

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

COUNCIL ACTION 2020A-0147

The Minneapolis City Council hereby:

1. Approves a collective bargaining agreement with IATSE, Convention Center Production Technicians Unit, for the period January 1, 2020, through December 31, 2022.
2. Approves the Executive Summary of the agreement.
3. Authorizes a collective bargaining agreement consistent with the terms of the Executive Summary.
4. Authorizes the Labor Relations Director to implement the terms and conditions of the collective bargaining agreement.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

The ZONING & PLANNING Committee submitted the following report:

COUNCIL ACTION 2020A-0148

The Minneapolis City Council hereby denies an appeal submitted by Ryan Sadowy regarding the decisions of the City Planning Commission denying the following land use applications (PLAN10096) to construct a new mixed-use building with 329 dwelling units and 23,000 square feet of commercial space for the properties located at 407 15th Ave SE, 1412 and 1428 5th St SE, and 1413 and 1417 4th St SE, and adopts staff findings as originally prepared by the Department of Community Planning & Economic Development:

1. Variance to increase the maximum floor area ratio from 3.78 to 6.04.
2. Site plan review.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

COUNCIL ACTION 2020A-0149

The Minneapolis City Council hereby denies an appeal submitted by Cordelia Pierson regarding the decisions of the City Planning Commission approving land use applications (PLAN10096) to construct a new mixed-use building with 329 dwelling units and 23,000 square feet of commercial space for the properties located at 407 15th Ave SE, 1412 and 1428 5th St SE, and 1413 and 1417 4th St SE, adopts staff findings as originally prepared by the Department of Community Planning & Economic Development, and approves the following land use applications:

1. Conditional use permit to increase the maximum allowed height in the C3A District from 4 stories or 56 feet to 10 stories or 119 feet, subject to the following conditions:

1. The conditional use permit shall be recorded with Hennepin County as required by Minn. Stat. 462.3595, subd. 4 before building permits may be issued or before the use or activity requiring a conditional use permit may commence. Unless extended by the zoning administrator, the conditional use permit shall expire if it is not recorded within two years of approval.
 2. As proposed by the applicant, 8% of the bedrooms shall be affordable to students making 60% of the Area Median Income. The final approved site plan approval shall be filed with the Office of the Hennepin County Recorder or Registrar of Titles and evidence of proper filing shall be submitted to the zoning administrator prior to the issuance of any building permits.
 3. As proposed by the applicant, 1,500 square feet of A+ commercial space shall be provided at a rental rate of \$10/square foot to qualified local businesses. The final approved site plan approval shall be filed with the Office of the Hennepin County Recorder or Registrar of Titles and evidence of proper filing shall be submitted to the zoning administrator prior to the issuance of any building permits.
2. Variance to reduce the minimum parking requirement from 310 spaces to 207 spaces, subject to the condition that total of 207 parking spaces shall be provided which shall include 187 residential parking spaces and 20 commercial parking spaces.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

COUNCIL ACTION 2020A-0150

The Minneapolis City Council hereby denies:

1. An application submitted by CA Ventures to rezone (PLAN10096) the properties located at 407 15th Ave SE, 1428 5th St SE, and 1413 and 1417 4th St SE from the C1 Neighborhood Commercial District to the C3A Community Activity Center District to construct a new mixed-use building with 329 dwelling units and 23,000 square feet of commercial space.
2. An application submitted by CA Ventures to rezone (PLAN10096) the property located at 1412 5th St SE from the C2 Neighborhood Corridor Commercial District to the C3A Community Activity Center District to construct a new mixed-use building with 329 dwelling units and 23,000 square feet of commercial space.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

COUNCIL ACTION 2020A-0151

The Minneapolis City Council hereby grants an appeal submitted by Ugur Kocak, on behalf of Burger King Corporation, regarding the decision of the Zoning Board of Adjustment denying a certificate of nonconforming use (PLAN10085) for a fast-food restaurant with a drive-through facility at 3342 Nicollet Ave, and adopts Findings of Fact as submitted by the City Attorney's Office.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: Goodman (1)

Absent: Ellison (1)

Adopted.

COUNCIL ACTION 2020A-0152

The Minneapolis City Council hereby grants an appeal submitted by Ugur Kocak, on behalf of Burger King Corporation, regarding the decision of the Zoning Board of Adjustment denying a certificate of nonconforming use (PLAN10084) for a fast-food restaurant with a drive-through facility at 818 W Broadway, and adopts Findings of Fact as submitted by the City Attorney's Office.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: Goodman (1)

Absent: Ellison (1)

Adopted.

On behalf of the Zoning & Planning Committee, Schroeder offered Ordinance 2020-010 amending Title 22, Chapter 598 of the Minneapolis Code of Ordinances relating to Land Subdivision: Land Subdivision Regulations, amending Article V, Parkland Dedication, to modify the definition of "affordable housing units" to address inclusionary zoning units and projects using income averaging.

The following is the complete text of the unpublished summarized ordinance.

ORDINANCE 2020-010

By Goodman

Intro & 1st Reading: 12/13/2019

Ref to: ZP

2nd Reading: 2/14/2020

Amending Title 22, Chapter 598 of the Minneapolis Code of Ordinances relating to Land Subdivision: Land Subdivision Regulations.

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That the definition for "affordable housing units" contained in Section 598.360 of the above-entitled ordinance be amended to read as follows:

598.360. - Definitions. The following terms whenever used in this article shall have the following respective meanings:

Affordable housing units means: ~~residential dwelling units financed in whole or in part by a local, state, or federal government entity for the purpose of creating housing affordable to and occupied by households earning sixty (60) percent or less of the Metropolitan Median Income (MMI).~~

(1) Residential dwelling units financed in whole or in part by a local, state, or federal government entity for the purpose of creating housing affordable to and occupied by households earning sixty (60) percent or less of the median family income for the Minneapolis/St. Paul metropolitan statistical area, as adjusted for family size; or

(2) Residential dwelling units in a project financed in whole or in part by a local, state, or federal government entity for the purpose of creating affordable housing where one hundred (100) percent of the housing project meets the requirements for income averaging under Section 42(g)(1)(c) of the Internal Revenue Code resulting in an average rent for all units in the project that does not exceed sixty (60) percent of Metropolitan Median Income (MMI); or

(3) Residential dwelling units in a project that are affordable to and occupied by households earning sixty (60) percent or less of the MMI as a result of compliance with Minneapolis Code of Ordinances, Article XIV, Inclusionary Housing.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

On behalf of the Zoning & Planning Committee, Schroeder offered Ordinance 2020-011 amending Title 20, Chapter 544 of the Minneapolis Code of Ordinances relating to Zoning Code: Off-Premise Advertising Signs and Billboards, amending regulations for existing off-premise advertising signs and billboards near regional sports facilities.

The following is the complete text of the unpublished summarized ordinance.

ORDINANCE 2020-011
By Warsame
Intro & 1st Reading: 8/17/2018
Ref to: ZP
2nd Reading: 1/17/2020

Amending Title 20, Chapter 544 of the Minneapolis Code of Ordinances relating to Zoning Code: Off-Premise Advertising Signs and Billboards.

The City Council of the City of Minneapolis do ordain as follows:

Section 1. That Section 544.90 of the above-entitled ordinance be amended to read as follows:

544.90. Downtown Entertainment Billboard District. (a) *Establishment and restrictions.* This section establishes the following Downtown Entertainment Billboard District:

(1) *Downtown Entertainment Billboard District.* The Downtown Entertainment Billboard District shall comprise the areas bounded by the following streets:

a. Commencing at the intersection of Sixth Street North and Hennepin Avenue, land that is south of Sixth Street North between Hennepin Avenue and Second Avenue North, east of Second Avenue between Sixth Street and Seventh Street North, north of Seventh Street North between First and Second Avenue North, east of First Avenue North between Seventh and Eighth Street North, north of Eighth Street North between First Avenue North and Hennepin Avenue, and west of Hennepin Avenue between Sixth Street and Eighth Street North.

b. Commencing at the intersection of Chicago Avenue and ~~Sixth~~ Seventh Street South, land that is north of ~~Sixth~~ Seventh Street South between Chicago Avenue and Ninth Ave South, north of Sixth Street South between Ninth Ave South and Eleventh Avenue, west of Eleventh Avenue between Sixth Street South and Fourth Street South, south of Fourth Street South between Eleventh Avenue and Chicago Avenue, and east of Chicago Avenue (aka Kirby Puckett Place) between Fourth Street South and ~~Sixth~~ Seventh Street South.

Flashing or animated sign faces on billboards placed on lots located on the south side of Sixth Street South shall face north.

(2) Off-premise signs constructed in this district shall not be subject to the requirements of 544.60 and 544.70.

(b) *Additional conditions.* Off-premise signs lawfully existing at the time of the adoption of this ordinance shall not be included in the calculation of the total amount of off-premise signage allowed under Table 544-3 Downtown Entertainment Billboard District.

Table 544-3 Downtown Entertainment Billboard District

	General Standards	Standards for Regional Sports Arena
Maximum off-premise sign area	The off-premise sign shall not exceed the square footage equal to ten (10) times the building perimeter as measured at the foundation wall, subject to 544.90(b)	Signs applied flat on the roof and which are intended to be primarily viewed from above shall not be included in calculating the total sign area of the site.
Maximum off-premises sign height	If located on a roof, the top of the off-premises sign shall not exceed forty-five (45) feet above the roof. No off-premises sign shall be placed on the roof of any building exceeding four stories in height or where the roof is more than fifty-six (56) feet above grade.	Signs attached to the wall or roof of a regional sports arena may extend as high as twenty (20) feet above the top of the building wall.
Lighted signs	Permitted subject to luminance provision.	

Freestanding Signs	Not Permitted <u>except that existing nonconforming, freestanding off-premise signs shall be allowed to be converted to flashing or animated off-premise signs using sign credits. The converted signage shall be in the same location and shall be the same size or smaller than the existing.</u>	One (1) freestanding sign not exceeding thirty-five (35) feet in height shall be allowed. The sign may have signage on up to two sides with a maximum of one thousand two hundred (1,200) square feet of signage on each side. If the sign includes both on-premises and off-premises advertising, the total amount of signage shall not exceed one thousand two hundred (1,200) square feet on each side.
Luminance*	Maximum of seven thousand (7,000) nits from 6:00 a.m. to 9:00 p.m.; and maximum of five hundred (500) nits from 9:00 p.m. to 6:00 a.m.	
Animated signs	Permitted	
Flashing signs	Permitted	
Minimum sign spacing	None	

* Luminance is the physical measure of brightness or light emanating from an object with respect to its size. The unit of measurement for luminance is nits, which is the total amount of light emitted from a sign divided by the surface area of the sign (candela per square meter).

Section 2. That Section 544.120 of the above-entitled ordinance be and is hereby repealed.

~~**544.120. – City financing of billboard advertising prohibited.** (a) *In general.* The city, any city employee working within the scope of the employee's employment, and any agency or individual acting on behalf of the city shall not pay for or in any way financially support billboard advertising, taking place within the city limits of the City of Minneapolis.~~

~~(b) *City contracts.* All city contracts shall contain a provision prohibiting the use of city or city derived funds to pay for billboard advertising as a part of a city project or undertaking. Billboard space donated to the City of Minneapolis shall be exempt from this section. Production costs associated with in-kind donations shall not be prohibited.~~

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Johnson, Palmisano (10)

Noes: Bender, Schroeder (2)

Absent: Ellison (1)

Adopted.

REPORTS OF SPECIAL COMMITTEES

The AUDIT Committee submitted the following report:

COUNCIL ACTION 2020A-0153

The Minneapolis City Council hereby directs the City Clerk to transmit the summary Minneapolis Police Department Automated License Plate Readers Audit Report to the appropriate agency within the State of Minnesota.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

COUNCIL ACTION 2020A-0154

The Minneapolis City Council hereby directs the City Clerk to transmit the summary Minneapolis Police Department Body Worn Camera Biennial Audit Report to the appropriate agency within the State of Minnesota.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Ellison (1)

Adopted.

NOTICE OF ORDINANCE INTRODUCTIONS

Goodman gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of an ordinance amending Title 13, Chapter 259 of the Minneapolis Code of Ordinances relating to Licenses and Business Regulations: In General, amending provisions related to administrative issuance of licenses.

Goodman gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of an ordinance amending Title 14, Chapter 360 of the Minneapolis Code of Ordinances relating to Liquor and Beer: In General, amending provisions related to liquor caterer's license.

INTRODUCTION & REFERRAL CALENDAR

Pursuant to notice, on motion by Goodman, the subject matter of the following ordinance was introduced, given its first reading, and referred to the Housing Policy & Development Committee:

Amending Title 16, Chapter 421 of the Minneapolis Code of Ordinances relating to Planning and Development: Housing Improvement Areas, adding a new Article IV entitled "Summit House Housing Improvement Area," to establish the area and impose fees to pay for housing improvements within the area.

Pursuant to notice, on motion by Johnson, the subject matter of the following ordinance was introduced, given its first reading, and referred to the Public Health, Environment, Civil Rights & Engagement Committee:

Amending Title 10 of the Minneapolis Code of Ordinances relating to Food Code, amending and adding provisions related to food catering:

1. Chapter 186 In General.
2. Chapter 188 Administration and Licensing.

ADJOURNMENT

At 10:24 a.m., on motion by Jenkins, the meeting was adjourned to Room 315, City Hall, for the purpose of discussing the litigation matter of Water Louis Franklin, II v. Lucas Peterson, et al.

ADJOURNED SESSION

Council President Bender called the adjourned session to order at 10:30 a.m. in Room 315, a quorum being present.

On motion by Gordon, Council Rule III, Section 4B(3) was waived to allow Heidi Ritchie, the Mayor's Policy Director, to attend the closed session in lieu of the Mayor's Chief of Staff.

Interim City Attorney Erik Nilsson stated that the meeting may be closed as permitted by the attorney-client privilege under the Minnesota Open Meeting Law to discuss attorney-client communications.

At 10:32 a.m., on motion by Bender, the meeting was closed pursuant to Minnesota Statutes Section 13D.05, Subdivision 3(b) to discuss the litigation matter of Walter Louis Franklin, II v. Lucas Peterson, et al.

Present - Council Members Kevin Reich, Cam Gordon, Steve Fletcher, Phillippe Cunningham, Abdi Warsame (In at 10:34 a.m.), Andrea Jenkins, Alondra Cano, Lisa Bender, Jeremy Schroeder, Andrew Johnson, and Linea Palmisano.

Absent – Council Members Jeremiah Ellison and Lisa Goodman.

Also Present – Erik Nilsson, Interim City Attorney; Assistant City Attorneys Sara Lathrop, Kristen Sarff, and Brian Carter, City Attorney's Office; Mayor Jacob Frey; Heidi Ritchie, Mayor's Policy Director; Mark Ruff, Interim City Coordinator; Deputy Chief Kathy Waite, Police Department; Casey Joe Carl, City Clerk; and Jackie Hanson, City Clerk's Office.

Lathrop summarized the Walter Louis Franklin, II v. Lucas Peterson, et al. lawsuit from 10:33 a.m. to 10:39 a.m.

At 10:39 a.m., on motion by Jenkins, the meeting was opened.

COUNCIL ACTION 2020A-0155

Bender moved to approve the settlement of the claims asserted in Franklin v. Peterson, et al., Court File No. 14-cv-1467, by payment of \$795,000 to Walter Louis Franklin, II, Trustee for the Estate of Terrance Terrell Franklin, and his attorneys, from Fund/Org. 06940-1500100-602004-145400; and to authorize the City Attorney's Office to execute any documents necessary to effectuate the settlement and dismissal.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Warsame, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Ellison, Goodman (2)

Adopted.

The adjourned session of the City Council meeting was tape recorded with the tape on file in the office of the City Clerk.

On motion by Jenkins, the meeting was adjourned at 10:40 a.m.

Casey Joe Carl,
City Clerk