

**OFFICIAL PROCEEDINGS
MINNEAPOLIS CITY COUNCIL**

**REGULAR MEETING OF
JULY 31, 2020**

(Published August 8, 2020, in *Finance and Commerce*)

CALL TO ORDER

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

Pursuant to Minnesota Statutes Section 13D.021, the meeting was held by electronic means and Council Members participated remotely due to the local public health emergency (novel coronavirus pandemic) declared on March 16, 2020.

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

Jenkins moved to adopt the agenda, as amended to include under the Order of Resolutions an honorary resolution commemorating the 55th Anniversary of the Voting Rights Act.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Cano (1)

Adopted.

Jenkins moved to accept the minutes of the regular meeting of July 17, 2020.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Cano (1)

Adopted.

Jenkins moved to refer the petitions, communications, and reports to the proper Committees.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Bender, Schroeder, Johnson, Palmisano (11)

Noes: (0)

Absent: Cano (1)

Adopted.

The following actions, resolutions, and ordinances were signed by Mayor Jacob Frey on August 5, 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.

NEW BUSINESS

Mayor Jacob Frey presented a report relating to the local public health emergency resulting from imminent health conditions caused by the presence of the Coronavirus Disease (COVID-19), as set forth in Legislative File No. 2020-00405.

On direction by Council President Bender, the report was received and filed.

Jenkins moved to adopt Resolution 2020R-201 amending Resolution 2020R-075 entitled “Approving and extending the Mayor’s Declaration of Local Public Health Emergency resulting from imminent health conditions caused by the presence of the Coronavirus Disease (COVID-19),” adopted March 19, 2020, ratifying and extending the following Mayoral Regulations: (1) No. 2020-15 which rescinds Emergency Regulation No. 3 which closed “adult day care centers” and authorizes those business operations to resume in full compliance with State regulations and requirements; (2) No. 2020-16 which rescinds Emergency Regulation No. 11 which closed Licensed Congregate Health Care Facilities and authorizes those business operations to resume in full compliance with State regulations and requirements; and (3) No. 2020-17 which orders all bar areas within restaurants, nightclubs, brewpubs, breweries, craft distilleries, taprooms, and other indoor spaces of entertainment to be closed beginning 5 p.m. Saturday, August 1, 2020, to limit congregating of patrons and to address alternative service outside of bar areas and other indoor spaces of entertainment subject to spacing and capacity limitations by Minnesota Emergency Executive Order 20-74, and other provisions.

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

RESOLUTION 2020R-201

**By Bender, Reich, Gordon, Fletcher, Cunningham, Ellison,
Goodman, Jenkins, Cano, Schroeder, Johnson, and Palmisano**

Amending Resolution 2020R-075 entitled “Approving and extending the Mayor’s Declaration of Local Public Health Emergency resulting from imminent health conditions caused by the presence of the Coronavirus Disease (COVID-19),” adopted March 19, 2020.

Whereas, the City of Minneapolis, Minnesota, has a current local public health emergency resulting from imminent health conditions caused by presence of the Coronavirus Disease (COVID-19); and

Whereas, pursuant to the provisions set forth in Minnesota Statutes, Chapter 12.29, and the Minneapolis Code of Ordinances, Section 128.50, Mayor Frey declared a state of local public health emergency within the City of Minneapolis on Monday, March 16, 2020, to be and remain in force and effect beginning that date and continuing for as long as the State of Minnesota peacetime emergency declaration remains in effect, which declaration of local public health emergency was ratified and continued by the City Council pursuant to Resolution No. 2020R-075; and

Whereas, subsequent to adoption of Resolution No. 2020R-075, Mayor Frey proclaimed Emergency Regulation 2020-15, rescinding Emergency Regulation No. 3 which closed “adult day care centers” and authorizing those business operations to resume in full compliance with all applicable State of Minnesota regulations and requirements; and

Whereas, subsequent to adoption of Resolution No. 2020R-075, Mayor Frey proclaimed Emergency Regulation 2020-16, rescinding Emergency Regulation No. 11 which closed Licensed Congregate Health Care Facilities and authorizing those business operations to resume in full compliance with all applicable State of Minnesota regulations and requirements; and

Whereas, subsequent to adoption of Resolution No. 2020R-075, Mayor Frey proclaimed Emergency Regulation 2020-17, ordering all bar areas within restaurants, nightclubs, brewpubs, breweries, craft distilleries, taprooms, and other indoor spaces of entertainment to be closed beginning 5 p.m. Saturday, August 1, 2020, to limit the spread of the Coronavirus by the congregating of patrons, and also addressing alternative service outside of bar areas to be allowed in restaurants, nightclubs, and other indoor spaces of entertainment subject to spacing and capacity limitations by Minnesota Emergency Executive Order 20-74, and other provisions; and

Whereas, the City Council now desires to account for these subsequent actions and to provide further and additional provisions by amending Resolution No. 2020R-075;

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

That in accordance with Section 128.50 of the Minneapolis Code of Ordinances (Declaration of Emergency), the City Council does hereby ratify the state of local public health emergency proclaimed by Mayor Frey on Monday, March 16, 2020, pertaining to the City of Minneapolis and all its residents.

That the declared state of local public health emergency shall continue and does hereby remain in force and in effect for the same time period as the peacetime emergency declaration issued by Governor Walz for the State of Minnesota, or until such time as the City Council, by official action, may further extend or terminate the declared state of local public health emergency for the City of Minneapolis.

That meetings of the City Council and its Committees, and of the boards and commissions of the City, shall be conducted by telephonic or other electronic means until further action and direction by the City Council, and staff are directed to provide public notice on the ways in which such meetings may be accessed and monitored from remote locations, as authorized pursuant to Minnesota Statutes, Section 13D.021.

That pursuant to Minneapolis Code of Ordinances, Section 128.80, the Mayor’s Emergency Regulations Nos. 2020-1, 2020-2, ~~2020-3~~, 2020-5, 2020-6, 2020-7, 2020-8, 2020-9, ~~2020-11~~, 2020-12, 2020-13, and 2020-14, and 2020-17 are hereby ratified and shall be extended throughout the duration of the declared state of local public health emergency, until such time as they may be renewed by further action of the Mayor, or until such time as the City Council, by official action, may further extend or terminate said emergency regulations.

Be It Further Resolved that the City Council hereby directs the City Clerk to publish and post this resolution ratifying the declared state of local public health emergency in the City of Minneapolis, including posting on the City’s website and official bulletin boards.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

Mayoral Regulation Nos. 2020-15, 2020-16, and 2020-17 were received and filed, as set forth in Legislative Clerk File No. 2020-00003.

PROCLAMATION OF THE MAYOR
Emergency Regulation No. 2020-15

Whereas, on March 16, 2020, I declared a local public health emergency related to the COVID-19 pandemic in the City of Minneapolis and assumed executive responsibilities attendant thereto; and

Whereas, pursuant to the authority granted to me pursuant to Minnesota Statutes, Ch. 12.29, and Minneapolis Code of Ordinances, Sections 128.50 and 128.60, I am authorized to promulgate emergency regulations to protect the public health, safety, and welfare during this declared emergency; and

Whereas, it is a priority that race and equity be of paramount consideration in enacting and carrying out emergency regulations during the COVID-19 pandemic; and

Whereas, on March 16, 2020, I promulgated Emergency Regulation No. 2020-1 incorporating by reference Governor Walz's Executive Order 20-04 and providing for the temporary closure of bars, restaurants, and other places of public accommodation; and

Whereas, on March 17, 2020, I promulgated Emergency Regulation 2020-3, which clarified the scope of Emergency Regulation 2020-1 to include any center, facility, or business commonly referred to as an "adult day care center"; and

Whereas, effective July 1, 2020, the State's Commissioner of Human Services issued additional guidance to allow providers of adult day services to resume providing in-person services to people who do not live in congregate settings by adding physical facility and space requirements that must also be incorporated into the COVID-19 Preparedness Plan as outlined in Minnesota Rules, parts 9555.9730 for Adult Day Centers operating during peacetime emergency.

Now, Therefore, I, Jacob Frey, Mayor of the City of Minneapolis, do hereby order the following emergency regulation:

Emergency Regulation 2020-3 is hereby rescinded and "adult day care centers" may seek to resume the provision of services in full compliance with all relevant regulations and requirements of the state, including but not limited to the Department of Human Services and Department of Health.

Jacob Frey, Mayor of Minneapolis

**PROCLAMATION OF THE MAYOR
Emergency Regulation No. 2020-16**

Whereas, on March 16, 2020, I declared a local public health emergency related to the COVID-19 pandemic in the City of Minneapolis and assumed executive responsibilities attendant thereto; and

Whereas, pursuant to the authority granted to me pursuant to Minnesota Statutes, Ch. 12.29, and Minneapolis Code of Ordinances, Sections 128.50 and 128.60, I am authorized to promulgate emergency regulations to protect the public health, safety, and welfare during this declared emergency; and

Whereas, it is a priority that race and equity be of paramount consideration in enacting and carrying out emergency regulations during the COVID-19 pandemic; and

Whereas, on April 23, 2020, I promulgated Emergency Regulation No. 2020-11, which imposed several operational conditions and requirements on Licensed Congregate Health Care Facilities in the City of Minneapolis based on the greater incidence of COVID-19 infection and transmission among those working and living in those facilities; and

Whereas, the number of confirmed cases among residents in Licensed Congregate Health Care Facilities has decreased from an average of 55 cases per week in April and May to an average of 7 cases per week in June and July; and

Whereas, the state has modified its guidance to ease operational conditions and requirements on Licensed Congregate Health Care Facilities.

Now, Therefore, I, Jacob Frey, Mayor of the City of Minneapolis, do hereby order the following emergency regulation:

Emergency Regulation 2020-11 is hereby rescinded, and Licensed Congregate Health Care Facilities may operate in full compliance with all relevant regulations and requirements of the state of Minnesota.

Jacob Frey, Mayor of Minneapolis

**PROCLAMATION OF THE MAYOR
Emergency Regulation No. 2020-17**

Whereas, on March 16, 2020, I declared a local public health emergency related to the COVID-19 pandemic in the City of Minneapolis and assumed executive responsibilities attendant thereto; and

Whereas, Governor Walz signed Executive Order 20-56 to rescind the Stay at Home order put in place by Executive Order 20-48, and included in the order that the Minnesota Commissioners of Health, Employment and Economic Development, and Labor and Industry were directed to develop a phased plan to achieve the limited and safe reopening of bars, restaurants, and other spaces of public accommodation beginning on June 1, 2020; and

Whereas, in June 2020 City Business Licensing staff issued the Minneapolis Forward guidelines for restaurants and bars opening on or after June 1, 2020; and

Whereas, in June 2020 the State of Minnesota issued guidance on safely reopening bars and restaurants in the state; and

Whereas, Minneapolis has a higher number of positive COVID cases per 100,000 population than the State of Minnesota as a whole; and

Whereas, the number of cases of COVID have significantly increased since opening outdoor seating on June 1 and indoor seating on June 10; and

Whereas, the risk of spreading COVID is greater indoors than outdoors; and

Whereas, the risk of spreading COVID is greater when physical distancing six (6) feet apart is not observed; and

Whereas, more than 50% of new cases in Minneapolis continue to be in young adults under age 35 who report increased exposure in bars and at gatherings of friends and family; and

Whereas, the Minnesota Department of Health has identified 19 bars classified as sources of patron outbreak, of which nine are in Minneapolis, with additional bars in Minneapolis undergoing review by environmental health officials due to concerns of transmission among patrons; and

Whereas, the average median age of COVID-19 positive cases associated with individual outbreaks in Minneapolis bars is 24 years old; and

Whereas, pursuant to the authority granted to me pursuant to Minnesota Statutes, Ch. 12.29, and Minneapolis Code of Ordinances, Sections 128.50 and 128.60, I am authorized to promulgate emergency regulations to protect the public health, safety, and welfare during this declared emergency; and

Whereas, it is a priority that race and equity be of paramount consideration in enacting and carrying out emergency regulations during the COVID-19 pandemic; and

Whereas, to aid in these efforts, pursuant to the emergency authorities vested in the Mayor pursuant to the emergency declaration to make and issue rules and regulations on matters reasonably related to the protection of life and property as affected by such emergency and adopt additional protections for the preservation of public health and safety;

Now, Therefore, I, Jacob Frey, Mayor of the City of Minneapolis, do hereby order the following emergency regulation:

1. Bar areas within restaurants, nightclubs, brewpubs, breweries, craft distilleries, taprooms, and other indoor spaces of entertainment are ordered closed to limit the risk of patrons congregating; and
2. Bar areas that can be converted for seated service will be allowed as long as food and/or beverage services are provided tableside while patrons are seated, and all applicable spacing and capacity limitations are followed per Minnesota Emergency Executive Order 20-74; and
3. Counter service in bar areas is prohibited.
4. Alcoholic beverages may only be served, consumed, and possessed at the customer's dining table.

5. Seated service outside of bar areas will be allowed in restaurants, nightclubs, and other indoor spaces of entertainment as long as food and/or beverage services are provided tableside while patrons are seated, and all applicable spacing and capacity limitations are followed per Minnesota Emergency Executive Order 20-74; and

Definitions:

1. A bar area means one (1) or more spaces in an establishment that is designed and utilized primarily for the consumption of alcohol or for providing entertainment. This space would include, and is not limited to, a dance floor area, a stage, a game room or any space that is undefined or does not provide for seated food and/or beverage service. Considerations may be made for outdoor sporting courts such as bocce, volleyball, or similar features.
2. An indoor space of entertainment means any privately owned place wherein entertainment is offered or given to the public, whether or not a fee is charged for admission and whether or not sales of goods or property are made upon the premises, places licensed for on-sale beer, wine or liquor, food establishments licensed as a restaurant or food manufacturer which provide entertainment to the general public.
3. A nightclub means any establishment engaged in the sale of alcoholic beverages for consumption on the premises, including taverns, bars, cocktail lounges and similar uses, or a use other than a seated table service dining restaurant.

Additional Terms:

1. This Order is effective at 5:00 p.m. (CST) August 1, 2020 and continuing until further notice or until it is extended, rescinded, superseded, or amended.
2. Nothing in this order prohibits or regulates outdoor food and/or beverage service at any bar or restaurant beyond those limitations as set forth by Minnesota Emergency Executive Order 20-7420-74.
3. A violation of this Emergency Regulation may be enforced by the issuance of warning letter(s), administrative citation to City-licensed businesses, and/or misdemeanor prosecution. Minn. Stat. § 12.45; MCO § 1.30 and MCO § 259.250.

In consultation with relevant departments, the Commissioner of Health and the licensing official may prepare and publish additional industry guidance for affected establishments, as necessary. All such guidance shall be posted to the City of Minneapolis website.

Jacob Frey, Mayor of Minneapolis

REPORTS OF STANDING COMMITTEES

The BUSINESS, INSPECTIONS & ZONING Committee submitted the following report:

COUNCIL ACTION 2020A-0549

The Minneapolis City Council hereby denies an appeal submitted by Michael Radel and Robert Van Nelson regarding the decision of the Heritage Preservation Commission approving the Certificate of Appropriateness application subject to the conditions listed below, and Historic Variance (PLAN10967) for the Joyce Memorial Methodist Church, a historic landmark located at 1219 W 31st St, and adopts staff findings prepared by the Department of Community Planning & Economic Development:

1. The new windows in the bell and stair tower openings shall be recessed from the exterior wall to create depth and better interpret the original appearance of an open bell and stair tower.
2. Prominent stained glass and historic windows on the west elevation shall be retained and repaired.
3. By ordinance, approvals are valid for a period of two years from the date of the decision unless required permits are obtained and the action approved is substantially begun and proceeds in a continuous basis toward completion. Upon written request and for good cause, the planning director may grant up to a one-year extension if the request is made in writing no later than June 23, 2022.
4. By ordinance, all approvals granted in this certificate of appropriateness shall remain in effect as long as all of the conditions and guarantees of such approvals are observed. Failure to comply with such conditions and guarantees shall constitute a violation of this certificate of appropriateness and may result in termination of the approval.
5. The proposed removed and infilled windows shall be recessed in order to preserve the sill.
6. The two-story window opening shall instead be two single-story, punched window openings.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2020A-0550

The Minneapolis City Council hereby denies an appeal submitted by Max Ellis, on behalf of South Uptown Neighborhood Association, regarding approval of the following decisions of the City Planning Commission (PLAN10800) to allow for the retention of a one-story commercial building and construction of a five-story building addition with 1,408 square feet of additional commercial space and 74 apartments for the properties located at 3501-3525 Hennepin Ave, and adopts staff findings prepared by the Department of Community Planning & Economic Development (CPED):

1. Conditional use permit to allow for an increase in height from 4 stories/56 feet to 5 stories/59 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. Plans submitted for building permit shall not deviate from the plans submitted for City Planning Commission approval.
2. Variance to reduce the front yard setback for the building along Hennepin Ave from 15 feet to 4 feet for the proposed building addition, from 15 feet to 13 feet for ground level patios, from 15 feet to 4 feet for a transformer and from 15 feet to zero for walkways.

3. Variance to reduce the reverse corner front yard setback along 35th St W from 20 feet to 15 feet for the building and 20 feet to 8 feet for balconies for the first 25 feet from the shared property line with 1411 35th St W.
4. Variance to reduce the rear yard setback from 13 feet to 5 feet for the building addition and from 13 feet to 1 foot for the balconies.
5. Variance to reduce the southern interior side yard setback from 13 feet to 5 feet for the building (exposed portion of the first floor parking garage) and to reduce the southern interior side yard setback from 13 feet to 7 feet for projecting balconies.
6. Variance to increase maximum lot coverage allowance from 70 percent to 86 percent for the properties located at 3509-3525 Hennepin Ave.
7. Variance to increase the lot impervious surface allowance from 85 percent to 86 percent for the properties located at 3509-3525 Hennepin Ave.
8. Site plan review to allow for the retention of a one-story commercial building and construction of a five-story building addition with 1,408 square feet of commercial space and 74 apartments, subject to the following conditions:
 1. All site improvements shall be completed by June 15, 2022, unless extended by the Zoning Administrator, or the permit may be revoked for non-compliance.
 2. CPED staff shall review and approve the final site, elevation, landscaping, and lighting plans before building permits may be issued.
 3. Windows are installed within the first floor of the east elevation at least every 25 linear feet to comply with Section 530.120 – Building design.
 4. Mechanical equipment/transformer shall be screened in compliance with Section 535.70 – Screening of mechanical equipment.
 5. The applicant shall submit the tax parcel division, combination, or lot line adjustment request form to CPED and submit proof of the filing with Hennepin County.
 6. All signs shall comply with Chapter 543 of the zoning code. All signage requires a separate permit from CPED.
 7. All final site plan approvals subject to conditions of inclusionary housing 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.

8. The transformer shall not be less than 12 feet from the front property line along Hennepin Avenue and shall be screened in compliance with Section 535.70 – Screening of mechanical equipment.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2020A-0551

The Minneapolis City Council hereby:

1. Approves an application submitted by Tony Kriha to rezone (PLAN10800) the properties located at 3501-3525 Hennepin Ave to add the SZ Split Zoning Overlay District to allow for the retention of a one-story commercial building and construction of a five-story building addition with 1,408 square feet of additional commercial space and 74 apartments.
2. Approves an application submitted by Tony Kriha to rezone (PLAN10800) the property located at 3501 Hennepin Ave from the C1 Neighborhood Commercial District to the C3A Community Activity Center District to allow for the retention of a one-story commercial building and construction of a five-story building addition with 1,408 square feet of additional commercial space and 74 apartments.
3. Approves an application submitted by Tony Kriha to rezone (PLAN10800) the properties at 3509-3517 Hennepin Ave from C1 Neighborhood Commercial District to OR2 High Density Office Residence District to allow for the retention of a one-story commercial building and construction of a five-story building addition with 1,408 square feet of additional commercial space and 74 apartments.
4. Approves an application submitted by Tony Kriha to rezone (PLAN10800) the properties at 3523-3525 Hennepin Avenue from the R4 Multiple-Family District to the OR2 High Density Office Residence District to allow for the retention of a one-story commercial building and construction of a five-story building addition with 1,408 square feet of additional commercial space and 74 apartments.
5. Passage of Ordinance 2020-034 amending Title 20, Chapter 521 of the Minneapolis Code of Ordinances relating to Zoning Code: Zoning Districts and Maps Generally.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

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

ORDINANCE 2020-034
By Schroeder
Intro & 1st Reading: 1/8/2018
Ref to: BIZ
2nd Reading: 7/31/2020

Amending Title 20, Chapter 521 of the Minneapolis Code of Ordinances relating to Zoning Code: Zoning Districts and Maps Generally.

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

Section 1. That Section 521.30 of the above-entitled ordinance be amended by changing the zoning district for the following parcels of land, pursuant to MS 462.357:

Lots 9 and 10, Block 2, J.B. TABOUR'S SECOND ADDITION TO MINNEAPOLIS, together with those parts of adjoining Hennepin Avenue and West 35th Street vacated by City Council Resolution filed March 4, 1947, in Book 533 of Misc., page 629, Hennepin County, Minnesota.

(3501 Hennepin Avenue - Plate #24) to the C3A, Community Activity Center District with the SZ Split Zoning Overlay District.

Lots 6, 7 and 8, Block 2, J.B. TABOUR'S SECOND ADDITION TO MINNEAPOLIS, according to the recorded plat thereof, Hennepin County, Minnesota.

(3509, 3513, and 3517 Hennepin Avenue - Plate #24) to the OR2 High Density Office Residence District with the SZ Split Zoning Overlay District.

Par 1: The North 1/2 of land described as follows: Commencing on the west line of Block 67 of "Calhoun Park", at a point 84 feet north of the southwest corner of said Block; thence east parallel with the south line of said Block to a point 127.45 feet west of the east line of said Block; thence north parallel with the east line of said Block, 102 feet to the south line of J.B. Tabour's Second Addition to Minneapolis; thence west on said south line to the west line of Block 67; thence South 102 feet to place of beginning.

Par 2: The South 1/2 of land described as follows: Commencing on the west line of Block 67 of "Calhoun Park", at a point 84 feet north of the south west corner of said Block; thence east parallel with the south line of said Block to a point 127.45 feet west of the east line of said Block; thence north parallel with the east line of said Block, 102 feet to the south line of J.B. Tabour's Second Addition to Minneapolis; thence west on said south line to the west line of Block 67; thence south 102 feet to place of beginning.

(3523 and 3525 Hennepin Avenue - Plate #24) to the OR2, High Density Office Residence District with the SZ Split Zoning Overlay District.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

On behalf of the Business, Inspections & Zoning Committee, Goodman offered Resolution 2020R-202 approving the local historic district designation (PLAN10924) of the Lynnhurst Residential Historic District which includes the following sixty-six (66) properties: 4600, 4608, 4616, 4626, 4634, 4640, 4648, 4700, 4710, 4720, 4730, 4736, 4746, and 4756 Dupont Ave S; 4600, 4601, 4608, 4609, 4615, 4618, 4621, 4626, 4631, 4632, 4637, 4644, 4645, 4652, 4655, 4700, 4701, 4708, 4709, 4716, 4717, 4724, 4725, 4735, 4736, 4740, 4741, 4752, and 4753 Emerson Ave S; 4600, 4601, 4612, 4620, 4621, 4626, 4629, 4638, 4639, 4650, 4653, 4700, 4705, 4715, 4716, 4725, 4726, 4732, 4735, 4740, 4741, 4751, and 4754 Fremont Ave S. The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2020R-202
By Goodman

Approving the Historic District designation of the Lynnhurst Residential Historic District.

Whereas, the Minneapolis Heritage Preservation Commission (HPC) held a public hearing on June 9, 2020, and June 23, 2020, and recommended to the Standing Committee on Business, Inspections, and Zoning that the Lynnhurst Residential Historic District be designated as a Historic District; and

Whereas, the recommended Lynnhurst Residential Historic District includes the following properties:

4600 Dupont Avenue South	4608 Dupont Avenue South	4616 Dupont Avenue South
4626 Dupont Avenue South	4634 Dupont Avenue South	4640 Dupont Avenue South
4648 Dupont Avenue South	4700 Dupont Avenue South	4710 Dupont Avenue South
4720 Dupont Avenue South	4730 Dupont Avenue South	4736 Dupont Avenue South
4746 Dupont Avenue South	4756 Dupont Avenue South	4600 Emerson Avenue South
4601 Emerson Avenue South	4608 Emerson Avenue South	4609 Emerson Avenue South
4615 Emerson Avenue South	4618 Emerson Avenue South	4621 Emerson Avenue South
4626 Emerson Avenue South	4631 Emerson Avenue South	4632 Emerson Avenue South
4637 Emerson Avenue South	4644 Emerson Avenue South	4645 Emerson Avenue South
4652 Emerson Avenue South	4655 Emerson Avenue South	4700 Emerson Avenue South
4701 Emerson Avenue South	4708 Emerson Avenue South	4709 Emerson Avenue South
4716 Emerson Avenue South	4717 Emerson Avenue South	4724 Emerson Avenue South
4725 Emerson Avenue South	4735 Emerson Avenue South	4736 Emerson Avenue South
4740 Emerson Avenue South	4741 Emerson Avenue South	4752 Emerson Avenue South
4753 Emerson Avenue South	4600 Fremont Avenue South	4601 Fremont Avenue South
4612 Fremont Avenue South	4620 Fremont Avenue South	4621 Fremont Avenue South
4626 Fremont Avenue South	4629 Fremont Avenue South	4638 Fremont Avenue South
4639 Fremont Avenue South	4650 Fremont Avenue South	4653 Fremont Avenue South
4700 Fremont Avenue South	4705 Fremont Avenue South	4715 Fremont Avenue South
4716 Fremont Avenue South	4725 Fremont Avenue South	4726 Fremont Avenue South
4732 Fremont Avenue South	4735 Fremont Avenue South	4740 Fremont Avenue South
4741 Fremont Avenue South	4751 Fremont Avenue South	4754 Fremont Avenue South

Whereas, the recommended Historic District designation applies to the exterior of the buildings identified in the designation study; and

Whereas, the Lynnhurst Residential Historic District meets Heritage Preservation Regulations Criterion No. 3 (the property contains or is associated with distinctive elements of city or neighborhood identity); and Criterion No. 4 (the property embodies the distinctive characteristics of an architectural or engineering type or style, or method of construction); and Criterion No. 5 (the property exemplifies a landscape design or development pattern distinguished by innovation, rarity, uniqueness or quality of design or detail) as described in the designation study that is part of the record for this matter and is expressly incorporated herein by reference; and

Whereas, prior to such recommendation, and in compliance with Title 23, Chapter 599 of the Minneapolis Code of Ordinances relating to Heritage Preservation Regulations, the HPC did refer the subject matter to the City Planning Commission (CPC) for review and comment, such comment being made on April 27, 2020; and further did refer the subject matter to the Minnesota State Historic Preservation Office for review and comment, such comment being made in a letter dated April 17, 2020; and

Whereas, on July 21, 2020, the Standing Committee on Business, Inspections, and Zoning recommends designation as a Historic District;

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

That the Lynnhurst Residential Historic District is hereby designated a Historic District.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2020A-0552

The Minneapolis City Council hereby:

1. Approves an application submitted by CKMJ Holdings II LLC to rezone (PLAN11009) the property located at 2911 Grand St NE from the R2B Two-family District to the R5 Multiple Family District to establish a Cluster Development and construct a new two-story residential building with a total of eight units.
2. Passage of Ordinance 2020-035 amending Title 20, Chapter 521 of the Minneapolis Code of Ordinances relating to Zoning Code: Zoning Districts and Maps Generally.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

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

ORDINANCE 2020-035
By Schroeder
Intro & 1st Reading: 1/8/2018
Ref to: BIZ
2nd Reading: 7/31/2020

Amending Title 20, Chapter 521 of the Minneapolis Code of Ordinances relating to Zoning Code: Zoning Districts and Maps Generally.

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

Section 1. That Section 521.30 of the above-entitled ordinance be amended by changing the zoning district for the following parcels of land, pursuant to MS 462.357:

PID: 0302924440102

DESCRIPTION OF PROPERTY SURVEYED

That part of Lot 16 lying North of a line parallel with and 20 feet North, measured along East line of said Lot from the South line of said Lot, except that part taken for Grand Street, Lot 17, Block 7, Northtown Addition to Minneapolis.

PROPERTY ADDRESS

(2911 Grand Street NE – Plate #5) to the R5 Multiple Family District.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2020A-0553

The Minneapolis City Council hereby:

1. Approves an application submitted by Keith Lentz to rezone (PLAN10855) the property located at 2641 Fremont Ave S from the R2B Multiple Family District to the R3 Multiple Family District to add one dwelling to an existing multiple-family dwelling with three units.
2. Passage of Ordinance 2020-036 amending Title 20, Chapter 521 of the Minneapolis Code of Ordinances relating to Zoning Code: Zoning Districts and Maps Generally.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

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

ORDINANCE 2020-036
By Schroeder
Intro & 1st Reading: 1/8/2018
Ref to: BIZ
2nd Reading: 7/31/2020

Amending Title 20, Chapter 521 of the Minneapolis Code of Ordinances relating to Zoning Code: Zoning Districts and Maps Generally.

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

Section 1. That Section 521.30 of the above-entitled ordinance be amended by changing the zoning district for the following parcels of land, pursuant to MS 462.357:

Lot 10, Block 2, HARRISONS 2nd ADDITION TO MINNEAPOLIS, Hennepin County, Minnesota

(2641 Fremont Ave S – Plate #24) to the R3 Multiple-Family District.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2020A-0554

The Minneapolis City Council hereby:

1. Approves an application submitted by Dan Oberpriller to rezone (PLAN10764) the properties located at 1127 4th St SE and 411 12th Ave SE from the R5 Multiple-Family District to the C3A Community Activity Center District to construct a new six-story mixed use building with 60 dwelling units and 522 square feet of commercial space.
2. Passage of Ordinance 2020-037 amending Title 20, Chapter 521 of the Minneapolis Code of Ordinances relating to Zoning Code: Zoning Districts and Maps Generally.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

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

ORDINANCE 2020-037
By Schroeder
Intro & 1st Reading: 1/8/2018
Ref to: BIZ
2nd Reading: 7/31/2020

Amending Title 20, Chapter 521 of the Minneapolis Code of Ordinances relating to Zoning Code: Zoning Districts and Maps Generally.

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

Section 1. That Section 521.30 of the above-entitled ordinance be amended by changing the zoning district for the following parcels of land, pursuant to MS 462.357:

PID: 2402924310097, 2402924310096

DESCRIPTION OF PROPERTY SURVEYED

Parcel 2 (Commitment No. NCS-922405-3-MPLS)

The Northeasterly 50 feet of Lot 10, Block "R", Tuttle's Addition to St. Anthony.
(Abstract Property)

Parcel 3 (Commitment No. NCS-922405-4-MPLS)

The Southwesterly 115 feet of Lot 10, Block "R", Tuttle's Addition to St. Anthony.
(Abstract Property)

PROPERTY ADDRESS

(1127 4th Street SE & 411 12th Avenue SE – Plate #15) to the C3A Community Activity Center District.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2020A-0555

The Minneapolis City Council hereby:

1. Approves an application submitted by Michael Appleman to rezone (PLAN10971) the property located at 1820 Girard Ave S from the R2 Multiple-family District to the R3 Multiple-Family district to allow a four-unit residential use in an existing structure.
2. Passage of Ordinance 2020-038 amending Title 20, Chapter 521 of the Minneapolis Code of Ordinances relating to Zoning Code: Zoning Districts and Maps Generally.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

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

ORDINANCE 2020-038
By Schroeder
Intro & 1st Reading: 1/8/2018
Ref to: BIZ
2nd Reading: 7/31/2020

Amending Title 20, Chapter 521 of the Minneapolis Code of Ordinances relating to Zoning Code: Zoning Districts and Maps Generally.

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

Section 1. That Section 521.30 of the above-entitled ordinance be amended by changing the zoning district for the following parcels of land, pursuant to MS 462.357:

PID: 2802924430124

DESCRIPTION OF PROPERTY SURVEYED

Lots 5 and 6, Block 7, Summit Park Addition to Minneapolis, Hennepin County, Minnesota

PROPERTY ADDRESS

(1820 Girard Avenue S – Plate #18) to the R3 Multiple-Family District.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2020A-0556

The Minneapolis City Council hereby:

1. Approves an application submitted by South Face Investments, LLC to rezone (PLAN10958) the property located at 3136 Minnehaha Ave from the R2B Two-family District to the R5 Multiple-family District, retaining the Pedestrian Oriented Overlay District to construct a new three-story residential building with 18 dwelling units.
2. Passage of Ordinance 2020-039 amending Title 20, Chapter 521 of the Minneapolis Code of Ordinances relating to Zoning Code: Zoning Districts and Maps Generally.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

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

ORDINANCE 2020-039
By Schroeder
Intro & 1st Reading: 1/8/2018
Ref to: BIZ
2nd Reading: 7/31/2020

Amending Title 20, Chapter 521 of the Minneapolis Code of Ordinances relating to Zoning Code: Zoning Districts and Maps Generally.

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

Section 1. That Section 521.30 of the above-entitled ordinance be amended by changing the zoning district for the following parcels of land, pursuant to MS 462.357:

PID: 0102824120058

DESCRIPTION OF PROPERTY SURVEYED

Lot 24, Block 1, Griswold's 3rd Addition to Minneapolis, Hennepin County, Minnesota

PROPERTY ADDRESS

(3136 Minnehaha Avenue – Plate #12) to the R5 Multiple Family District.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2020A-0557

The Minneapolis City Council hereby:

1. Approves an application submitted by Heidi Rathmann (PLAN10689) to vacate a 20-foot utility easement on the property located at 461 Girard Terrace (Olson Housing), subject to the easement rights by Xcel Energy and CenterPoint Energy.

2. Passage of Resolution 2020R-203 vacating a 20' utility easement in the alley between Olson Memorial Hwy, and Girard Terrace, east of Humboldt Ave N (Vacation File No.1738).

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

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

RESOLUTION 2020R-203

By Schroeder

Vacating part of a 20' utility easement in the Alley between Olson Memorial Hwy, and Girard Terrace, east of Humboldt Ave N, dedicated in the Plat of Glenwood Renewal Subdivision No. 1, recorded August 22, 1960, in Hennepin County as Document no. 634757 (Vac1783).

Resolved by The City Council of The City of Minneapolis:

All those parts of the Utility Easements dedicated in "Glenwood Renewal Subdivision No. 1", according to the recorded plat thereof, Hennepin County, Minnesota, embraced within that part of Lot 1, Block 3, said "Glenwood Renewal Subdivision No. 1", lying westerly of a line drawn south, at a right angle to the north line of said Lot 1, from a point on said north line, distant 331.50 feet east of the northeasterly corner of Tract A, Registered Land Survey No. 944, said Hennepin County; which lie northerly of the following described line:

Beginning at the most westerly northwesterly corner of said Lot 1, thence North 89 degrees 24 minutes 40 seconds East, an assumed bearing along the most westerly north line of said Lot 1, a distance of 241.23 feet to the westerly line of said Lot 1; thence North 00 degrees 06 minutes 33 seconds East, along said westerly line, a distance of 20.00 feet; thence North 89 degrees 24 minutes 40 seconds East, a distance of 182.57 feet to the northwesterly right of way line of Girard Terrace and said line there terminating.

AND which lie southerly of the following described line:

Beginning at the most westerly northwesterly corner of said Lot 1, thence South 00 degrees 06 minutes 07 seconds East, an assumed bearing along the most westerly line of said Lot 1, a distance of 20.00 feet; thence 89 degrees 24 minutes 40 seconds East along a line parallel with and 20 feet southerly of the northerly line of said Lot 1, a distance of 344.86 feet to the northwesterly right of way line of Girard Terrace and said line there terminating is hereby vacated except that such vacation shall not affect the existing authority of Xcel Energy and CenterPoint Energy or their successors and assigns, to enter upon that portion of the aforescribed area which is described in regard to each of said corporation as follows, to wit:

Xcel Energy: subject to the retention of an easement over the entire area to be vacated.

CenterPoint Energy: subject to the retention of an easement over the entire area to be vacated.

To operate, maintain, repair, alter, inspect or remove its above-described utility facilities and said easement right and authority is hereby expressly reserved to each of the above-named corporations, and no other person or corporation shall have the right to fill, excavate, erect buildings or other structures, plant trees or perform any act which would interfere with or obstruct access to said easement upon or within the above-described areas without first obtaining the written approval of the corporation(s) having utility facilities located within the area involved authorizing them to do so.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

The POLICY & GOVERNMENT OVERSIGHT Committee submitted the following report:

On behalf of the Policy & Government Oversight Committee, Jenkins offered Ordinance 2020-040 amending Title 2, Chapter 40 of the Minneapolis Code of Ordinances relating to Administration: Workplace Regulations, adding a new article establishing freelance worker protections by requiring contracts for freelance work and increasing opportunities for enforcement of those contracts.

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

ORDINANCE 2020-040
By Fletcher, Palmisano, and Cunningham
Intro & 1st Reading: 6/21/2019
Ref to: POGO
2nd Reading: 7/31/2020

Amending Title 2, Chapter 40 of the Minneapolis Code of Ordinances relating to Administration: Workplace Regulations.

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

Section 1. That Chapter 40 of the Minneapolis Code of Ordinances be amended by adding thereto a new Article VI to read as follows:

CHAPTER 40, ARTICLE VI. – FREELANCE WORKER PROTECTIONS

40.700. – Short Title. This Article VI shall be known and may be cited as the Minneapolis Freelance Worker Protections Ordinance.

40.710. – Findings; Purpose. The City Council makes the following findings:

(a) As a home rule charter city, Minneapolis has broad authority through its police powers to enact regulations to further the public health, safety, and general welfare.

(b) The number of individuals who are independent contractors or perform freelance work for some portion of their income is substantial and growing. According to the U.S. Bureau of Labor Statistics, in 2017 there were 10.6 million U.S. workers who reported that they worked as independent contractors, independent consultants, or freelancers as their main or primary job. According to another study, in 2019 there were 57 million U.S. workers who performed freelance work either full or part time, and 35% of U.S. workers performed freelance work for some share of their income.

(c) According to the U.S. Census Bureau, the majority of all business establishments in the United States are “nonemployers,” which are primarily self-employed business owners without paid employees. Many of these nonemployer businesses work as independent contractors. Between 2016 and 2017, the number of nonemployer businesses increased nationally by 3.6% and their receipts increased by 5.6%, adding over \$65 billion to the United States economy. In 2016, there were 403,926 nonemployer small businesses in Minnesota alone.

(d) Further analysis of this Census Bureau data shows that Minneapolis is one of the largest markets nationally for skilled professional, technical, and creative independent workers. In 2017, the Minneapolis metropolitan statistical area was the 13th largest freelance market in the country for skilled independent workers. In 2018, skilled independent workers alone were projected to make up 4.1% of the Minneapolis labor force.

(e) Artists and creative workers are a substantial part of the City's economy. According to the Minneapolis Creative Index 2018, creative jobs in the City grew by 14.4% between 2006 and 2016. Creative jobs make up 4.9% of all Minneapolis jobs, as compared with 2.9% of all jobs nationally. Additionally, 27% of all creative jobs in Minnesota are located in Minneapolis, making the creative economy of particular importance to the City. Many of the City's artists and creative workers are independent contractors.

(f) However, independent contractors have far fewer legal and economic protections for their work than employees have.

(g) Nationally, a 2017 Princeton University survey of workers who identify as independent contractors, independent consultants, or freelancers found that 36% of them had not been paid on time at least once in the past year, and 27% of them had not been paid in full for a job or project performed in the last year. Additionally, according to the Freelancer's Union, 71% of freelancers report facing problems with late payment or non-payment.

(h) In response to a City survey of independent contractors, respondents reported that ninety-two percent (92%) of their contracts completed in Minneapolis in the previous twelve (12) months were contracts with businesses, including app platforms / gig economy companies. Of the independent contractors who responded to the survey, more than thirty-three percent (33%) report having lost income in the last twelve (12) months due to a hiring party's failure to pay, underpayment, or late payment for work performed, with an average lost income of over seven hundred fifty dollars (\$750) per instance.

(i) Requiring contracts for freelance work, and increasing opportunities for enforcement of those contracts, helps to solve the all too common problem of freelance workers not being paid in a timely manner, or at all, for their work and provides a measure of protection for independent workers who lack the legal protections afforded to employees.

(j) Eliminating and preventing the theft of income earned by freelance workers promotes the public health and the general welfare by increasing economic security and dignity, increasing workers' ability to care for themselves and their families, and addressing the injustice they experience when they do not receive the income they have earned.

(k) Eliminating and preventing theft of freelance workers' earned income also promotes business and economic development within the City, as well as the City's economic strength and vitality, through the elimination of unfair economic competition by unscrupulous businesses that do not pay or underpay their freelancers.

(l) Eliminating and preventing theft of freelance workers' earned income supports the growth and prosperity of the City's smallest businesses and the City's artistic and creative economy.

(m) Eliminating and preventing theft of freelance workers' earned income also diminishes the burden imposed on the public when the contractors of unscrupulous businesses are forced to rely on public assistance due to underpayment or nonpayment of their earned income.

(n) Eliminating and preventing theft of freelance workers' earned income makes Minneapolis a safer, stronger, and more vibrant City.

(o) For all of these reasons, it is the policy of the City and the purpose of this Ordinance to eliminate and prevent theft of freelance workers' earned income.

40.720. - Definitions. The following words, terms, and phrases, when used in this Article, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Calendar year means the twelve (12) month period that begins on January 1 and ends on December 31.

City means the City of Minneapolis.

Commercial Hiring Party means any person or entity regularly engaged in business or commercial activity, including a digital network-based entity, who retains a freelance worker to provide any service as part of that business or commercial activity. A person or entity is regularly engaged in business or commercial activity if such person or entity owns or operates any trade, occupation, or business, including a not for profit business, or holds itself out as engaging in any trade, occupation, or business. For purposes of this Article, "commercial hiring party" does not include any of the following:

- (1) The United States government.
- (2) The State of Minnesota, including any office, department, agency, authority, institution, association, society or other body of the state, including the legislature and the judiciary.
- (3) Any county or local government, except the city.

Department means the Minneapolis Department of Civil Rights.

Director means the Director of the Department of Civil Rights, or the Director's designee.

Freelance Worker means any natural person or any organization composed of no more than one natural person, whether or not incorporated or employing a trade name, that is retained as an independent contractor by a hiring party to provide services in exchange for compensation. However, this term does not include:

- (1) Any person who, pursuant to the contract at issue, is a sales representative as defined in Minn. Stat. § 325E.37;
- (2) Any person who, pursuant to the contract at issue, is a commission salesperson as defined in Minn. Stat. § 181.145, subd. 1;
- (3) Any person duly authorized to practice law, who is engaged in the practice of law pursuant to the contract at issue; and

(4) Any person who is a licensed medical professional, acting within the scope of that license.

Hiring party means any commercial hiring party or individual hiring party.

Individual Hiring Party means any person who retains a freelance worker to provide any service when the person is acting in a personal capacity and not as part of or on behalf of a business or commercial activity.

Retain means to enter into a contract through which the freelance worker provides services either to the hiring party or to a third party. This includes, but is not limited to, contracts where a commercial hiring party facilitates through a digital network the freelance worker's provision of services to a third party and the third party's payment for those services.

40.730. – Contract with Commercial Hiring Parties. (a) This section applies whenever a commercial hiring party retains the services of a freelance worker to perform services within the City of Minneapolis, and the agreed-upon compensation for such services is either of the following:

(1) six hundred dollars (\$600) or more, or reasonably expected to be six hundred dollars (\$600) or more, either by itself or when aggregated with all contracts for services between the same commercial hiring party and freelance worker during the calendar year, or

(2) two hundred dollars (\$200) or more, or reasonably expected to be two hundred dollars (\$200) or more, either by itself or when aggregated with all contracts for services between the same commercial hiring party and freelance worker, for work to be performed within a time period of seven consecutive days.

(b) The commercial hiring party shall reduce the contract to writing and obtain the freelance worker's signature or written assent. The commercial hiring party shall provide the freelance worker with a copy of the contract.

(c) The written contract shall include at least the following information:

(1) The name and address of both the commercial hiring party and the freelance worker;

(2) An itemization of all material services to be provided by the freelance worker;

(3) The compensation for the services, including the rate or rates and method of compensation; and

(4) The date on which the commercial hiring party must pay the agreed upon compensation or the mechanism by which the date will be determined.

(d) If the parties are not able to specifically state the total compensation before the contract has been performed, the written contract shall also include a detailed statement of the method by which the total compensation will be determined and an agreement regarding which party will be responsible for tracking the information necessary to determine the total compensation (e.g., hours worked or pieces completed).

(1) If the freelance worker is responsible for tracking the information necessary to determine the total compensation, the freelance worker shall provide the commercial hiring party with an invoice setting forth the total compensation due and a detailed calculation by which the amount was determined.

(2) If the commercial hiring party is responsible for tracking the information necessary to determine the total compensation, the commercial hiring party shall provide the freelance worker with an earnings statement setting forth the total compensation being paid and a detailed calculation by which the amount was determined.

(3) If the information necessary to determine compensation for the work is tracked using a commercial hiring party's digital network, the commercial hiring party shall be responsible for the tracking of the information necessary to determine the total compensation and shall not shift this responsibility to the freelance worker. The commercial hiring party shall provide the freelance worker with an earnings statement including sufficient detail to allow the freelance worker to verify the calculations by which the total compensation was determined.

40.740. – Contract with Individual Hiring Parties. (a) This section applies whenever an individual hiring party retains the services of a freelance worker to perform services within the City of Minneapolis, and the agreed-upon compensation for such services is six hundred dollars (\$600) or more, or is reasonably expected to be six hundred dollars (\$600) or more, either by itself or when aggregated with all contracts for services between the same individual hiring party and freelance worker during the calendar year.

(b) A freelance worker retained by an individual hiring party is protected by Section 40.760 only if the contract described in subsection (a) is in writing. A freelance worker who desires that the contract be in writing must present a proposed written contract to the individual hiring party before the work begins. If the freelance worker desires that the contract be in writing, the freelance worker shall not begin the work, and the hiring party shall not require that the work begin, unless the parties have agreed upon written terms and both parties have signed or given their written assent. If the contract is reduced to writing, the freelance worker shall provide the individual hiring party with a copy of the written contract.

(c) The written contract shall include at least the following information:

(1) The name and address of both the individual hiring party and the freelance worker;

(2) An itemization of all material services to be provided by the freelance worker;

(3) The compensation for the services, including the rate or rates and method of compensation; and

(4) The date on which the individual hiring party must pay the agreed upon compensation or the mechanism by which the date will be determined.

(d) This section does not create any obligation for an individual hiring party to retain the services of a freelance worker who has proposed a written contract, nor does it require either party to enter into a contract if the parties are unable to agree upon the terms.

40.750. – Services to be Performed in the City. (a) A freelance worker may establish that a hiring party retained the freelance worker to perform services within the City by demonstrating, for example:

(1) That the hiring party specified where the services were performed; or

(2) That the hiring party provided a location within the City at which the freelance worker was permitted though not required to perform the services; or

(3) That the freelance worker maintained a regular place of business at an address within the City at which the services were performed and that the hiring party was aware of this regular place of business. It shall be rebuttably presumed that the hiring party was aware that the freelance worker maintained a regular place of business within the City if the written contract includes an address for the freelance worker located within the City; or

(4) Where a freelance worker performs transportation or delivery services, that the contract included a transportation or delivery service area wholly or partially within the City and that the services in fact required transportation or delivery within the City.

(b) A freelance worker who passes only incidentally through the City in the performance of a contract is not covered by this Article.

(c) This Article shall be enforced only as to services actually performed by the freelance worker within the geographical boundaries of the City of Minneapolis.

40.760. – Timely payment required. (a) Except as otherwise provided by law, when the parties have entered into a written contract pursuant to Section 40.730 or Section 40.740 it is a violation of this ordinance for a hiring party to:

(1) Fail or refuse to pay at least the agreed-upon compensation to a freelance worker on or before the time specified in the parties' contract. If the contract does not specify the date for payment of compensation or the mechanism by which such date shall be determined, payment shall be made no later than thirty (30) days after the completion of the freelancer's services under the contract, provided that this thirty (30) day period shall begin to run when the freelancer notifies the hiring party that the services have been completed. This notification may be provided by any reasonable means including, but not limited to, the provision of a final invoice.

(2) Demand, after a freelancer has commenced work under the contract, that the freelancer accept as a condition of timely payment less compensation than the amount of the agreed-upon compensation.

(b) Except as otherwise provided by law, whenever a commercial hiring party retains the services of a freelance worker to perform services within the City of Minneapolis, and the agreed-upon compensation for such services is six hundred dollars (\$600) or more, or reasonably expected to be six hundred dollars (\$600) or more, either by itself or when aggregated with all contracts for services between the same commercial hiring party and freelance worker during the calendar year, but the commercial hiring party has failed to reduce the agreement to writing, it is a violation of this ordinance for the commercial hiring party to:

(1) Fail or refuse to pay at least the agreed-upon compensation to the freelance worker on or before the time agreed upon by the parties. If there was no agreement as to the time by which payment shall be made, payment shall be made no later than thirty (30) days after the completion of the freelancer's services under the contract, provided that this thirty (30) day period shall begin to run when the freelancer notifies the hiring party that the services have been completed. This notification may be provided by any reasonable means including, but not limited to, the provision of a final invoice.

(2) Demand, after the freelancer has commenced work under the agreement, that the freelancer accept as a condition of timely payment less compensation than the amount of the agreed-upon compensation.

(c) It shall be a defense to any violation charged under this section that the freelance worker has not completed the services contracted for, unless the failure to complete such services was caused by the hiring party's failure to cooperate in good faith with the freelance worker. However, the hiring party may not withhold timely payments for completed services because of a dispute over whether other services have been completed.

40.770. – Retaliation. It shall be unlawful for a hiring party, or any person acting on behalf of a hiring party, to deny or threaten to deny a current or future work opportunity to, or discriminate against, a freelance worker, or to take any other action that penalizes a freelance worker for, or is reasonably likely to deter a freelance worker from, exercising or attempting to exercise any right guaranteed under this Article.

40.780. – No Effect on Contract Validity; No Effect on Worker Classification Under Other Laws. (a) Failure to comply with this Article does not render any otherwise valid contract void or voidable or otherwise impair any obligation, claim or right related to such contract.

(b) This Article shall not be construed as providing a determination, for the purposes of any other law, of the legal classification of any individual as an employee or independent contractor.

(c) The existence of a written contract pursuant to this Article shall not be construed as evidence that an individual is an employee or an independent contractor for the purposes of any other law.

40.790. – Enforcement. (a) *Authority.* The Director has broad authority to implement, administer and enforce this Article. The Director shall have broad authority to investigate possible violations of this Article whenever there is cause to believe that any violation of this Article has occurred, either on the basis of a report of a suspected violation or on the basis of any other credible information, including violations found during the course of an investigation.

(b) *Report of Violations.* A freelance worker may report to the Department any suspected violation of this Article. A report of a suspected violation may be filed only if the matter complained of occurred after the effective date of this Article and within two (2) years prior to the filing of the report or, if the violation was willful and not the result of mistake or inadvertence, within three (3) years prior to the filing of the report. The filing of a report of violation shall not be construed as an admission or evidence that the freelance worker qualifies as an independent contractor for the purposes of any other law.

(c) *Enforcement process.* The Department shall investigate and enforce this Article pursuant to the process of Chapter 40, Article II, Sections 40.120 through 40.160, except for subsections 40.120(a) and (d). These sections are incorporated herein by reference, except that for purposes of enforcement of this Article only all references to "employers" shall be deemed to refer to hiring parties, all references to "employees" shall be deemed to refer to freelance workers, and all references to "lost wages" shall refer to amounts due but unpaid under the contract.

(d) *Relief and Administrative Fines.* If any party is found to have violated this Article, the Director shall order that party to cease and desist from engaging in the violative practice and may order appropriate relief, including but not limited to:

(1) A freelance worker who establishes a violation of Section 40.760 shall recover compensatory damages in the amount due but unpaid under the contract;

(2) A freelance worker who establishes a violation of Section 40.760 may be awarded liquidated damages in an amount up to double the compensatory damages awarded, or five hundred dollars (\$500), whichever is greater. In determining the amount of the liquidated damages, the size of the hiring party and the gravity of the violation shall be considered;

(3) A freelance worker who establishes a violation of Section 40.730 may be awarded damages of up to two hundred and fifty dollars (\$250) per violation. However, a commercial hiring party that has violated only Section 40.730 shall not be required to pay these damages unless the freelance worker also establishes that such worker requested a written contract and made the hiring party aware of the requirement that the contract be in writing before the contracted work began;

(4) A freelance worker who establishes a violation of Section 40.770 may recover compensatory damages for the retaliatory conduct in the amount due but unpaid under the contract, up to one thousand dollars (\$1,000). In determining the amount of the damages, the size of the hiring party and the gravity of the violation shall be considered;

(5) For a second or subsequent violation by the hiring party of Section 40.760 within a three (3) year period from the date on which the first violation occurred, payment by the hiring party to the Department of a civil fine of up to one thousand dollars (\$1,000) for each violation. In determining the amount of the penalty, the size of the hiring party and the gravity of the violation shall be considered;

(6) For a second or subsequent violation by the hiring party of Section 40.730 within a three (3) year period from the date on which the first violation occurred, payment by the hiring party to the Department of a civil fine of up to two hundred and fifty dollars (\$250) for each violation. In determining the amount of the penalty, the size of the hiring party and the gravity of the violation shall be considered. This fine shall be imposed only upon clear and convincing evidence that the hiring party had knowledge of the written contract requirements of this Article at the time that the second or subsequent violation occurred;

(7) For a violation of Section 40.770, payment to the Department of a civil fine of not less than seven hundred dollars (\$700) nor more than three thousand dollars (\$3,000) for each violation. In determining the amount of the penalty, the size of the hiring party and the gravity of the violation shall be considered;

(8) Reimbursement of the Department for reasonable costs of investigation expended in enforcing this Article, unless the payment of costs would impose an extreme financial hardship on the hiring party, in which case the Director may order the payment of a percentage of costs expended which will not cause extreme financial hardship. In determining the amount of the costs to be reimbursed, the size of the hiring party and the gravity of the violation shall be considered; and

(9) Payment to the Department of a civil fine of up to two thousand dollars (\$2,000) for failure to cooperate with the Department's investigation into a report of violation. In determining the amount of this fine, the size of the hiring party and the gravity of the failure to cooperate shall be considered.

(e) If, at any time before the Director issues a written determination of violation pursuant to Section 40.120(c), a freelance worker brings a private action in any court seeking to recover unpaid or underpaid compensation due under the same contract that is the subject of the Department investigation, that freelance worker's report of violation shall be deemed withdrawn and the investigation shall be closed.

If, at any time before the Director issues a written determination of violation pursuant to Section 40.120(c), a hiring party brings a private action in any court seeking a judicial declaration regarding the compensation due under the same contract that is the subject of the Department investigation, the Department shall decline to continue the investigation and the investigation shall be closed. This closure shall be without prejudice to the investigation being reopened if the private action is dismissed without a decision on the merits. This section shall not prevent the Director from initiating an investigation when the Director has a reason to believe that a violation has occurred that has impacted the rights of a freelance worker who is not a party to the private action.

(f) The Director shall, in conjunction with other appropriate City departments, develop and implement a multilingual and culturally specific outreach and community engagement program to educate hiring parties and freelance workers about their rights and obligations under this Article. This outreach program shall include media, trainings and materials accessible to the diversity of hiring parties and freelance workers in the city.

40.800. – Preemption. Nothing in this Article shall be interpreted or applied so as to create any power or duty in conflict with federal or state law. No provision of this Article shall apply to any hiring party that is operating under the protection of the bankruptcy court or under receivership or under a trustee appointed by a court of competent jurisdiction.

40.810. – No assumption of liability. In undertaking the adoption and enforcement of this Article, the City is undertaking only to preserve and protect safety, health, and general welfare. The City is not assuming liability, nor is it imposing on its officers and employees an obligation for breach of which it is liable in money damages to any person who claims that such breach proximately caused injury. This Article does not create a legally enforceable right against the City.

40.820. – Severability. If any of the parts or provisions of this Article or the application thereof to any person or circumstance is held invalid or unconstitutional by a decision of a court of competent jurisdiction, the remainder of this Article, including the application of such part or provisions to persons or circumstances other than those to which it is held invalid, shall not be affected thereby and shall continue in full force and effect. To this end, the provisions of this Article are severable.

40.830. – Rule making. The Director may make appropriate rules to implement, administer and enforce this Article. Such rules shall be consistent with this Article and may be relied upon by hiring parties and freelance workers in determining their rights and responsibilities under this Article. Rules shall be published and made available to the public at least ninety (90) days prior to their effective date. Any revisions to such rules shall be published and made available to the public at least thirty (30) days prior to their effective date.

40.840. – Annual Report. Beginning in 2022, and each year thereafter, the Director shall by March 31st provide a written report to the appropriate committee of the city council regarding this Article. The report shall include, but not be limited to, a discussion of the implementation and enforcement of this Article, including the number and nature of violations, specific violations, industries and occupations with high rates of violations, and the penalties assessed in the prior year. The report may also include recommendations for possible improvements to this Article.

40.850. – Effective Date. This Article shall be effective on January 1, 2021.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2020A-0558

The Minneapolis City Council hereby approves the settlement of the claim of Dominic Yemoh Harris by payment of \$12,500 to Dominic Yemoh Harris 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, Ellison, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2020A-0559

The Minneapolis City Council hereby approves the settlement of the duty disability benefits claim of Brandy Steberg by payment of \$3,368 to Brandy Steberg and his attorneys and withdrawal of the appeal of continued obligations, 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, Ellison, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2020A-0560

The Minneapolis City Council hereby authorizes the City, acting through the City Attorney's Office, to join other local governments in filing an amicus brief to the United States Supreme Court in the case of *Fulton v. City of Philadelphia*.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2020A-0561

The Minneapolis City Council:

1. Accepts a grant from the Women’s Foundation of Minnesota, in the amount of \$7,500, for the purpose of contracting with a local organization to implement a direct assistance program for those most impacted by and/or most vulnerable to COVID-19.
2. Passage of Resolution 2020R-204 approving appropriation of funds to the City Coordinator's Office.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

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

RESOLUTION 2020R-204

By Fletcher

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 appropriation for the Human Trafficking Department in the Grants - Other Fund 01600-8400250 by \$7,500, and increasing the Human Trafficking Department revenue estimate in the Grants - Other Fund 01600-8400250-372002 by \$7,500.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2020A-0562

The Minneapolis City Council hereby authorizes a no cost joint use agreement with Substance Church, Inc. for joint use of the surface parking lot adjacent to both the Convention Center and Substance Church, Inc., as further set forth in Legislative File No. 2020-00743 on file in the office of the City Clerk.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2020A-0563

The Minneapolis City Council hereby authorizes an increase to Contract No. COM0001086 with Restoration and Construction Services LLC, in the amount of \$45,625 for a total amount not to exceed \$265,685, and an extension through Sept 30, 2020, for additional work required due to unforeseen conditions for the 3rd Ave Ramp Repair Project.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2020A-0564

The Minneapolis City Council hereby authorizes an increase to Contract No. COM0000664 with Meisinger Construction Company, Inc., in the amount of \$19,971 for a total amount not to exceed \$732,471, and an extension through Sept 30, 2020, for additional work required due to unforeseen conditions for the Command Center Relocation Project.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

On behalf of the Policy & Government Oversight Committee, Jenkins offered Resolution 2020R-205 approving the Hennepin County Housing and Redevelopment Authority (HRA) to provide financial assistance from the 2020 Affordable Housing Incentive Fund (AHIF) to eight projects as follows: 3301 Nicollet, 3301 Nicollet Ave S; Bloom Lake Flats, 3020 16th Ave S; Gardens of Bryn Mawr, 2800 N Wayzata Blvd; Snelling Yards Senior Housing, 3601 E 44th St; Stonehouse Square, 215 Broadway St NE; Wadaag Commons, 1912 22nd St E; CLCLT - Homebuyer Initiated Program; and CLCLT - Twin Cities African American Land Trust Initiative.

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

RESOLUTION 2020R-205

By Bender

Granting approval for the Hennepin County Housing and Redevelopment Authority to provide financial assistance to affordable housing projects located in the City of Minneapolis under the Minnesota Housing and Redevelopment Authorities Act and Minnesota Statutes, Section 383B.77.

Whereas, representatives of the Hennepin County Housing and Redevelopment Authority (the “County HRA”) have advised the City of Minneapolis, Department of Community Planning and Economic Development, that the County HRA proposes to provide financial assistance from Hennepin County’s Affordable Housing Incentive Fund to the 3301 Nicollet, Bloom Lake Flats, City of Lakes Community Land Trust, Gardens of Bryn Mawr, Snelling Yards Senior Housing, Stonehouse Square, and Wadaag Commons projects in Minneapolis, Minnesota (the “Projects”); and

Whereas, pursuant to Minnesota Statutes, Section 383B.77, subd. 3, the City must approve any project by the County HRA located in the City before it is undertaken by the County HRA;

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

That, as required by Minnesota Statutes, Section 383B.77, subd. 3, and pursuant to Minnesota Statutes, Section 469.005, the City Council hereby approves the County HRA exercising its powers in the City for the limited purpose of providing financial support to the Projects in the City, which Projects have requested, or may hereafter request, financial assistance from the County HRA.

Be It Further Resolved that nothing in this resolution shall create a pecuniary obligation of the City to assist the Projects, nor shall the City be in any way responsible for any financing obligation or agreement of the County HRA with respect to its provision of financial assistance to the Projects.

Be It Further Resolved that the request made hereunder extends only to the powers of the County HRA with respect to the financial assistance the County HRA proposes to provide to the Projects, and the City shall retain all other powers and jurisdiction over matters relating to the City and the Projects.

Be It Further Resolved that nothing in this resolution is intended to endorse the merits of the Projects to be undertaken.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

On behalf of the Policy & Government Oversight Committee, Jenkins offered Resolution 2020R-206 accepting 2nd Quarter 2020 donations made to the City of Minneapolis valued under \$15,000.

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

RESOLUTION 2020R-206

By Bender

Accepting 2nd Quarter 2020 donations made to the City of Minneapolis valued under \$15,000.

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:

2nd Quarter 2020 Donations Under \$15,000

<u>Name of Recipient Department</u>	<u>Name of Entity Making Donation</u>	<u>Description of Donation</u>	<u>Total</u>
Minneapolis Animal Care & Control	Various individuals	Cash	\$ 3,940.90
Minneapolis Animal Care & Control	Various individuals	In-kind	N/A
CPED	University of Utah Ivory Prize	COM up-zoning 2040Plan	10,000.00
Communications	Clear Channel Outdoor	311 for information	11,519.17
Communications	Clear Channel Outdoor	Census beings 4-1-2020	1,733.81
Communications	Clear Channel Outdoor	Complete Census NOW	12,301.12
Communications	Clear Channel Outdoor	Complete Census NOW	8,459.62
Police Department	Mpls Police Canine Foundation	1 German Shepherd	N/A
Regulatory Services	Diane & Tim Kunze	32" Sanyo TV	N/A
Police Department	Robert Crain	check	20.00
	Mike & Christie Lathers	check	25.00
	Vivian Leverington	check	20.00
	Brian & Diane McCulloch	check	25.00
	Scott – from Atlanta	cash	40.00
	Stephen Sly	cash	20.00
	Moritz J./O'Leary	check	100.00
TOTAL			\$ 48,204.62

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 providing funding for the various listed departments' operations, 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 for public purposes.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2020A-0565

The Minneapolis City Council hereby authorizes the Municipal Building Commission to utilize the Best Value Contracting award process for the Phase 1 City Hall Office Space Improvements Project.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2020A-0566

The Minneapolis City Council hereby authorizes a contract with Colliers International, which recently acquired Dougherty & Co LLC, in the amount of \$250,000, for bond underwriting services for an initial three-year period.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

On behalf of the Policy & Government Oversight Committee, Jenkins offered Resolution 2020R-207 re-approving bond issuance authorizations for Fire Station No. 1 renovation and expansion, as approved in Resolution 2014R-522, and New Fire Station No. 11, as approved in Resolution 2015R-499, and re-approving capital project appropriations as approved in Resolutions 2014R-520 and 2015R-497, respectively.

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

RESOLUTION 2020R-207

By Fletcher

Re-approving bond issuance authorizations for Fire Station No. 1 renovation and expansion, as approved in Resolution 2014R-522 and New Fire Station No. 11, as approved in Resolution 2015R-499, and re-approving capital project appropriations as approved in Resolutions 2014R-520 and 2015R-497, respectively.

Resolved by The City Council of The City of Minneapolis:

Whereas, the City Financial Management Policies section which is titled Capital Project Administration does cause the expiration of bond authorizations and project appropriations for all capital appropriations at four years following original project appropriation; and

Whereas, said policy section provides for an extension of expired authorizations when a request to do so is made to the Ways and Means Committee and is approved by the City Council; and

Whereas, the City Council has provided for the current configuration of the Finance Subcommittee of the Policy and Government Oversight Committee to fully assume the role of the Ways and Means Committee in the matter of these authorizations which need re-approval; and

Whereas, Resolution 2014R-522 for Fire Station No. 1 Renovation and Expansion, authorized by the Council on December 10, 2014, during approval of the City's 2015 budget which occurred approximately five and one-half years ago, exceeds the four-year length of authorization by one and one-half years and thus requires re-approval; and

Whereas, Resolution 2015R-499 for New Fire Station No. 11, authorized by the Council on December 9, 2015, during approval of the City's 2016 budget which occurred approximately four and one-half years ago, exceeds the four-year length of authorization by one-half years and thus requires re-approval; and

Whereas, City staff now expect that appropriations for these two fire station projects will be fully expensed within the next four years and upon approval of this resolution;

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

That the bond authorizations and project appropriations for Fire Station No. 1 and Fire Station No. 11, respectively, are hereby re-approved.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2020A-0567

The Minneapolis City Council hereby:

1. Authorizes an increase to Contract No. COM0001347 with Grazzini Brothers and Company, in the amount of \$3,447 for a total amount not to exceed \$632,360, for increased terrazzo flooring for the Public Service Building Project.
2. Authorizes a no cost amendment to Contract No. COM0001347 with Grazzini Brothers and Company for the project schedule update based upon progress through January 5, 2020.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2020A-0568

The Minneapolis City Council hereby authorizes an increase to Contract No. COM0001070 with RTL Construction, Inc., in the amount of \$75,249 for a total amount not to exceed \$5,203,689, for increased drywall and fireproofing work for the Public Service Building Project.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2020A-0569

The Minneapolis City Council hereby authorizes an increase to Contract No. COM0001069 with MA Mortenson Company, in the amount of \$10,092 for a total amount not to exceed \$6,255,099, for increased carpentry and casework installation for the Public Service Building Project.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2020A-0570

The Minneapolis City Council hereby authorizes an increase to Contract No. COM0001531 with Distinctive Cabinet Design, Inc., in the amount of \$2,130 for a total amount not to exceed \$1,189,373, for an increase in scope for casework and millwork (tax exempt) material supply for the Public Service Building Project.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2020A-0571

The Minneapolis City Council hereby authorizes an increase to Contract No. COM0000416 with Modern Piping, Inc., in the amount of \$65,371 for a total amount not to exceed \$28,092,095, for increased costs for mechanical work for the Public Service Building Project.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2020A-0572

The Minneapolis City Council hereby authorizes an increase to Contract No. C-43358 with Technology Management Corporation, in the amount of \$56,170 for a total amount not to exceed \$510,767, for additional information technology and audio-visual consulting services for the Public Service Building Project.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2020A-0573

The Minneapolis City Council hereby accepts the low bid of Advanced Systems Integration LLC, submitted on Event No. 1018, for the Base Bid and Alternate 1, in the amount of \$1,016,572.17, to provide all materials, labor, equipment, and incidentals necessary for the audio/visual communications for the Public Service Building, and authorizes a contract for the project, all in accordance with City specifications.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2020A-0574

The Minneapolis City Council hereby:

1. Accepts a grant from the Minnesota Department of Health, in the amount of \$25,000, for COVID-19 testing, particularly in BIPOC communities, for the period June 1, 2020, through February 1, 2021.
2. Authorizes an agreement with the Minnesota Department of Human Services for the grant.
3. Passage of Resolution 2020R-208 approving appropriation of funds to the Health Department.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

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

RESOLUTION 2020R-208

By Fletcher

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 appropriation for the Health Department (01600-8600150-Revenue Code 321507) by \$25,000, and increasing the revenue estimate (01600-8600150) by \$25,000.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2020A-0575

The Minneapolis City Council hereby:

1. Accepts a grant from the Minnesota Department of Human Services Emergency Services Program COVID-19 Response Fund, in the amount of \$31,396, to assist homeless service providers in responding to COVID-19 for the period May 1, 2020, to February 1, 2021.
2. Authorizes an agreement with the Minnesota Department of Human Services for the grant.
3. Passage of Resolution 2020R-209 approving appropriation of funds to the Health Department.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

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

RESOLUTION 2020R-209

By Fletcher

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 appropriation for the Health Department (01600-8600150-Revenue Code 321007) by \$31,396, and increasing the revenue estimate (01600-8600150) by \$31,396.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2020A-0576

The Minneapolis City Council hereby authorizes a no cost Agreement of Institutional and Program Affiliation with the Regents of the University of Minnesota and the Minneapolis Health Department for the Medical Center Residency Program, effective September 1, 2019, through August 31, 2024.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2020A-0577

The Minneapolis City Council hereby authorizes a five-year license agreement with Metropolitan Council, in the amount of approximately \$685,000 for the first year, for the City of Minneapolis Voluntary Employees' MetroPass Program.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2020A-0578

The Minneapolis City Council hereby authorizes the following contracts as part of the One Minneapolis Fund recommendations:

1. Authorizes a contract with The Dial Group, in the amount of \$18,000, for the Changemakers Apprenticeship Program that will engage Black, Asian, Low-Income Youth in North Minneapolis through a leadership program, training them to leverage art, culture, and creativity to solve community issues.
2. Authorizes a contract with the West Broadway Business and Area Coalition, in the amount of \$25,000, in partnership with Juxtaposition Arts, to use their skateable art plaza, modular parklet, and hosting capacities to create a safe, sanitary, recreational place for youth and patrons of West Broadway food-based businesses on the Emerson intersection.
3. Authorizes a contract with African Community Services, in the amount of \$18,500, to provide information, advocacy, and services to the East African, renter, and the low-income community regarding the COVID-19 pandemic.

4. Authorizes a contract with Heritage Youth Sports Foundation, in the amount of \$25,000, to train Minneapolis high school student athletes to serve as peer educators, teaching Minneapolis youth, ages 5-14, the Discovery of Self (DoS) curriculum.
5. Authorizes a contract with National Society of Black Engineers, in the amount of \$18,500, for the Project Increase the Number, a community-driven and collaboration-centered initiative to improve diversity, equity and inclusion in science, technology, engineering, and mathematics (STEM).
6. Authorizes a contract with Inquilinx Unidxs por Justicia, in the amount of \$25,000, which will provide training and support for the all-tenant governance committee overseeing the conversion of five South Minneapolis apartment buildings into a not-for-profit community controlled housing cooperative.
7. Authorizes a contract with the Southeast Asian Diaspora Project, in the amount of \$25,000, to provide critical COVID-19 support to Southeast Asian diaspora community while engaging and developing community leaders around a community-driven pandemic response and recovery.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

On behalf of the Policy & Government Oversight Committee, Jenkins offered Resolution 2020R-210 accepting donation from New American Economy of technical research culminating in a report entitled, "New Americans in Minneapolis."

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

RESOLUTION 2020R-210

By Bender

Accepting donation from New American Economy of technical research culminating in a report entitled, "New Americans in Minneapolis."

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 – New American Economy

Gift – technical research and report entitled "New Americans in Minneapolis"

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

Whereas, the offered donation will assist the city in better understanding demographic information regarding our immigrant and refugee population and developing initiatives to support immigrant and refugee communities, 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 donation described above is hereby accepted.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

On behalf of the Policy & Government Oversight Committee, Jenkins offered Resolution 2020R-211 cancelling the designation of the 2020 Alley Renovation Program, Special Improvement of Existing Alleys No. AL020 (9 alleys located throughout the City of Minneapolis); and that a resolution requesting the Board of Estimate and Taxation authorize the City to issue and sell assessment bonds in the amount of \$96,841.09 for the 2020 Alley Renovation Program be deleted.

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

**RESOLUTION 2020R-211
By Bender**

Cancelling the designation of the 2020 Alley Renovation Program, Special Improvement of Existing Alleys No. AL020 (9 alleys located throughout the City of Minneapolis).

Whereas, the following existing alleys within the City of Minneapolis were designated by Resolution 2020R-121, adopted May 1, 2020, to be improved, pursuant to the provisions of Article IX, Section 9.6(c), of the Minneapolis City Charter, by overlaying with bituminous material and including other related improvements and works as needed (“2020 Alley Renovation Program”):

Ward

No.	From	To	From	To
1	33rd Ave NE	32nd Ave NE	Arthur St NE	Cleveland St NE
1	28th Ave NE	27th Ave NE	Johnson St NE	Ulysses St NE
4	Morgan Ave N	Logan Ave N	36th Ave N	35th Ave N
4	33rd Ave N	Lowry Ave N	6th St N	4th St N
5	Vincent Ave N	Upton Ave N	21st Ave N	Golden Valley Rd
5	Upton Ave N	Thomas Ave N	21st Ave N	Golden Valley Rd
9	21st Ave S	22nd Ave S	32nd St E	33rd St E
13	Oliver Ave S	Newton Ave S	55th St W	56th St W
13	Irving Ave S	Humboldt Ave S	56th St W	57th St W; and

Whereas, the Minneapolis City Council previously adopted a report receiving a cost estimate of \$250,000 for alley renovation improvements and a list of benefited properties for the 2020 Alley Renovation Program, Project No. AL020 (PV006), as designated by Resolution 2020R-121, and directed that the City Engineer prepare a proposed Alley Renovation Special Improvement Assessment against the list of benefited properties by applying the 2020 Uniform Assessment rates as per Resolution 2019R-303, adopted October 11, 2019; and

Whereas, a public hearing was scheduled for June 18, 2020, by the Policy & Government Oversight Committee (“the Committee”) in accordance with Minneapolis City Charter, Article IX, Section 9.6(c), and Minneapolis Code of Ordinances, Section 24.110, to consider approving the resurfacing of the above-designated alley locations and to consider the amount proposed to be assessed to each benefited property and the amount to be funded by the City (“Public Hearing”); and

Whereas, on June 18, 2020, following the Public Hearing, the Committee referred the report back to staff and directed staff to return with a final recommendation; and

Whereas, on July 23, 2020, staff returned with a recommendation to cancel the 2020 Alley Resurfacing Program; and

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

That the 2020 Alley Renovation Program is hereby cancelled.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

On behalf of the Policy & Government Oversight Committee, Jenkins offered Resolution 2020R-212 authorizing the Downtown Business Improvement Special Service District to use budget reserves for the 2021 operating plan and budget.

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

RESOLUTION 2020R-212

By Bender

Authorizing the Downtown Business Improvement Special Service District to use budget reserves for the 2021 operating plan and budget.

Resolved by The City Council of The City of Minneapolis:

That the Downtown Business Improvement District is authorized to use \$383,000 of budget reserves to reduce service fees in the 2021 Operating Plan and Budget as provided for in Minneapolis Code of Ordinances, Section 465.80.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2020A-0579

The Minneapolis City Council hereby authorizes a cooperative agreement with Hennepin County, whereby the City will receive an amount not to exceed \$100,000, for construction costs related to the bikeway for the Presidents Bicycle Boulevard Project.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2020A-0580

The Minneapolis City Council hereby authorizes an increase to Cooperative Agreement No. C-42598 with the Minnesota Department of Transportation, in the amount of \$461,616 for a total amount not to exceed \$5,622,862, for additional costs related to local street construction, watermain, sanitary sewer, and storm drain utility improvements as part of the I-35W and Lake Street Transit Access Project (PV074).

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2020A-0581

The Minneapolis City Council hereby authorizes an increase to Contract No. C-44004 with Meyer Contracting, Inc., in the amount of \$634,021.50 for a total amount not to exceed \$11,274,469.51, for additional project work and costs associated with unforeseen conditions on the Mid-City Industrial Reconstruction Project.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2020A-0582

The Minneapolis City Council hereby authorizes an increase to Contract No. COM0001568 with Corval Constructors, Inc., in the amount of \$25,672 for a total amount not to exceed \$298,327, due to unforeseen conditions encountered during the Fridley Softening Plant Heating, Ventilation, and Air Conditioning (HVAC) Renovation Project.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2020A-0583

The Minneapolis City Council hereby authorizes addendum No. 1 to Contract No. C-43112 between the City of Minneapolis and the Board of Water Commissioners of the City of St. Paul to govern an additional connection point between the water distribution systems in order to provide a small portion of either city with water service under emergency or other limited conditions.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2020A-0584

The Minneapolis City Council hereby accepts the low bid of Michels Corporation, submitted on Event No. 997, in the amount of \$496,424, to provide all materials, labor, equipment, and incidentals necessary for the Penn Ave N Water Main Structural Lining 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, Ellison, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2020A-0585

The Minneapolis City Council hereby accepts the low bid of HySafe, submitted on Event No. 1099, in the amount of \$604,678, to provide all materials, labor, equipment, and incidentals necessary for the Skylight Fall Protection Project at the Fridley Water Plant, and authorizes a contract for the two-year project with completion on December 31, 2021, all in accordance with City specifications.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2020A-0586

The Minneapolis City Council hereby accepts the low, responsive, responsible bid from B and L Supply, Inc., submitted on Event No. 1074, in the amount of \$272,880, to furnish and deliver LED street light fixture equipment, all in accordance with City specifications.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2020A-0587

The Minneapolis City Council hereby accepts the sole bid of Sir Lines-A-Lot, Inc., submitted on Event No. 1126, in the amount of \$174,700, to provide all materials, labor, equipment, and incidentals necessary for the Pavement Marking: Downtown Crosswalks and Stop Bars, and authorizes a contract for the project, all in accordance with City specifications.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2020A-0588

The Minneapolis City Council hereby:

1. Authorizes an amendment to the U.S. Department of Housing and Urban Development (HUD) 2020 Consolidated Plan Action Plan for COVID-19 Emergency Solutions Grant (ESG-CV) Round 2 supplemental funding.
2. Approves staff recommended budget priority allocations and strategies for inclusion in the amendment, as further set forth in Legislative File No. 2020-00741 on file in the office of the City Clerk.
3. Directs staff to prepare and submit the 2020 Consolidated Plan Action Plan Amendment to U.S. HUD for ESG-CV Round 2 funding.
4. Accepts a forthcoming ESG-CV Round 2 grant in the amount of \$9,697,637 from U.S. HUD.
5. Authorizes a grant agreement with U.S. HUD for ESG-CV Round 2 funds.
6. Passage of Resolution 2020R-213 approving appropriation of ESG-CV Round 2 funds to the Community Planning and Economic Development Department.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

Approved by Mayor Jacob Frey 8/3/2020.

(Published 8/4/2020)

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

RESOLUTION 2020R-213

By Fletcher

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 appropriation for the Community Planning and Economic Development Department in the CPED CDBG/UDAG Fund (01400-8900000) by \$9,697,637 and increasing the Community Planning and Economic Development Department revenue estimate in the CDBG/UDAG Fund (8900000-321008) by \$9,697,637.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

Approved by Mayor Jacob Frey 8/3/2020.

(Published 8/4/2020)

COUNCIL ACTION 2020A-0589

The Minneapolis City Council hereby:

1. Approves up to \$2,747,555 in Coronavirus Aid, Relief, and Economic Security (CARES) Act ESG Round 1 grant funds for The Gordon Center Project, located at 2220 16th Ave N, by Hennepin County or their assigns.
2. Approves up to \$1,752,445 in CARES Act ESG Round 2 grant funds for The Gordon Center Project, located at 2220 16th Ave N, by Hennepin County or their assigns, conditioned on the City's receipt of said funding from the U.S. Department of Housing and Urban Development.
3. Approves up to \$2,000,000 in CARES Act ESG Round 2 grant funds for the Exodus 2.0 Project, located at 1007 14th St E, by Catholic Charities or their assigns, conditioned on the City's receipt of said funding from the U.S. Department of Housing and Urban Development.
4. Approves up to \$1,814,000 in CARES Act ESG Round 2 grant funds for the American Indian Community Development Corporation (AICDC) Shelter Project, located at 2012-2103 Cedar Ave S, by AICDC or their assigns, conditioned on the City's receipt of said funding from the U.S. Department of Housing and Urban Development.
5. Authorizes contracts and agreements with the organizations receiving the ESG funding awards.
6. Authorizes a Joint Powers Agreement with Hennepin County for CARES Act ESG shelter operations funding.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

Approved by Mayor Jacob Frey 8/3/2020.

(Published 8/4/2020)

COUNCIL ACTION 2020A-0590

The Minneapolis City Council hereby:

1. Approves reprogramming existing COVID-19 Community Development Block Grant (CDBG-CV) funding to a new project: Housing Stabilization and Evictions Prevention Legal Services.
2. Authorizes an amendment to the 2020 Consolidated Plan Action Plan describing the new project: Housing Stabilization and Evictions Prevention Legal Services.
3. Directs staff to issue notice to receive public comment on the amendment during the public comment period of July 27-31, 2020.
4. Directs staff to prepare and submit the 2020 Consolidated Plan Action Plan Amendment to U.S. HUD for reprogrammed CDBG-CV funding.
5. Authorizes a contract with Mid-Minnesota Legal Aid, in the amount of up to \$1,200,000, to implement the Housing Stabilization and Evictions Prevention Legal Services Project.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

Approved by Mayor Jacob Frey 8/3/2020.

(Published 8/4/2020)

COUNCIL ACTION 2020A-0591

The Minneapolis City Council hereby directs staff to proceed with devoting further staff time and incurring consultant expenses, in an amount up-to-\$20,000, for the evaluation of the next phase for the proposed use of the Common Bond Fund program to finance an aquifer thermal energy storage (ATES) system in the Towerside Innovation District, and proceed with engaging bond counsel and the underwriters with input from Towerside Innovation District on the selection, provided that the following requirements can be met:

1. An entity other than the City of Minneapolis agrees to pay bond counsel and underwriting costs and will escrow funds to the City based on written estimates or proposals from necessary outside contractors to cover the costs in the event that the bond transaction should not go through. The City and Towerside will work together to obtain proposals and commitments from outside vendors as to their payment expectations in the event of a non-sale;
2. Phase I District Energy System energy consumers will sign long-term energy service contracts covering the cost of all Phase I debt payments for the system, prior to final bond issuance;
3. The Towerside Innovation District secures and commits funding to conduct final engineering testing, including verification of aquifer velocity, estimated at \$100,000;

4. The District Energy System and the long-term energy service agreements will serve as collateral for Common Bond Fund financing;
5. Staff will require that Wall Companies place a deed restriction on their property within the Towerside Innovation District to require future buildings on the site to connect to the District Energy System;
6. The City of Minneapolis will have representation on the decision-making board of the Towerside District Energy System entity; and
7. Structure the financing in such a way that no debt payments will be required until revenue begins to be generated by energy service contracts.

Further directing staff to return to the Council for final approval of any bond issuance.

On roll call, the result was:

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

Noes: Goodman, Palmisano (2)

Absent: (0)

Adopted.

NOTICE OF ORDINANCE INTRODUCTIONS

Fletcher gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of an ordinance amending Title 20 of the Minneapolis Code of Ordinances relating to Zoning Code, establishing regulations for short-term rental units: Chapter 520 Introductory Provisions; Chapter 535 Regulations of General Applicability; Chapter 536 Specific Development Standards; Chapter 546 Residence Districts; Chapter 547 Office Residence Districts; Chapter 548 Commercial Districts; Chapter 549 Downtown Districts; and Chapter 551 Overlay Districts.

Gordon gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of an ordinance amending Title 20 of the Minneapolis Code of Ordinances relating to Zoning Code, amending the standards of the University Area Overlay District: Chapter 520 Introductory Provisions; Chapter 521 Zoning Districts and Maps Generally; and Chapter 551 Overlay Districts.

INTRODUCTION & REFERRAL CALENDAR

Pursuant to notice, Palmisano moved that the following ordinance be introduced, given its first reading, and referred to the Policy & Government Oversight Committee:

Amending Title 2, Chapter 20 of the Minneapolis Code of Ordinances relating to Administration: Personnel, amending Section 20.360 relating to easing restrictions for furloughs immediately before or after paid holidays.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

RESOLUTIONS

Jenkins moved to approve Resolution 2020R-214 commemorating the 55th Anniversary of the Voting Rights Act was adopted.

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

**RESOLUTION 2020R-214
By Jenkins and Ellison**

Commemorating the 55th anniversary of the Voting Rights Act.

Whereas, the conversation regarding full rights of citizenship for African Americans had been ongoing since the first slaves survived the journey to America in 1619; and

Whereas, the discussion of citizenship continued into the Continental Congress when the framers of the constitution set forth plans to build a new nation; and

Whereas, as a compromise to overcome tension between Southern and New England delegates, James Madison proposed that Blacks be recognized as 3/5ths of a human being, and this compromise which diminished the recognition, value, and worth of Black lives was codified into the new nation's foundational document itself; and

Whereas, for more than 150 years, a wide variety of constituency groups including Quakers, Mennonites, and Abolitionists fought for the end of Slavery in America, resulting in the Civil War from 1861-1865; and

Whereas, upon the end of the war, Blacks were elected to public offices throughout the South, in the period known as Reconstruction; and

Whereas, in 1870, the Fifteenth Amendment of the U.S. Constitution was ratified, which stated "The right of citizens of the United States to vote shall not be denied or abridged by the United States or by any State on account of race, color, or previous condition of servitude"; and

Whereas, despite passage of the Fifteenth Amendment, discriminatory practices were implemented beginning in the late 1870s to keep Black people from practicing their rights as citizens, which included: violence, fraud, poll taxes, literacy tests, restrictive and arbitrary registration practices, and white primaries; and

Whereas, for the next 80 years, African American leaders fought for the right to full citizenship and the right to vote; and

Whereas, organizations such as the Student Non-Violent Coordinating Committee, the Southern Christian Leadership Conference, the National Council of Churches, the National Association for the Advancement of Colored People, the National Urban League, the United Auto Workers, and a wide variety of activists, writers, actors, students, and others worked together and fought white supremacy and intolerance for the right to vote; and

Whereas, on August 6, 1965, the U.S. Congress passed the Voting Rights Act, removing all restrictions to voting and extending constitutionally guaranteed access to the ballot box for Blacks, thus granting all Black people full rights of citizenship, an act that is considered to be the single greatest achievement of the movement led by the Reverend Dr. Martin Luther King, Jr.; and

Whereas, in the 55 years since its passage, tens of thousands of Blacks across America have been elected to public office, including 6 United States Senators and our nation's first Black President, Barack Obama; and

Whereas, the 55th anniversary of the passage of the Voting Rights Act serves as a constant reminder that young people made possible its passage, with heroes that include John Lewis, Bob Moses, Judy Richardson, Diane Nash, James Forman, James Bevel, James Orange, Martin Luther King, and the hundreds of young college students from across the United States who participated in Freedom Summer; and

Whereas, much blood was spilled in the efforts to secure the right to vote for all Black people and, on this 55th anniversary, it is right and proper that we remember the martyrs who died so all people could vote, which includes: Herbert Lee, Medgar Evers, Addie Mae Collins, Denise McNair, Carole Robertson, Cynthia Wesley, James Chaney, Andrew Goodman, Michael Henry Schwerner, Rev. James Reeb, Jonathan Daniels, Vernon Dehmer, and Viola Liuzzo; and

Whereas, the 55th anniversary we celebrate today reminds us that this coming November we must honor our ancestors and prepare to do our duty as citizens in the most important election in this nation's history by registering to vote online and to encourage our family, friends, and neighbors to vote; and

Whereas, the 55th anniversary of the passage of the Voting Rights Act also reminds us that the participation of the African American community, in particular, may make the difference in the upcoming election, and thus the future direction of our nation;

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

That the people of the great city of Minneapolis join citizens across the United States and the world in remembering the singular greatest achievement in social justice in the 20th Century by declaring August 6, 2020, as Voting Rights Act Remembrance Day in the City of Minneapolis.

Be It Further Resolved that the City of Minneapolis hereby commemorates and honors the heroes who engaged in the struggle and who carry forward the mantle of that long and proud legacy today.

Be It Further Resolved that the City of Minneapolis joins with civil rights icon Harry Belafonte, Danny Glover, Rob Reiner, Tony Shalhoub, our local and state political leadership, and Blackballotpower.com in calling upon all citizens of voting age to register and to vote on Tuesday, November 3, 2020.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

UNFINISHED BUSINESS

COUNCIL ACTION 2020A-0592

Bender moved to approve the following items related to the Minneapolis Homes homeownership products to align with the Minneapolis 2040 Comprehensive Plan:

1. Amendments to the guidelines for Minneapolis Homes: Homeownership Opportunity Minneapolis to clarify financial wellness counseling requirements and modify income requirements, as further set forth in Legislative File No. 2020-00680 on file in the office of the City Clerk.
2. Amendments to the guidelines for Minneapolis Homes: BUILD/REHAB to acquire and sell vacant buildings without city financing to eliminate blight, discontinue the BUILD homebuyer incentive, and REHAB down payment assistance, as further set forth in Legislative File No. 2020-00680 on file in the office of the City Clerk.
3. Guidelines for Minneapolis Homes: Financing to produce and sustain affordable homeownership units throughout the City of Minneapolis and expand options to create perpetually affordable housing, as further set forth in Legislative File No. 2020-00680 on file in the office of the City Clerk.
4. Modifications to guidelines to Missing Middle Rental Pilot to focus on 2 to 20-unit affordable rental projects, subject to budget authority, as further set forth in Legislative File No. 2020-00680 on file in the office of the City Clerk.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2020A-0593

Bender moved to approve the following items related to the perpetually affordable ownership land trust housing model:

1. Guidelines for a City-sponsored perpetually affordable ownership land trust housing model, as further set forth in Legislative File No. 2020-00679 on file in the office of the City Clerk.
2. Amendments to the City of Minneapolis Unified Housing Policy to clarify requirements for ownership units, expand the applicability of affordability requirements for city-assisted projects, and clarify that large development projects that receive a City Council waiver associated with pass-through funding do not need to include affordable units in each building, as further set forth in Legislative File No. 2020-00679 on file in the office of the City Clerk.

On roll call, the result was:

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

Noes: (0)

Absent: (0)

Adopted.

ADJOURNMENT

Bender, Gordon, Fletcher, Ellison, and Cano moved to (1) adjourn to 10 a.m. on Monday, August 10, 2020; (2) suspend Council Rule VI, Section 7.A. to authorize acceptance of a committee report outside the regular Council cycle; (3) direct the Policy & Government Oversight Committee to submit its report and recommendation, if any, on the proposal to amend the City Charter by means of a ballot question to be referred to voters at the November 3rd general election related to the proposed creation of a new Community Safety & Violence Prevention Department to that adjourned meeting for consideration by the full City Council; and (4) direct the City Clerk to notice and schedule a public hearing on that proposed charter amendment as part of the adjourned meeting on Monday, August 10, 2020, and to open registration of individuals wishing to speak as part of that public hearing.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Cano, Bender, Schroeder, Johnson (9)

Noes: Goodman, Jenkins, Palmisano (3)

Absent: (0)

Adopted.

The meeting was adjourned at 12:00 p.m.

Casey Joe Carl,
City Clerk