

**OFFICIAL PROCEEDINGS
MINNEAPOLIS CITY COUNCIL**

**REGULAR MEETING OF
FEBRUARY 12, 2021**

(Published February 20, 2021, 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, Jamal Osman, Lisa Goodman, Andrea Jenkins, Alondra Cano, Lisa Bender, Jeremy Schroeder, Andrew Johnson, Linea Palmisano.

Jenkins moved to adopt the agenda.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Jenkins moved to accept the minutes of the regular meeting of January 29, 2021.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

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, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

The following actions, resolutions, and ordinances were signed by Mayor Jacob Frey on February 17, 2021. 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. 2021-00102.

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

REPORTS OF STANDING COMMITTEES

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

On behalf of the Business, Inspections, Housing & Zoning Committee, Goodman offered Resolution 2021R-031 authorizing the sale of the property at 4901 Vincent Ave N (Disposition No. MH-98), to William Washington or an affiliated entity for \$25,000, subject to conditions.

The following is the complete text of the unpublished summarized resolution.

RESOLUTION 2021R-031

By Goodman

Authorizing sale of land Disposition Parcel MH-98 under the Minneapolis Homes at 4901 Vincent Ave N.

Whereas, the City of Minneapolis, hereinafter known as the City, has received an offer to purchase and develop Disposition Parcel MH-98 from William Washington, hereinafter known as the Redeveloper, the Parcel MH-98, being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota, to wit:

Legal Description of Disposition Parcel MH-98; 4901 Vincent Ave N: Lot 8, McDonald's Addition to Minneapolis; and

Whereas, the Redeveloper has offered to pay the sum of \$25,000 for Parcel MH-98; the offer includes a development plan and commitment to improve by rehabilitating the existing structure. This offer is in accordance with the Redevelopment Plan and/or Program; and

Whereas, the Redeveloper has submitted to the City a statement of financial responsibility and qualifications; and

Whereas, the City has had the re-use value reviewed by an appraisal expert, stating that the re-use value opinion is consistent with accepted methods of aiding the City in determining a \$25,000 re-use value for the Parcel; and

Whereas, pursuant to due notice thereof published in *Finance and Commerce* on January 7, 2021, a public hearing on the proposed sale was duly held on January 19, 2021, at the Minneapolis City Hall, 350 5th St S, Room 317, in the City of Minneapolis, County of Hennepin, State of Minnesota;

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

That the re-use value, for uses in accordance with the Redevelopment Plan and/or Program is hereby determined to be the sum of \$25,000 for Parcel MH-98.

Be It Further Resolved that the acceptance of the offer and proposal is hereby determined to be in the best interests of the City and its people and that the transaction furthers the City's general plan of economic development in accordance with the City's approved disposition policy and it is further

determined that the Redeveloper possesses the qualifications and financial resources necessary to acquire and develop the Parcel in accordance with the Redevelopment Plan and/or Program.

Be It Further Resolved that the proposal be and the same is hereby accepted, subject to the execution of a contract for the sale of land and further subject to the following conditions: 1) Land sale closing must occur on or before 90 days from the date this Resolution is approved by the City; and 2) Payment of holding costs of \$300 per month if the land sale closing does not occur on or before the closing deadline.

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

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

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

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2021A-0101

The Minneapolis City Council hereby grants an appeal submitted by Neil Reardon regarding the decision of the Heritage Preservation Commission denying a Demolition of Historic Resource application (PLAN11800) to demolish the property located at 21 Washington Ave N, and adopts Findings of Fact as submitted by the City Attorney's Office.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2021A-0102

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

1. Cub Foods #1569, 701 WEST BROADWAY Minneapolis, MN, (Ward 5) submitted by Supervalu Inc, BLBeerOff, LIC392553
2. Tinto Kitchen + Mercado, 4959 PENN AVE S Minneapolis, MN, (Ward 13) submitted by Tinto Cocina & Cantina LLC, BLAmend, LIC392639

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2021A-0103

The Minneapolis City Council hereby approves the following applications (87) for Liquor License Renewals, subject to final inspections and compliance with all provisions of applicable code and ordinances:

1. 1010 Washington Wine & Spirits, 1010 WASHINGTON AVE S Minneapolis, MN, (Ward 3) submitted by QWS Enterprises Inc, BLLiqOff, LIC54117
2. 331 CLUB, 331 13TH AVE NE Minneapolis, MN, (Ward 3) submitted by 331 Club, Inc., BLLiquor, LIC77826
3. 7 Steakhouse, 700 HENNEPIN AVE Minneapolis, MN, (Ward 7) submitted by Seven Acquisition LLC, BLLiquor, LIC107349
4. 8th Street Grill & Tavern, 800 MARQUETTE AVE Minneapolis, MN, (Ward 7) submitted by 8th Street Garage Inc, BLLiquor, LIC78007
5. ADELITAS MEXICAN RESTAURANT, 2405 CENTRAL AVE NE Minneapolis, MN, (Ward 1) submitted by RUBIO LLC, BLLiquor, LIC80464
6. Ala Salsa Restaurant, 920 LAKE ST E Minneapolis, MN, submitted by Ala Salsa Enterprises LLC, BLLiquor, LIC78567
7. Amazing Thailand, 3024 HENNEPIN AVE Minneapolis, MN, (Ward 10) submitted by Amazing Thailand LLC, BLLiquor, LIC78798
8. Amore Uptown, 1601 LAKE ST W Minneapolis, MN, (Ward 10) submitted by Amore Uptown LLC, BLLiquor, LIC80075
9. Aria at the Jeune Lune, 105 1ST ST N Minneapolis, MN, (Ward 3) submitted by Aria at the Jeune Lune LLC, BLLiquor, LIC77686
10. Aster Cafe, 125 MAIN ST SE Minneapolis, MN, (Ward 3) submitted by Aster Pictures Corp, BLLiquor, LIC77315
11. Black Sheep Coal Fired Pizza, 600 WASHINGTON AVE N Minneapolis, MN, (Ward 3) submitted by Black Sheep Coal Fired Pizza LLC, BLLiquor, LIC76423
12. Bottle House Wine & Spirits, 150 2ND AVE S Minneapolis, MN, (Ward 3) submitted by Abraham and Ghide Inc, BLLiqOff, LIC374835
13. Broken Clock Brewing, 3134 CALIFORNIA ST NE Minneapolis, MN, submitted by Broken Clock Brewing Cooperative, BLBrewery, LIC330509
14. Broken Clock Brewing, 3134 CALIFORNIA ST NE Minneapolis, MN, submitted by Broken Clock Brewing Cooperative, BLBrewery, LIC366730
15. Butcher Salt, 208 29TH AVE N Minneapolis, MN, (Ward 5) submitted by Lunch and Lilly Inc, BLLiquor, LIC385967
16. CAMPUS CLUB OF THE UNIV OF MN, 300 WASHINGTON AVE SE Minneapolis, MN, (Ward 2) submitted by Campus Club of the University of MN, BLLiquor, LIC79748
17. Central NE, 700 CENTRAL AVE NE Minneapolis, MN, submitted by Dog & Butterfly LLC, BLLiquor, LIC80722
18. Chipotle Mexican Grill #251, 225 HENNEPIN AVE E Minneapolis, MN, (Ward 3) submitted by Chipotle Mexican Grill of Colorado LLC, BLLiquor, LIC76421
19. Chipotle Mexican Grill #268, 229 CEDAR AVE S Minneapolis, MN, (Ward 6) submitted by Chipotle Mexican Grill of Colorado LLC, BLLiquor, LIC76198
20. Clubhouse Jaeger, 923 WASHINGTON AVE N Minneapolis, MN, (Ward 3) submitted by Jaeger Corporation, BLLiquor, LIC77589
21. Common Roots Cafe, 2558 LYNDALE AVE S Minneapolis, MN, (Ward 10) submitted by 2558 Lyndale Inc, BLLiquor, LIC77397
22. CONGA LATIN BISTRO, 501 HENNEPIN AVE E Minneapolis, MN, (Ward 3) submitted by CONGA CORP, BLLiquor, LIC79516
23. Cork Dork Wine Co, 4703 CEDAR AVE S Minneapolis, MN, (Ward 12) submitted by Cork Dork Wine Co LLC, BLLiqOff, LIC54012

24. Dogwood Coffee, 1209 TYLER ST NE Minneapolis, MN, submitted by Dogwood Coffee LLC, BLWine, LIC374651
25. Doubletree by Hilton Hotel Minneapolis - University Area, 511 HURON BLVD SE Minneapolis, MN, (Ward 2) submitted by AHTRST Concessions LLC, BLLiquor, LIC362746
26. Eli's Food & Cocktails, 1225 HENNEPIN AVE Minneapolis, MN, (Ward 7) submitted by Back Bar LLC, BLLiquor, LIC79621
27. FIKA, 2600 PARK AVE Minneapolis, MN, (Ward 6) submitted by Culinaire International Inc, BLLiquor, LIC78174
28. Fogo de Chao, 645 HENNEPIN AVE Minneapolis, MN, (Ward 3) submitted by Fogo de Chao Churrascaria (Minneapolis) LLC, BLLiquor, LIC75353
29. FULTON BEER, 414 6TH AVE N Minneapolis, MN, submitted by Fulton LLC, BLBrewery, LIC107867
30. GATEWAY CAFE BY D'AMICO & SONS, 200 OAK ST SE Minneapolis, MN, (Ward 2) submitted by UNIVERSITY GATEWAY CORP, BLLiquor, LIC80222
31. Gay 90'S, 400 HENNEPIN AVE Minneapolis, MN, (Ward 3) submitted by 90'S Minneapolis LLC, BLLiquor, LIC80520
32. HASKELL'S, 81 9TH ST S Minneapolis, MN, (Ward 7) submitted by HASKELLS INC, BLLiqOff, LIC54024
33. Headflyer Brewing, 861 HENNEPIN AVE E Minneapolis, MN, submitted by Headflyer Brewing LLC, BLBrewery, LIC107175
34. Headflyer Brewing, 861 HENNEPIN AVE E Minneapolis, MN, submitted by Headflyer Brewing LLC, BLBrewery, LIC108005
35. HEN HOUSE EATERY, 114 8TH ST S Minneapolis, MN, (Ward 7) submitted by SOL SISTERS INC, BLLiquor, LIC78296
36. Hyatt Centric Downtown Minneapolis, 615 2ND AVE S Minneapolis, MN, (Ward 7) submitted by MHF Minneapolis Operating VI LLC, BLLiquor, LIC372780
37. HYATT REGENCY MINNEAPOLIS, 1300 NICOLLET MALL Minneapolis, MN, (Ward 7) submitted by HYATT CORPORATION, BLLiquor, LIC78132
38. Inbound Brewco, 701 5TH ST N Minneapolis, MN, submitted by Lucid Brewing LLC, BLBrewery, LIC337736
39. Inbound Brewco, 701 5TH ST N Minneapolis, MN, submitted by Lucid Brewing LLC, BLBrewery, LIC337737
40. It's Greek to Me - Taverna & Parea, 626 LAKE ST W Minneapolis, MN, (Ward 10) submitted by Alpha Epsilon Inc, BLLiquor, LIC386616
41. Jefe Urban Hacienda, 219 MAIN ST SE Minneapolis, MN, (Ward 3) submitted by Mayfair Holdings LLC, BLLiquor, LIC77596
42. Kiku Bistro, 2819 HENNEPIN AVE Minneapolis, MN, (Ward 10) submitted by Mt Fuji Restaurant of NY II LLC, BLLiquor, LIC80319
43. Kowalski's Uptown Market, 2440 HENNEPIN AVE Minneapolis, MN, (Ward 7) submitted by Kowalski's Uptown Markets, Inc., BLLiqOff, LIC53994
44. La Mesa, 230 CEDAR LAKE RD S Minneapolis, MN, (Ward 7) submitted by La Mesa LLC, BLLiquor, LIC375498
45. Last Call, 26 5TH ST N Minneapolis, MN, (Ward 3) submitted by BW Entertainment LLC, BLLiquor, LIC79051
46. Legendary Spice, 317 HURON BLVD SE Minneapolis, MN, (Ward 2) submitted by Legendary Spice LLC, BLLiquor, LIC107938
47. Lyon's Pub, 16 6TH ST S Minneapolis, MN, (Ward 3) submitted by Lymar Inc, BLLiquor, LIC75575
48. Maya Cuisine, 1840 CENTRAL AVE NE Minneapolis, MN, (Ward 1) submitted by Maya Authentic Mexican Food LLC, BLLiquor, LIC78098

49. Merlins Rest Pub, 3601 LAKE ST E Minneapolis, MN, (Ward 2) submitted by Merlins Rest LLC, BLLiquor, LIC75924
50. Merwin Liquors, 700 WEST BROADWAY Minneapolis, MN, (Ward 5) submitted by UB Liquors LLC, BLLiqOff, LIC53894
51. MODIST BREWING CO, 505 3RD ST N Minneapolis, MN, submitted by Modist Brewing LLC, BLBrewery, LIC107773
52. MODIST BREWING CO, 505 3RD ST N Minneapolis, MN, submitted by MODIST BREWING LLC, BLBrewery, LIC337741
53. Morrissey's Irish Pub, 913 LAKE ST W Minneapolis, MN, (Ward 10) submitted by The Tricolour Group LLC, BLLiquor, LIC78620
54. Murray's, 24 6TH ST S Minneapolis, MN, (Ward 3) submitted by Murray's Inc, BLLiquor, LIC78495
55. OMBIBULOUS, 949 HENNEPIN AVE E Minneapolis, MN, (Ward 3) submitted by OMBIMN LLC, BLLiqOff, LIC360439
56. Origami Uptown, 1354 LAGOON AVE Minneapolis, MN, (Ward 10) submitted by Kotobuki USA Inc, BLLiquor, LIC80717
57. Orpheum Theatre, 910 HENNEPIN AVE Minneapolis, MN, (Ward 7) submitted by Historic Theatre Group LLC, BLLiquor, LIC80247
58. PANTAGES THEATRE, 710 HENNEPIN AVE Minneapolis, MN, (Ward 7) submitted by HISTORIC THEATRE GROUP LLC, BLLiquor, LIC76294
59. Parallel, 145 HOLDEN ST N Minneapolis, MN, (Ward 5) submitted by Parallel LLC, BLLiquor, LIC351423
60. Ping's Szechuan Bar & Grill, 1401 NICOLLET AVE Minneapolis, MN, (Ward 7) submitted by B and A Restaurant Corporation, BLLiquor, LIC80600
61. PIZZA HUT #31298, 1101 HENNEPIN AVE Minneapolis, MN, (Ward 7) submitted by MUY PIZZA MINNESOTA LLC, BLLiquor, LIC79279
62. Profile Event Center, 2630 UNIVERSITY AVE SE Minneapolis, MN, (Ward 2) submitted by Profile Music Management LLC, BLLiquor, LIC79898
63. Red Cow, 208 1ST AVE N Minneapolis, MN, (Ward 3) submitted by Double Black Diamond Inc, BLLiquor, LIC80604
64. Red Sea Bar & Restaurant, 320 CEDAR AVE S Minneapolis, MN, (Ward 6) submitted by HRS Enterprises Inc, BLLiquor, LIC76246
65. RED STAG SUPPERCLUB, 509 1ST AVE NE Minneapolis, MN, (Ward 3) submitted by Miss Jimmy Inc, BLLiquor, LIC75960
66. Red Wagon Pizza, 5416 PENN AVE S Minneapolis, MN, (Ward 13) submitted by Red Wagon Pizza Company, BLLiquor, LIC375684
67. Smack Shack, 603 WASHINGTON AVE N Minneapolis, MN, (Ward 3) submitted by Bright Red Group LLC, BLLiquor, LIC77960
68. SPRING STREET TAVERN AND CLUB UNDERGROUN, 355 MONROE ST NE Minneapolis, MN, (Ward 3) submitted by SPRING STREET TAVERN LLC, BLLiquor, LIC78969
69. State Theatre, 805 HENNEPIN AVE Minneapolis, MN, (Ward 7) submitted by Historic Theatre Group LLC, BLLiquor, LIC79883
70. SURDYK'S LIQUOR, 303 HENNEPIN AVE E Minneapolis, MN, (Ward 3) submitted by Surdyk's Liquor Inc, BLLiqOff, LIC53900
71. Tailgate Sports Cafe/Patty Wagon, 6042 NICOLLET AVE Minneapolis, MN, (Ward 11) submitted by Cintias of Mexico Bar and Restaurant INC, BLLiquor, LIC78088
72. TEA HOUSE CHINESE RESTAURANT, 2425 UNIVERSITY AVE SE Minneapolis, MN, (Ward 2) submitted by ASIAN MILL INC, BLLiquor, LIC79903
73. Terminal Bar, 409 HENNEPIN AVE E Minneapolis, MN, (Ward 3) submitted by Terminal Bar LLC, BLLiquor, LIC107999

74. THE 1029 BAR, 1029 MARSHALL ST NE Minneapolis, MN, (Ward 3) submitted by FOSSLAND-OLSON INC, BLLiquor, LIC79258
75. The Blue Door - U, 1514 COMO AVE SE Minneapolis, MN, submitted by Blue of M Enterprises LLC, BLWine, LIC65212
76. THE BULLDOG DOWNTOWN, 1111 HENNEPIN AVE Minneapolis, MN, (Ward 7) submitted by THE BULLDOG DOWNTOWN INC, BLLiquor, LIC79153
77. The Bulldog Restaurant, 2549 LYNDAL AVE S Minneapolis, MN, (Ward 10) submitted by The Bulldog Restaurant Inc, BLLiquor, LIC79897
78. The Depot Minneapolis, a Renaissance Hotel, 225 3RD AVE S Minneapolis, MN, (Ward 3) submitted by CSM Depot LLC, BLLiquor, LIC80237
79. The Hi-Lo Diner, 4020 LAKE ST E Minneapolis, MN, (Ward 2) submitted by Cock A Doodle Moo LLC, BLLiquor, LIC79554
80. THE HOWE DAILY KITCHEN & BAR, 3675 MINNEHAHA AVE Minneapolis, MN, (Ward 12) submitted by 3675 MINNEHAHA INC, BLLiquor, LIC79187
81. The Regime, 2015 LOWRY AVE N Minneapolis, MN, (Ward 5) submitted by New Rules North LLC, BLLiquor, LIC375497
82. THE SALOON, 830 HENNEPIN AVE Minneapolis, MN, (Ward 7) submitted by Ampa INC, BLLiquor, LIC76559
83. Trader Joe's, 721 WASHINGTON AVE S Minneapolis, MN, (Ward 3) submitted by Trader Joe's East Inc, BLLiqOff, LIC54114
84. UTEPILS BREWING CO, 225 THOMAS AVE N Minneapolis, MN, submitted by Utepils Investments LLC, BLBrewery, LIC344403
85. UTEPILS BREWING CO, 225 THOMAS AVE N Minneapolis, MN, submitted by Utepils Investments LLC, BLBrewery, LIC344420
86. W Minneapolis - The Foshay, 821 MARQUETTE AVE Minneapolis, MN, (Ward 7) submitted by Ashford TRS Foshay LLC, BLLiquor, LIC79327
87. Wild Greg's Saloon, 315 1ST AVE N Minneapolis, MN, (Ward 3) submitted by Urban Entertainment LLC, BLLiquor, LIC373784

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2021A-0104

The Minneapolis City Council hereby authorizes the submittal of a grant application to Minnesota Department of Employment and Economic Development, in the amount of \$1,700,000 over two years, for the SFY 2022-2023 Youth at Work grant.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2021A-0105

The Minneapolis City Council hereby authorizes a property management agreement with G&E Real Estate Management Services, Inc., a Delaware corporation dba Newmark Knight Frank, for the Upper Harbor Terminal in accordance with the term sheet contained in the staff report, for a period of up to three years beginning March 1, 2021, to December 31, 2023 with possible extensions for 2024 and 2025.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Approved by Mayor Jacob Frey 2/16/2021

(Published 2/17/2021)

COUNCIL ACTION 2021A-0106

The Minneapolis City Council hereby accepts the second low bid of Rachel Contracting Inc, submitted on Event No. 1345, in the amount of \$238,763, to provide all materials, labor, equipment and incidentals necessary for the debris removal at the 810 E Lake St project, and authorizing a contract for the project, all in accordance with city specifications.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Approved by Mayor Jacob Frey 2/16/2021

(Published 2/17/2021)

COUNCIL ACTION 2021A-0107

The Minneapolis City Council hereby accepts the second low bid from Carl Bolander & Son Co, submitted on Event No. 1346, in the amount of \$117,500, to provide all materials, labor, equipment and incidentals necessary for the debris removal at 2941 Chicago Ave, and authorizing a contract for the project, all in accordance with City specifications.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Approved by Mayor Jacob Frey 2/16/2021

(Published 2/17/2021)

On behalf of the Business, Inspections, Housing & Zoning Committee, Goodman offered Resolution 2021R-032 adopting a policy for waiving on the basis of hardship certain special assessments, administrative fees and charges relating to dangerous construction conditions and emergency abatement activities under Chapter 85 and similar provisions of the Minneapolis Code of Ordinances, as a result of property destruction during the Declaration of Local Emergencies related to civil disturbance between May 28, 2020, and June 12, 2020, and August 26, 2020, and September 18, 2020.

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

RESOLUTION 2021R-032

By Goodman

Adopting a policy for waiving on the basis of hardship certain special assessments, administrative fees and charges relating to dangerous construction conditions and emergency abatement activities under Chapter 85 and similar provisions of the Minneapolis Code of Ordinances, as a result of property destruction during the Declaration of Local Emergencies related to civil disturbance between May 28, 2020, and June 12, 2020, and August 26, 2020, and September 18, 2020.

Whereas, the City Council finds that the officer-involved death of Mr. George Floyd on May 25, 2020, sparked protest and civil unrest that resulted in disturbances over the course of multiple days and nights, which led to death and injuries to individuals, the destruction of property, the looting of area businesses, and other disturbances, the scale of which exceeded the capacity and resources of the City to address effectively. In response, Mayor Frey issued a Declaration of Local Emergency related to civil disturbance, which was ratified by the City Council in resolution 2020-00624. The Local Emergency went into effect May 28 and was terminated by City Council action on June 12. Mayor Frey issued a second Declaration of Local Emergency related to civil disturbance on August 26 ratified by the City Council on August 28 and terminated by the City Council on September 18; and

Whereas, the City Council finds that both Declarations of Emergency related to civil disturbance occurred during Mayor Frey’s Declaration of Local Public Health Emergency resulting from imminent health conditions caused by the presence of the Coronavirus Disease; and

Whereas, the City Council finds that in September, the Community Planning and Economic Development (CPED) Department’s Development Services division inventoried eighteen (18) sites that remained in ruins as a result of civil unrest in May and early June. These properties had more than 75 percent of the building damaged. They posed a serious and immediate danger to the community. Owners reported that insurance proceeds and other resources were insufficient to cover the expensive demolition, disposal and restoration work required of fire damaged and contaminated buildings and properties; and

Whereas, the City Council finds that it adopted resolution 2020-01016 approving an appropriation of \$2 million for the clearance of properties reduced to rubble as a result of civil unrest. This extraordinary action provided resources for the City Building Official to more proactively cause the abatement of dangerous construction conditions on multiple sites; and

Whereas, the City Council finds that in October, pursuant to its authority under MCO 85.160 (3) (dangerous construction conditions), the City sent letters and issued orders to 18 property owners to clear the debris from their properties. Owners were given a deadline of November 30 to respond with their intentions. During this period, the City Building Official communicated with, or made multiple attempts to contact, all owners. The City’s Building Official prioritized this work, initiated contact with all owners, offered technical assistance with scope of work development, solicitation of bids, applying for wrecking permits and working through the process of site restoration, including applying for permits and verifying the utility disconnections have been completed with the appropriate utilities; and

Whereas, the City Council finds that the City’s actions helped owners secure claims approvals from insurance companies and bids from wrecking companies. The City has also waived all demolition permit fees for properties damaged by civil unrest. Despite this assistance, several property owners were not able to remediate site conditions. For these properties, the City has, or will, pursue its emergency abatement authority under MCO 85.160 (4) (the “Emergency Abatement Properties”); and

Whereas, the City Council finds that these actions of the City were necessitated by extraordinary circumstances, including civil unrest of a scale that exceeded the capacity and resources of the City to address effectively, resulting in two Declarations of Local Emergency related to civil disturbances;

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

That authority is hereby delegated to the Department of Community Planning & Economic Development (CPED) Director to waive the following provision of MCO Section 85.160(4) for Emergency Abatement: *Any costs associated with an emergency abatement shall be paid by special assessment on the land where the condition exists. Such assessment shall be collected the same as special assessments made for other purposes under section 227.100 of this Code.*

Be It Further Resolved that the City Council hereby states that to be eligible for this waiver, each owner of an Emergency Abatement Property must submit an application and supporting documentation to CPED, demonstrating that:

1. Damage sustained on their property occurred as a result of the civil unrest during May 25- June 12, 2020 or August 26-September 18, 2020, the periods immediately prior to or during the Declarations of Local Emergency related to civil disturbances.
2. The owner did not have an active insurance policy during this period; the owner submitted a claim for damage incurred, under an existing insurance policy, and was denied payment of the claim; or the owner submitted a claim for damage incurred, under an existing insurance policy, and the amount paid by the insurance company failed to cover the full cost of demolition and removal of the structure.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2021A-0108

The Minneapolis City Council hereby authorizes amendments to the agreement amongst the City of Minneapolis, Ryan Companies and the Minnesota Sports Facilities Authority for the 2014 Parking Agreement for the Downtown East Project.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2021A-0109

The Minneapolis City Council hereby authorizes an increase to contract C-43958 with eRecording Partners Network, for an amount not to exceed \$36,000 per year, for electronic transmission of documents related to real estate records with the Hennepin County Recorder's Office.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2021A-0110

The Minneapolis City Council hereby:

1. Approves an application submitted by Kelley Brandt, on behalf of the University of Minnesota, to vacate the utility easements reserved in those parts of previously vacated 18th Ave SE and 7th St SE as granted by City of Minneapolis Resolution Nos. 88R-437 and 88R-438, dated November 13, 1988 (Document Nos. 5655643 & 5682606).
2. Passage of Resolution 2021R-033 vacating the utility easements reserved in those parts of previously vacated 18th Ave SE and 7th St SE (Vacation File No. 1733).

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

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

RESOLUTION 2021R-033

By Goodman

Vacating the utility easements reserved in those parts of previously vacated 18th Ave SE and 7th St SE as granted by City of Minneapolis Resolutions 88R-437, 88R-438 dated November 13, 1988 Document Nos. 5655643 & 5682606 (Vacation File 1733).

Resolved by the City Council of the City of Minneapolis:

The area to be vacated is legally described as follows:

The Southwesterly 25.00 feet of the Northeasterly Half and the Northeasterly 5.00 feet of the Southwesterly Half of vacated 7th Street SE lying Northwesterly of the West line of vacated Oak Street SE and Southeasterly of a line parallel with and 11.00 feet Southeasterly of the Northwesterly line of vacated 18th Avenue SE and its extensions.

AND

The Northwesterly 3.50 feet of the Southeasterly Half and the Southeasterly 29.00 feet of the Northwesterly Half of vacated 18th Avenue SE lying Southwesterly of the Southwesterly line of vacated 8th Street SE and Northeasterly of a line parallel with and 15.00 feet Southwesterly of the Northeasterly line of vacated 7th Street SE and its extensions.

Area of Utility Easement vacation contains 20,626 Sq. Ft. or 0.474 acres.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2021A-0111

The Minneapolis City Council hereby:

1. Approves an application submitted by Palmanisami Palmanisami, on behalf of Broadway Washington, LLC, to rezone (PLAN11921) the property located at 2014 Washington Ave N from the I2 Medium Industrial District to the C2 Neighborhood Corridor Commercial District to establish commercial uses within an existing building.

2. Passage of Ordinance 2021-003 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, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

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

ORDINANCE 2021-003
By Goodman
Intro & 1st Reading: 1/8/2018
Ref to: BIHZ
2nd Reading: 2/12/2021

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 12 & 13, Block 13, Town of North Minneapolis, Hennepin County, Minnesota (2014 Washington Avenue North – Plate #8) to the C2 Neighborhood Corridor Commercial District.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2021A-0112

The Minneapolis City Council hereby approves:

1. An application submitted by Pete Keely, on behalf of Hall Sweeney Properties, LLC, to rezone (PLAN11908) the property located at 4601 Minnehaha Ave from the C1 Neighborhood Commercial District to the C3A Community Activity Center District, retaining the AP Airport Overlay District and PO Pedestrian Oriented Overlay District, to construct a six-story mixed-use building with 123 dwelling units and 4,255 square feet of commercial space.
2. An application submitted by Pete Keely, on behalf of Hall Sweeney Properties, LLC, to rezone (PLAN11908) the property located at 4617 Minnehaha Ave from the R2B Multiple-Family District to the C3A Community Activity Center District and PO Pedestrian Oriented Overlay District, retaining the AP Airport Overlay District, to construct a six-story mixed-use building with 123 dwelling units and 4,255 square feet of commercial space.
3. An application submitted by Pete Keely, on behalf of Hall Sweeney Properties, LLC, to rezone (PLAN11908) the property located at 4621 Minnehaha Ave from the R2B Multiple-Family District to the C3A Community Activity Center District and PO Pedestrian Oriented Overlay District, retaining the AP Airport Overlay District, to construct a six-story mixed-use building with 123 dwelling units and 4,255 square feet of commercial space.

4. Passage of Ordinance 2021-004 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, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

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

ORDINANCE 2021-004
By Goodman
Intro & 1st Reading: 1/8/2018
Ref to: BIHZ
2nd Reading: 2/12/2021

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:

The Southeasterly 13 4/10 feet of Lot 42 and all of Lot 41 except the southeasterly 10 feet thereof, Block 5, "Crosby Investment Company's First Addition To Minneapolis". Hennepin County, Minnesota
(Torrens property, Certificate of Title No. 627941)

All of Lot Forty-Two (42) except the Southerly 13.4 feet front and rear, and all those parts of Lots Forty-three (43) and Forty-four (44) except that part token by the City of Minneapolis for widening East 46th Street, all in Block Five (5), Crosby Investment Company's First Addition to the City of Minneapolis, said property being located at the Southeast comer of the intersection of 46th Street and Minnehaha Avenue in the City of Minneapolis.

(Abstract property)

(4601 Minnehaha Ave – Plate #34) to the C3A Community Activity Center District, retaining the AP Airport Overlay District and PO Pedestrian Oriented Overlay District; and

The Southeasterly 10 feet of Lot 41, Block 5, Crosby Investment Company's First Addition To Minneapolis, Hennepin County, Minnesota.

(Torrens property, Certificate of Title No. 1332271)

Lot 40, Block 5, "Crosby Investment Company's First Addition to Minneapolis," Hennepin County, Minnesota.

(Abstract property)

(4617 Minnehaha Ave – Plate #34) to the C3A Community Activity Center District and PO Pedestrian Oriented Overlay District, retaining the AP Airport Overlay District; and

Lot 39, Block 5, "Crosby Investment Company's First Addition to Minneapolis," Hennepin County, Minnesota.

Registered (Torrens) property: Certificate of Title No. 1348937.

(4621 Minnehaha Ave – Plate #34) to the C3A Community Activity Center District and PO Pedestrian Oriented Overlay District, retaining the AP Airport Overlay District.

(4617 Minnehaha Ave – Plate #34) to the C3A Community Activity Center District and PO Pedestrian Oriented Overlay District, retaining the AP Airport Overlay District; and

Lot 39, Block 5, "Crosby Investment Company's First Addition to Minneapolis," Hennepin County, Minnesota.

Registered (Torrens) property: Certificate of Title No. 1348937.

(4621 Minnehaha Ave – Plate #34) to the C3A Community Activity Center District and PO Pedestrian Oriented Overlay District, retaining the AP Airport Overlay District.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2021A-0113

The Minneapolis City Council hereby:

1. Approves an application submitted by BJ LaVelle to rezone (PLAN11884) the property located at 636 22nd Ave NE from the R2B Multiple Family District to the R3 Multiple Family District to construct a new cluster development including two two-story residential buildings with a total of 10 dwelling units.
2. Passage of Ordinance 2021-005 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, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

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

ORDINANCE 2021-005

By Goodman

Intro & 1st Reading: 1/8/2018

Ref to: BIHZ

2nd Reading: 2/12/2021

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 4, Block 33, Lennon and Newell's Addition to St. Anthony, Hennepin County, Minnesota; and

That part of Lot 5, Block 33, Lennon and Newell’s Addition to St. Anthony, lying easterly of a line that runs from a point on the north line of said Lot 45 that is distant 18 feet west of the northeast corner of said Lot 5 to a point on the south line of said Lot 5, Hennepin County, Minnesota (636 22nd Avenue Northeast – Plate #9) to the R3 Multiple Family District.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

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 2021-006 amending Title 2, Chapter 41 of the Minneapolis Code of Ordinances relating to Administration: Information Governance, adding a new article entitled “Facial Recognition Technology.”

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

ORDINANCE 2021-006
By Fletcher
Intro & 1st Reading: 10/16/2020
Ref to: POGO
2nd Reading: 2/12/2021

Amending Title 2, Chapter 41 of the Minneapolis Code of Ordinances relating to Administration: Information Governance.

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

Section 1. That Chapter 41 of the Minneapolis Code of Ordinances be amended by reorganizing Sections 41.10 through 41.30 into Article I, In General, to read as follows:

ARTICLE I. – IN GENERAL

41.10. - Authorization and purpose. (a) Purpose. This chapter establishes an information governance program that complies with applicable laws and regulations relating to the retention, access, and disposition of city records, including the Official Records Act, Minnesota Statutes § 15.17, the Minnesota Records Management Law, Minnesota Statutes § 138.17, and the Data Practices Act, Minnesota Statutes Chapter 13.

(b) *Definitions.* Words and phrases in this chapter have the same meaning they have in the Minnesota Records Management Law, Minnesota Statutes § 138.17, and the Data Practices Act, Minnesota Statutes Chapter 13.

41.20. - Information governance program. (a) Scope. The information governance program applies to all city departments, personnel, and officials. All city records and data will be managed in accordance with this program.

(b) Program. The information governance program shall:

(1) Establish standards for managing city records and data, including electronic data, from creation through final disposition, including managing creation, access, use, security, storage, retention, and disposition.

- (2) Standardize information governance practices among city departments, to the extent practicable.
- (3) Establish training requirements for all staff, including specialized training for roles identified in section 41.30.
- (4) Promote the maintenance of records and data in a format that facilitates sharing public data.

41.30. - Roles and Responsibilities. (a) *Information governance policy committee.* An information governance policy committee shall be responsible for policy development to govern the maintenance and implementation of the information governance program. The committee shall be comprised of the city clerk, the city coordinator, the chief information officer, and the city attorney. The committee shall meet at least quarterly. The committee shall:

- (1) Review and revise existing city policies and direct development of and adopt new policies as appropriate to implement and maintain the information governance program.
- (2) Report at least annually to city council on the implementation of the information governance program.

(b) *Department heads.* Department heads are responsible for the information assets created, maintained, and used by their department and for ensuring their department is in compliance with the information governance program. Each department head shall appoint a senior-level executive as the department records and data liaison and notify the city clerk of the appointment.

(c) *Departmental records and data liaisons.* Within each department, a senior official shall be responsible for implementing the information governance program. The department records and data liaison shall:

- (1) Implement and maintain the information governance program in that department.
- (2) Assign appropriate department and division personnel to implement and maintain the information governance program.
- (3) Promulgate departmental procedures and training that effectively implement and are consistent with the city's information governance program.
- (4) Ensure that the department's records and data are maintained in accordance with the information governance program.

Section 2. That Chapter 41 of the Minneapolis Code of Ordinances be amended by adding thereto a new Article II, Facial Recognition Technology, including Sections 41.100 through 41.180, to read as follows:

ARTICLE II. – FACIAL RECOGNITION TECHNOLOGY

41.100. – 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 adopt regulations to further the public health, safety, and general welfare.
- (b) Discrimination in all of its forms adversely affects and degrades the health, welfare, and safety of the City. Technology that creates or perpetuates discrimination is harmful to the community.
- (c) Facial recognition technology has been shown to be less accurate in identifying people of color and women. Facial recognition technology has the potential to further harm already disadvantaged communities through incorrect identifications.
- (d) Facial recognition technology also has the potential to be used to increase surveillance of communities of color. This would further disproportionately harm communities that historically have faced elevated levels of policing and harassment.

(e) The City values the privacy of individuals and has adopted Data Privacy Principles. These principles include collecting information on individuals only when there is a reason to do so and being transparent about what data is being collected and why. Facial recognition technology has the potential to undermine and conflict with these City values by increasing the amount of data collected about individuals and the likelihood that data will be collected without transparency.

(f) Facial recognition technology raises unique concerns about intrusiveness, transparency, and public trust in government. The City's use of facial recognition technology to surveil public places would be uniquely intrusive to all who live in, work in, or visit the City, and would harm the public trust in City government.

(g) The City values, respects, and protects the First Amendment right to freedom of speech. Use of facial recognition technology to surveil public places has the potential to chill the exercise of free speech in those public places.

(h) For all of the foregoing reasons, the City desires to prevent discrimination and promote privacy, transparency, and public trust by adopting a ban on City acquisition of facial recognition technology.

41.110. - 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:

City means the City of Minneapolis and any City department, board, commission, officer or employee acting on behalf of the City.

Facial Recognition means an automated or semi-automated process that assists in identifying or verifying an individual, or capturing information about an individual, based upon the individual's face.

Facial Recognition Technology means any computer software or application that performs facial recognition.

41.120. – City Not to Acquire or Use Facial Recognition Technology. (a) Unless expressly permitted by this Article, it shall be unlawful for the City to:

(1) Acquire, obtain, or retain facial recognition technology;

(2) Enter into a contract with a third party for the purpose of acquiring, obtaining, or retaining City access to facial recognition technology; or

(3) Enter into a contract with a third party that assists the third party in developing, improving, or expanding the capabilities of facial recognition technology or provides the third party with access to information that assists the third party in doing so.

(b) Unless expressly permitted by this Article, it shall be unlawful for the City to intentionally or knowingly request, acquire, or use information obtained from facial recognition technology. The City's inadvertent or unintentional acquisition or use of information obtained from facial recognition technology shall not violate this subsection. However, upon discovery of the inadvertent or unintentional acquisition or use of information obtained from facial recognition technology, the information shall not be further used and shall be deleted to the extent permitted by law.

41.130. – Exceptions. (a) Nothing in this Article shall prevent the City from:

(1) Acquiring, obtaining, retaining, or accessing facial recognition technology on an electronic device intended for a single user, such as a cellular phone or tablet, when the facial recognition technology is used solely for the purpose of user authentication;

(2) Acquiring, obtaining, retaining, or accessing social media or communications software or applications intended for communication with the general public that include facial recognition technology, as long as the City does not intentionally use the facial recognition technology;

(3) Acquiring, obtaining, retaining, or accessing facial recognition technology solely for the purpose of using automated or semiautomated redaction software;

(4) Having custody or control of electronic devices that include facial recognition technology when such electronic devices are held by the City solely for evidentiary purposes;

(5) Acquiring, obtaining, retaining, or accessing facial recognition technology, or using information obtained from facial recognition technology, solely for the purpose of controlling City employee access to or providing security for City workplaces that are not open to the public, provided that employees shall be permitted to opt out of using such technology to access the workplace.

(b) It shall not be a violation of this Article for the City to acquire, obtain, or retain facial recognition technology under the following conditions:

(1) The facial recognition technology is an integrated, off the shelf capability, bundled with software or stored on a product or device, and

(2) Other functions of the software, product, or device are necessary or beneficial to the performance of City functions, and

(3) The software, product, or device is not acquired for the purpose of performing facial recognition; and

(4) The facial recognition technology cannot be deleted from the software, product, or device, and

(5) The City does not use the facial recognition technology, and

(6) The City department seeking to acquire the software, product, or device discloses the integrated, off the shelf facial recognition technology that cannot be deleted to the City Council when seeking to acquire the software, product, or device.

(c) Recognizing that changes in technology and circumstances may require additional exceptions to the requirements of this Article, the City Council may permit additional exceptions to the requirements of this Article, under the following conditions:

(1) Any City department that requests an exception to the requirements of this Article shall include in its request to the Council an explanation of the need for an exception, a description of how the technology or information will be used, and a plan for monitoring the technology or information to ensure that its use remains within the approved parameters.

(2) The Council shall hold a public hearing on any proposed exception to the requirements of this Article.

(3) The Council may approve the proposed exception if it finds that the exception is consistent with the stated goals of preventing discrimination and promoting privacy, transparency, and public trust. The Council may require revisions to the proposed plan for monitoring the technology or information as a condition of approval.

(4) The department that has obtained the exception shall annually submit a summary of its uses of the technology or information to the City Clerk. This summary shall not include personally identifiable information or information that is not public pursuant to Minnesota Statutes Chap. 13. The summary shall be included in the annual report required by Section 41.180.

41.140. – Enforcement. (a) No data or information obtained through a violation of this Article shall be received as evidence in any legislative, administrative, regulatory, or other proceeding under the City's jurisdiction.

(b) Upon the discovery of a violation of this Article, the affected Department, Board or Commission shall:

(1) Delete any data or information obtained through the violation of this Article, to the extent permitted by law.

(2) Provide a summary of the nature of the violation and steps taken to delete the data to the City Clerk for inclusion in the report described in Section 41.180.

(c) Any City officer or employee who intentionally violates this Article shall be subject to discipline, consistent with any applicable collective bargaining agreement and other applicable law, policies and procedures.

(d) Nothing in this Article shall be construed to limit any person’s rights or remedies under any Federal or State law.

(e) This Article may be enforced by petition for writ of mandate brought pursuant to Minnesota Statutes, Chapter 586. Prior to the filing of a petition for writ of mandate, a petitioner shall give written notice to the City of the alleged violation of this Article. The City shall have thirty (30) days to correct the alleged violation. No petition for writ of mandate shall be filed in any court until this thirty (30) day period has passed and the City has failed to correct the alleged violation.

41.150. – 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.

41.160. – 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 section shall not be interpreted to preclude a petition for writ of mandamus seeking to compel the City’s compliance with this Article.

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

41.180. – Reporting. Beginning one (1) year after the effective date and annually thereafter, the City Clerk shall provide a written report to the appropriate committee of the City Council regarding the City’s compliance with this Article. This report shall include a summary of any identified violations and any action taken to remedy the violation, but shall not identify any person involved or include personally identifiable information or information that is not public pursuant to Minnesota Statutes Chapter 13.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

State of Minnesota }
County of Hennepin } ss.
City of Minneapolis }

I, Casey Joe Carl, City Clerk of the City of Minneapolis, in the County of Hennepin, and State of Minnesota, hereby certify Ordinance 2021-006 was duly presented to Mayor Jacob Frey on February 12, 2021, and was returned without his signature.

Therefore, in accordance with the provisions of Article 4, Section 4.4(c) of the City Charter, the ordinance has become and is valid, and I hereby certify that it has the same force and effect as if approved by said Mayor.

COUNCIL ACTION 2021A-0114

The Minneapolis City Council hereby authorizes an amendment to the City of Minneapolis Minneflex Plan, as amended and restated effective Jan. 1, 2018, to make changes to Flexible Spending Accounts during calendar year 2021 as authorized by the Consolidated Appropriations Act.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2021A-0115

The Minneapolis City Council hereby approves the following Council appointments to the Transgender Equity Council for an unexpired two-year term beginning Jan 1, 2021, and ending Dec 31, 2022: Emma Grey, Seat 3, Ward 2; and Galen Mitchell, Seat 4, Ward 8.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2021A-0116

The Minneapolis City Council hereby approves the settlement of Raul Estrada by payment of \$100,000 to Mr. Estrada 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, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2021A-0117

The Minneapolis City Council hereby approves the workers' compensation claim of Tammy Persoon by payment of \$125,000 to Ms. Persoon and her attorney Meuser Law Firm 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, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2021A-0118

The Minneapolis City Council hereby approves the settlement in the special assessment appeal Minnesota Commercial Railway v. City of Minneapolis, et al. (Court File No. 27-CV-19-8850) by reduction of the special assessment by \$55,818.79 from the amount of \$63,818.79 to \$8,000, and authorizes the City Attorney's Office to execute any documents necessary to effectuate the same.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2021A-0119

The Minneapolis City Council hereby authorizes an increase to Contract No. COM0000416 with Modern Piping, Inc., in the amount of \$90,482 for a total amount not to exceed \$28,631,605, for increased costs for mechanical work, for the Public Service Building Project.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2021A-0120

The Minneapolis City Council hereby authorizes an increase to Contract No. C-44463 with Knutson Construction Services, Inc., in the amount of \$15,982 for a total amount not to exceed \$12,041,444 for additional concrete work for the Public Service Building Project.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2021A-0121

The Minneapolis City Council hereby authorizes an increase to Contract No. COM0000189 with Premier Electrical Corporation, in the amount of \$642,606 for a total amount not to exceed \$16,114,002 for additional electrical work for the Public Service Building Project.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2021A-0122

The Minneapolis City Council hereby authorizes an increase to Contract No. C-41632 with Wold Architects and Engineers, in the amount of \$12,000 for a total amount not to exceed \$309,000, and an extension through December 31, 2022, for the Fire Stations No. 4 and No. 8 Improvements Project.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2021A-0123

The Minneapolis City Council hereby authorizes an increase to Contract No. C-41693 with West Publishing Corporation, in the amount of \$65,470 for a total amount not to exceed \$303,547, for online research services and access to databases that provide the Minneapolis Police Department the ability to conduct research and retrieve information.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2021A-0124

The Minneapolis City Council hereby authorizes an increase to Contract No. C-43267 with Standard Insurance Company, in the amount of \$3,000,000 for a total amount not to exceed \$13,099,776 for the contract terms of Jan. 1 2021 to Dec. 31 2021 and Jan. 1, 2022 to Dec. 31 2022, for employee life and disability insurance and leave management services.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2021A-0125

The Minneapolis City Council hereby authorizes a one-year contract with Hillard Heintze LLC, in the amount of \$229,490.55 to provide an after action review and report on the response to the civil unrest associated with the death of George Floyd.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

On behalf of the Policy & Government Oversight Committee, Jenkins offered Resolution 2021R-034 amending Resolution 2020R-108 entitled "Adopting a wage freeze for all positions in the appointed, politically appointed, and non-represented employee groups," passed April 24, 2020, to allow for removal of the freeze on step movements occurring between April 29, 2021, and December 31, 2021, and adding additional exceptions to the wage freeze.

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

RESOLUTION 2021R-034

By Bender

Amending Resolution 2020R-108 entitled "Adopting a wage freeze for all positions in the appointed, politically appointed, and non-represented employee groups," passed April 24, 2020, to allow for removal of the freeze on step movements occurring between April 29, 2021, and December 31, 2021, and adding additional exceptions to the wage freeze.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution be amended to read as follows:

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, the United States and the State of Minnesota have both declared states of emergencies related to urgent conditions created by the presence of 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, pending the initial ratification of the City Council within seventy-two (72) hours of the declaration, as required by law; and

Whereas, the Finance & Property Services Department has projected a potential loss of revenues across all City funds in the \$100 to \$200 million range for 2020, as well as a projected negative budget deficit for calendar year 2021; and

Whereas, the Mayor has proposed cost containment measures including implementation of a wage freeze; and

Whereas, the Executive Committee received a report on the Mayor's recommended wage freeze at its meeting on April 14, 2020, and forwarded a favorable recommendation on that proposal to the full City Council;

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

That a wage freeze is hereby implemented for all positions in the appointed, politically appointed, and non-represented employee groups, to become and remain in effect from April 29, 2020, through December 31, 2021. The wage freeze includes, but is not limited to, pay increases that are the result of across the board increases, ~~step movements~~, longevity pay, and classification studies with effective dates between April 29, 2020, and December 31, 2021. Exceptions to the wage freeze are permitted at the discretion of Human Resources as follows:

1. Pay increases as a result of a significant increase in the level of job duties (work) as determined by Human Resources.

2. Merit pay for taking on a major project or a temporary increase in job duties (non-represented employees only).
3. Increased pay for a detailed employee where the pay rate for the detail assignment is greater than the employee's regular rate of pay.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

The PUBLIC HEALTH & SAFETY Committee submitted the following report:

COUNCIL ACTION 2021A-0126

The Minneapolis City Council hereby directs staff in the Labor Standards Division of the Civil Rights Department to work with the Workplace Advisory Committee to form a Downtown Workers Subcommittee, to identify options for safeguarding the health and safety of the downtown workforce as it returns from shutdown due to the COVID-19 pandemic, and to report back to the Public Health & Safety Committee with initial recommendations no later than Jul 31, 2021.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2021A-0127

The Minneapolis City Council hereby:

1. Accepts additional grant funding in the amount of \$75,000 from the Center for Disease Control (CDC) for services related to Realizing and Advancing Collective Equity in Violence Prevention Efforts for Young People of Color (RACE-VIP) for the period August 2020 thru August 2021.
2. Authorizes an amended agreement with the Center for Disease Control (CDC) for the additional grant funds.
3. Passage of Resolution 2021R-035 approving appropriation of funds to the Health Department.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

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

RESOLUTION 2021R-035

By Fletcher

Amending The 2021 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 (01300-8600160) revenue code 321007) by \$75,000 and increasing the revenue estimate (01300-8600160) by \$75,000.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

On behalf of the Public Health & Safety Committee, Cunningham offered Resolution 2021R-036 appropriating funds for 2021 from the Public Safety Staffing Reserve to the Police Department to fund two additional hiring/training classes and the Community Service Officers Program.

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

RESOLUTION 2021R-036
By Palmisano

Amending The 2021 General Appropriation Resolution.

Resolved by The City Council of the City of Minneapolis:

That the above-entitled resolution be amended to support the additional hiring and training within the Minneapolis Police Department (MPD) by decreasing funds from the Finance and Property Services Public Safety Staffing Reserve (00100-8200900-513000) and increasing the appropriation for the MPD in the General Fund by the following:

- 00100-4001240 \$2,293,492
- 00100-4002000 \$1,254,333
- 00100-4004000 \$2,879,175

and further amending the resolution by increasing the Minneapolis Police Department revenue estimate by the same amounts to the aforementioned departments.

Funding for additional hiring and training, as approved, shall be dispersed according to the following schedule:

Scheduled Release of Funds

Hiring & Training Expenses	Immediate	April	May	July	November	TOTALS
Community Service Officers Payroll Costs	2,100,000					2,100,000
Community Service Officers Tuition Costs	200,000					200,000
Recruit Class 2 Training Costs		1,200,000				1,200,000
Recruit Class 2 Payroll				1,600,000		1,600,000
Cadet Class 3 Training Costs			350,000	450,000		800,000
Allocated Internal Service Charges		300,000				300,000
Cadet Class 3 Payroll					227,000	227,000
TOTALS	\$2,300,000	\$1,500,000	\$350,000	\$2,050,000	\$227,000	\$6,427,000

Be It Further Resolved that the Minneapolis Police Department shall furnish a mid-year status update on deployment of these funds.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

The TRANSPORTATION & PUBLIC WORKS Committee submitted the following report:

On behalf of the Transportation & Public Works Committee, Reich offered Resolution 2021R-037 ordering the work to proceed and adopting special assessments for the 17th Ave NE and NE River Ridge Street Resurfacing Project No. 2337B as part of the 2021 Street Resurfacing Program.

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

RESOLUTION 2021R-037

By Reich

Ordering the work to proceed and adopting special assessments for the 17th Ave NE and NE River Ridge Street Resurfacing Project No. 2337B as part of the 2021 Street Resurfacing Program.

Whereas, a public hearing was held on February 3, 2021, in accordance with Minneapolis City Charter, Article IX, Section 9.6(c), and Minneapolis Code of Ordinances, Section 24.110, to consider the proposed improvements as designated in Resolution 2020R-387, passed December 18, 2020, to consider the proposed special assessments as on file in the Public Works Special Assessment Office, and to consider all written and oral objections and statements regarding the proposed improvements and the proposed special assessments;

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

That the Department of Public Works is hereby ordered to proceed and do the work as designated in said Resolution 2020R-387, passed December 18, 2020.

Be It Further Resolved that the proposed special assessments in the total amount of \$170,368.19 for the 17th Ave NE and NE River Ridge Street Resurfacing Project (Levy No. 01027, 2337B), as on file in the Public Works Special Assessment Office, are hereby adopted and assessed against the benefited properties.

Be It Further Resolved that the number of successive equal annual principal installments by which the special assessments of more than \$150 may be paid shall be fixed at five (5) and that the interest be charged at an interest rate of 2.4%, with collection of the special assessments to begin on the 2022 real estate tax statements.

Be It Further Resolved that the number of installments by which the special assessments of \$150 or less may be paid shall be fixed at one (1) and that the interest be charged at an interest rate of 2.1%, with collection of the special assessments to begin on the 2022 real estate tax statements.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Resolution 2021R-038 requesting the Board of Estimate and Taxation authorize the City's issuance and sale of assessment bonds in the amount of \$170,368.19 for the purpose of paying the assessed cost of street improvements in the 17th Ave NE and NE River Ridge Street Resurfacing Project No. 2337B.

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

RESOLUTION 2021R-038

By Fletcher

Requesting the Board of Estimate and Taxation authorize the City's issuance and sale of assessment bonds in the amount of \$170,368.19 for certain purposes other than the purchase of public utilities.

Resolved by The City Council of The City of Minneapolis:

That the Board of Estimate and Taxation be requested to authorize the City to incur indebtedness and issue and sell City of Minneapolis bonds for the purpose of paying the assessed cost of street improvements in the 17th Ave NE and NE River Ridge Street Resurfacing Project No. 2337B, to be assessed against benefited properties as estimated by the City Council, which assessments shall be collectible in five (5) successive annual installments payable in the same manner as real estate taxes.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Resolution 2021R-039 ordering the work to proceed and adopting special assessments for the 54th St E and 57th St E Street Resurfacing Project No. 2337A as part of the 2021 Street Resurfacing Program.

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

RESOLUTION 2021R-039

By Reich

Ordering the work to proceed and adopting special assessments for the 54th St E and 57th St E Street Resurfacing Project No. 2337A as part of the 2021 Street Resurfacing Program.

Whereas, a public hearing was held on February 3, 2021, in accordance with Minneapolis City Charter, Article IX, Section 9.6(c), and Minneapolis Code of Ordinances, Section 24.110, to consider the proposed improvements as designated in Resolution 2020R-387, passed December 18, 2020, to consider the proposed special assessments as on file in the Public Works Special Assessment Office, and to consider all written and oral objections and statements regarding the proposed improvements and the proposed special assessments;

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

That the Department of Public Works is hereby ordered to proceed and do the work as designated in said Resolution 2020R-387, passed December 18, 2020.

Be It Further Resolved that the proposed special assessments in the total amount of \$322,058.78 for the 54th St E and 57th St E Street Resurfacing Project (Levy No. 01027, 2337A), as on file in the Public Works Special Assessment Office, are hereby adopted and assessed against the benefited properties.

Be It Further Resolved that the number of successive equal annual principal installments by which the special assessments of more than \$150 may be paid shall be fixed at five (5) and that the interest be charged at an interest rate of 2.4%, with collection of the special assessments to begin on the 2022 real estate tax statements.

Be It Further Resolved that the number of installments by which the special assessments of \$150 or less may be paid shall be fixed at one (1) and that the interest be charged at an interest rate of 2.1%, with collection of the special assessments to begin on the 2022 real estate tax statements.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Resolution 2021R-040 requesting the Board of Estimate and Taxation authorize the City's issuance and sale of assessment bonds in the amount of \$322,058.78 for the purpose of paying the assessed cost of street improvements in the 54th St E and 57th St E Street Resurfacing Project No. 2337A.

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

RESOLUTION 2021R-040

By Fletcher

Requesting the Board of Estimate and Taxation authorize the City's issuance and sale of assessment bonds in the amount of \$322,058.78 for certain purposes other than the purchase of public utilities.

Resolved by The City Council of The City of Minneapolis:

That the Board of Estimate and Taxation be requested to authorize the City to incur indebtedness and issue and sell City of Minneapolis bonds for the purpose of paying the assessed cost of street improvements in the 54th St E and 57th St E Street Resurfacing Project No. 2337A, to be assessed against benefited properties as estimated by the City Council, which assessments shall be collectible in five (5) successive annual installments payable in the same manner as real estate taxes.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2021A-0128

The Minneapolis City Council hereby authorizes an increase to Contract No. COM0002019 with PCI Roads LLC, in the amount of \$43,315.47 for a total amount not to exceed \$516,337.47, for additional project work and costs associated with unforeseen conditions for the 1st St N over Bassett Creek Tunnel Repair Project, all in accordance with City specifications.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2021A-0129

The Minneapolis City Council hereby authorizes an increase to Contract No. C-44191 with Custom Products and Services, in the amount of \$740,589 for a total amount not to exceed \$3,602,296, for streetscape maintenance services for Special Service Districts.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2021A-0130

The Minneapolis City Council hereby authorizes the submittal of a grant application for transportation funds through the Minnesota Department of Transportation's 2021 Local Road Improvement Program (LRIP), in the amount of \$1,025,000, for the reconstruction of Hennepin Ave from Lake St to Douglas Ave.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Resolution 2021R-041 authorizing the third amended and restated Joint Powers Agreement establishing the I-35W Solutions Alliance.

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

RESOLUTION 2021R-041

By Reich

Authorizing the third amended and restated Joint Powers Agreement establishing the I-35W Solutions Alliance.

Whereas, the City of Minneapolis is a member of the Joint Powers Agreement creating and establishing the I-35W Solutions Alliance; and

Whereas, the existing Joint Powers Agreement expired on December 31, 2020, unless continued upon written agreement by all members; and

Whereas, it is in the best interests of the City of Minneapolis, the region, and the state to continue the work of the I-35W Solutions Alliance;

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

That the third amended and restated Joint Powers Agreement is hereby approved.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Approved by Mayor Jacob Frey 2/16/2021

(Published 2/17/2021)

COUNCIL ACTION 2021A-0131

The Minneapolis City Council hereby approves the following Council reappointments to the 48th St East and Chicago Avenue South Special Service District Advisory Board for two-year terms beginning January 1, 2021, and ending December 31, 2022: Joyce Tesarek, Seat 1, Ward 11; Harvey McLain, Seat 2, Ward 8; and Bob Gustafson, Seat 3, Ward 13.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Approved by Mayor Jacob Frey 2/16/2021

(Published 2/17/2021)

COUNCIL ACTION 2021A-0132

The Minneapolis City Council hereby approves the following relating to the 50th and France Special Service District Advisory Board:

1. Approves the following Council reappointments for two-year terms beginning January 1, 2021, and ending December 31, 2022: Robert Sykes, Seat 1; Heidi Bing, Seat 2, Ward 13; and Steve Young, Seat 3, Ward 13.
2. Waives the residency requirement (Minneapolis Code of Ordinance 14.180) for Robert Sykes.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Approved by Mayor Jacob Frey 2/16/2021

(Published 2/17/2021)

COUNCIL ACTION 2021A-0133

The Minneapolis City Council hereby approves the following relating to the 54th & Lyndale Special Service District Advisory Board:

1. Approves the following Council reappointments for two-year terms beginning January 1, 2021, and ending December 31, 2022: Dan Campo, Seat 1, Ward 13; Kelby Howell, Seat 2, Ward 11; and Dan Leitner, Seat 3.
2. Waives the residency requirement (Minneapolis Code of Ordinance 14.180) for Dan Leitner.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Approved by Mayor Jacob Frey 2/16/2021

(Published 2/17/2021)

COUNCIL ACTION 2021A-0134

The Minneapolis City Council hereby approves the following relating to the Bloomington-Lake Special Service District Advisory Board:

1. Approves the following Council reappointments for two-year terms beginning January 1, 2021, and ending December 31, 2022: Stacy Geniz, Seat 1; Cynthia Awaijane, Seat 2; and Julie Ingebretsen, Seat 3, Ward 13.
2. Waives the residency requirement (Minneapolis Code of Ordinance 14.180) for Stacy Geniz and Cynthia Awaijane.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Approved by Mayor Jacob Frey 2/16/2021

(Published 2/17/2021)

COUNCIL ACTION 2021A-0135

The Minneapolis City Council hereby approves the following relating to the Central Avenue Special Service District Advisory Board:

1. Approves the following Council appointment for a two-year term beginning January 1, 2021, and ending December 31, 2022: John Higgins, Seat 4, Ward 1.
2. Approves the following Council reappointments for two-year terms beginning January 1, 2021, and ending December 31, 2022: Katherine Bakke, Seat 1, Ward 1; John Lacaria, Seat 2, Ward 9; Joe Hatch-Surisook, Seat 3, Ward 3; Lynda MacDonald, Seat 5; Scott McCleary, Seat 6, Ward 1; Patty Shoenbauer-Grell, Seat 7, Ward 1; and Evan Sallee, Seat 8, Ward 1.
3. Waives the residency requirement (Minneapolis Code of Ordinance 14.180) for Lynda MacDonald.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Approved by Mayor Jacob Frey 2/16/2021

(Published 2/17/2021)

COUNCIL ACTION 2021A-0136

The Minneapolis City Council hereby approves the following relating to the Chicago-Lake Special Service District Advisory Board:

1. Approves the following Council reappointments for two-year terms beginning January 1, 2021, and ending December 31, 2022: Ted Campbell, Seat 1, Ward 9; Julian Ocampo, Seat 2; and Earlsworth (Baba) Letang, Seat 3.

2. Waives the residency requirement (Minneapolis Code of Ordinance 14.180) for Julian Ocampo and Earlsworth (Baba) Letang.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Approved by Mayor Jacob Frey 2/16/2021

(Published 2/17/2021)

COUNCIL ACTION 2021A-0137

The Minneapolis City Council hereby approves the following relating to the Dinkytown Special Service District Advisory Board:

1. Approves the following Council appointment for a two-year term beginning January 1, 2021, and ending December 31, 2022: Marc Edwards, Seat 3.
2. Approves the following Council reappointments for two-year terms beginning January 1, 2021, and ending December 31, 2022: Brian Deppe, Seat 1, Ward 11; Jeff Ashland, Seat 2; and Lynn Nyman, Seat 5, Ward 2.
3. Waives the residency requirement (Minneapolis Code of Ordinance 14.180) for Marc Edwards and Jeff Ashland.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Approved by Mayor Jacob Frey 2/16/2021

(Published 2/17/2021)

COUNCIL ACTION 2021A-0138

The Minneapolis City Council hereby approves the following relating to the East Lake Street Special Service District Advisory Board:

1. Approves the following Council appointment for a two-year term beginning January 1, 2021, and ending December 31, 2022: Trentt Cramer, Seat 3, Ward 12.
2. Approves the following Council reappointments for two-year terms beginning January 1, 2021, and ending December 31, 2022: Nancy Ford, Seat 1, Ward 12; Alan Puder, Seat 2; and Daniel Kennedy, Seat 5.
3. Waives the residency requirement (Minneapolis Code of Ordinance 14.180) for Alan Puder and Daniel Kennedy.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Approved by Mayor Jacob Frey 2/16/2021

(Published 2/17/2021)

COUNCIL ACTION 2021A-0139

The Minneapolis City Council hereby approves the following relating to the Eat Street Special Service District Advisory Board:

1. Approves the following Council appointments for two-year terms beginning January 1, 2021, and ending December 31, 2022: Marin Byrne, Seat 2, Ward 8; and Mike Finkelstein, Seat 3, Ward 7.
2. Approves the following Council reappointment for a two-year term beginning January 1, 2021, and ending December 31, 2022: Sam Turner, Seat 1, Ward 7.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Approved by Mayor Jacob Frey 2/16/2021

(Published 2/17/2021)

COUNCIL ACTION 2021A-0140

The Minneapolis City Council hereby approves the following relating to the Linden Hills Special Service District Advisory Board:

1. Approves the following Council appointment for a two-year term beginning January 1, 2021, and ending December 31, 2022: Jen Bellefleur, Seat 1, Ward 13.
2. Approves the following Council reappointments for two-year terms beginning January 1, 2021, and ending December 31, 2022: Mark Dwyer, Seat 2, Ward 13; Mark Settergren, Seat 3; Felicity Britton, Seat 4, Ward 13; and Peter Hinke, Seat 5, Ward 13.
3. Waives the residency requirement (Minneapolis Code of Ordinance 14.180) for Mark Settergren.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Approved by Mayor Jacob Frey 2/16/2021

(Published 2/17/2021)

COUNCIL ACTION 2021A-0141

The Minneapolis City Council hereby approves the following relating to the Lowry Hill Special Service District Advisory Board:

1. Approves the following Council reappointments for two-year terms beginning January 1, 2021, and ending December 31, 2022: Chai Thao, Seat 1; and Tom Fletcher, Seat 3.
2. Waives the residency requirement (Minneapolis Code of Ordinance 14.180) for Chai Thao and Tom Fletcher.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Approved by Mayor Jacob Frey 2/16/2021

(Published 2/17/2021)

COUNCIL ACTION 2021A-0142

The Minneapolis City Council hereby approves the following relating to the Lyndale-Lake Special Service District Advisory Board:

1. Approves the following Council appointment for a two-year term beginning January 1, 2021, and ending December 31, 2022: Stuart Ackerberg, Seat 1, Ward 7.
2. Approves the following Council reappointments for two-year terms beginning January 1, 2021, and ending December 31, 2022: Denise Arambadjis, Seat 2; Cole Rogers, Seat 3, Ward 10; John Meegan, Seat 4, Ward 10; and Christina Le, Seat 5.
3. Waives the residency requirement (Minneapolis Code of Ordinance 14.180) for Denise Arambadjis and Christina Le.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Approved by Mayor Jacob Frey 2/16/2021

(Published 2/17/2021)

COUNCIL ACTION 2021A-0143

The Minneapolis City Council hereby approves the following relating to the Stadium Village Special Service District Advisory Board:

1. Approves the following Council reappointments for two-year terms beginning January 1, 2021, and ending December 31, 2022: Chuck Goldberg, Seat 2; and Summer Cline, Seat 3.
2. Waives the residency requirement (Minneapolis Code of Ordinance 14.180) for Chuck Goldberg and Summer Cline.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Approved by Mayor Jacob Frey 2/16/2021

(Published 2/17/2021)

COUNCIL ACTION 2021A-0144

The Minneapolis City Council hereby approves the following relating to the Uptown Special Service District Advisory Board:

1. Approves the following Council appointment for a two-year term beginning January 1, 2021, and ending December 31, 2022: Nicholas Hall, Seat 5, Ward 10.
2. Approves the following Council reappointments for two-year terms beginning January 1, 2021, and ending December 31, 2022: Jacqueline Knight, Seat 1, Ward 11; Robert Sorenson, Seat 2; Nick Walton, Seat 3, Ward 13; Jeffery Herman, Seat 4; Michael Finn, Seat 6; and Daniel Trebil, Seat 7.

3. Waives the residency requirement (Minneapolis Code of Ordinance 14.180) for Robert Sorenson, Jeffery Herman, Michael Finn, and Daniel Trebil.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Approved by Mayor Jacob Frey 2/16/2021

(Published 2/17/2021)

COUNCIL ACTION 2021A-0145

The Minneapolis City Council hereby approves the following relating to the West Broadway Improvement Special Service District Advisory Board:

1. Approves the following Council reappointments for two-year terms beginning January 1, 2021, and ending December 31, 2022: Tara Watson, Seat 1; Justin Baylor, Seat 2, Ward 5; Dean Rose, Seat 3; Kagalee (KB) Brown, Seat 4, Ward 2; and James Scott, Seat 5.
2. Waives the residency requirement (Minneapolis Code of Ordinance 14.180) for Tara Watson, Dean Rose, and James Scott.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Approved by Mayor Jacob Frey 2/16/2021

(Published 2/17/2021)

COUNCIL ACTION 2021A-0146

The Minneapolis City Council hereby approves the layout for the Osseo Rd (CSAH 152) Street Reconstruction Project from 49th Ave N to Penn Ave N, as further set forth in Legislative File No. 2021-00164 on file in the office of the City Clerk.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2021A-0147

The Minneapolis City Council hereby accepts the low bid of Groove Tech of MN, Inc., submitted on Event No. 1264, in the amount of \$499,576, to provide all materials, labor, equipment, and incidentals necessary for traffic marking thermoplastic, and authorizing a contract for the project for 2021, with the option to extend the contract for two additional one-year periods at the sole option of the city, all in accordance with City specifications.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2021A-0148

The Minneapolis City Council hereby accepts the low bid of Minger Construction Companies, Inc., submitted on Event No. 1328, in the amount of \$1,727,061, to provide all materials, labor, equipment, and incidentals necessary for the Hennepin Ave (from 5th St to 7th St) Sanitary Sewer Replacement 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, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2021A-0149

The Minneapolis City Council hereby accepts the low bid of Veit & Company, Inc., submitted on Event No. 1289, in the amount of \$8,126,126.51, to provide all materials, labor, equipment, and incidentals necessary for the 4th St N and S (from 2nd Ave N to 4th Ave S) Street Reconstruction Project, and authorizes a contract for the project, all in accordance with City specifications.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2021A-0150

The Minneapolis City Council hereby adopts the updated Green Fleet Policy to guide vehicle procurement practices to help meet City sustainability goals while continuing to provide vehicles that meet organizational needs, as further set forth in Legislative File No. 2021-00169 on file in the office of the City Clerk.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

REPORTS OF SPECIAL COMMITTEES

The EXECUTIVE Committee submitted the following report:

Jenkins moved to receive and file the appointment by the Executive Committee of Andrea Brennan to the appointed position of Director of Community Planning & Economic Development Department and Executive Director of the Minneapolis Community Development Agency for an unexpired term ending January 2, 2022; and to refer the appointment to the Business, Inspections, Housing & Zoning Committee for the setting of a public hearing.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

INTRODUCTION & REFERRAL CALENDAR

Pursuant to notice, Goodman moved to introduce the subject matter of an ordinance amending Title 1, Chapter 2 of the Minneapolis Code of Ordinances relating to General Provisions: Administrative Enforcement and Hearing Process, which was given its first reading and referred to the Business, Inspections, Housing & Zoning Committee, adding and amending provisions related to administrative hearing procedures.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Pursuant to notice, Goodman moved to introduce the subject matter of an ordinance amending Title 4 of the Minneapolis Code of Ordinances relating to Animal Care and Control, which was given its first reading and referred to the Business, Inspections, Housing & Zoning Committee, adding and amending provisions related to lifetime license applications and rabies procedures.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Cunningham, Fletcher, and Schroeder moved to request unanimous consent to introduce an ordinance, to be submitted to the voters at the November 2, 2021, municipal election, proposing amendments to Article VIII of the Minneapolis City Charter relating to Officers and Other Employees, for first reading and referral to the Public Health & Safety Committee, pertaining to the creation of a new Charter Department to provide public safety services, including law enforcement, and the removal of the Police Department as a standalone Charter Department.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Osman, Jenkins, Cano, Bender, Schroeder, Johnson (11)

Noes: Goodman, Palmisano (2)

Absent: (0)

The motion failed for lack of achieving unanimous consent of the members.

Thereupon, Cunningham, Fletcher, and Schroeder gave notice of intent to introduce at the next regular meeting of the City Council an ordinance, to be submitted to the voters at the November 2, 2021, municipal election, proposing amendments to Article VIII of the Minneapolis City Charter relating to Officers and Other Employees, pertaining to the creation of a new Charter Department to provide public safety services, including law enforcement, and the removal of the Police Department as a standalone Charter Department.

ADJOURNMENT

The meeting was adjourned at 10:23 a.m.

Casey Joe Carl,
City Clerk