

REPORT TO THE CITY COUNCIL FROM  
**POLICY & GOVERNMENT OVERSIGHT COMMITTEE**

April 14, 2021

A regular meeting of the committee was convened at 1:33 pm on this date.

Members Present: Council Members Andrea Jenkins (Chair), Jeremiah Ellison (Vice-Chair), Kevin Reich, Cam Gordon, Steve Fletcher, Phillippe Cunningham, Jamal Osman, Lisa Goodman, Lisa Bender, Jeremy Schroeder, Andrew Johnson, and Linea Palmisano (Quorum - 7)

Members Absent: Council Member Alondra Cano

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

Matters listed below are hereby submitted with the following recommendations; to-wit:

1. Civil Service Commission appointment ([2021-00314](#))

Considering the appointment by the Executive Committee of Candace Falk to the Civil Service Commission, Seat 2, for a three-year term beginning Mar 1, 2021, and ending Feb 28, 2024.

The public hearing was opened. There were no persons wishing to speak.

Due to a clerical error regarding noticing of the hearing, Jenkins moved to continue to meeting of April 28, 2021.

On roll call, the motion passed.

Aye: Jenkins, Ellison, Reich, Gordon, Fletcher, Cunningham, Osman, Goodman, Bender, Schroeder, Johnson, and Palmisano (12)

Absent: Cano (1)

Nay: (0)

Abstain: (0)

2. Appointment of City Assessor ([2021-00363](#))

Setting a public hearing for April 28, 2021, to consider the appointment by the Executive Committee of Rebecca Malmquist to the appointed position of City Assessor for an unexpired term ending Jan 2, 2022.

Jenkins moved to set public hearing for Apr 28, 2021. On roll call, the motion passed.

Aye: Jenkins, Ellison, Reich, Gordon, Fletcher, Cunningham, Osman, Goodman, Bender, Schroeder, Johnson, and Palmisano (12)

Absent: Cano (1)

Nay: (0)

Abstain: (0)

3. Legal Level of Budgetary Control update ([2021-00413](#))

Receiving and filing a report relating to best practices and options for the City Council regarding the City's Legal Level of Budgetary Control.

Jenkins moved to refer to staff. On roll call, the motion passed.

Aye: Jenkins, Ellison, Reich, Gordon, Fletcher, Cunningham, Osman, Goodman, Bender, Schroeder, Johnson, and Palmisano (12)

Absent: Cano (1)

Nay: (0)

Abstain: (0)

4. Rollover of unspent 2020 appropriations ([2021-00406](#))

Passage of Resolution amending the 2021 General Appropriation Resolution to roll over funds from 2020 to 2021 for items that were delayed or not completed during the 2020 budget year for several operating departments.

Jenkins moved to approve. On roll call, the motion passed.

Aye: Jenkins, Ellison, Reich, Gordon, Fletcher, Cunningham, Osman, Goodman, Bender, Schroeder, Johnson, and Palmisano (12)

Absent: Cano (1)

Nay: (0)

Abstain: (0)

5. Capital Long-Range Improvements Committee (CLIC) Appointments ([2021-00432](#))

Approving the following Council appointments for two-year terms beginning January 1, 2021, and ending December 31, 2022: Jake McCormik, Seat 1, Ward 1; Zakaria Aden, Seat 6, Ward 3; Kai Gudmestad, Seat 26, Ward 13.

Jenkins moved to approve. On roll call, the motion passed.

Aye: Jenkins, Ellison, Reich, Gordon, Fletcher, Cunningham, Osman, Goodman, Bender, Schroeder, Johnson, and Palmisano (12)

Absent: Cano (1)

Nay: (0)

Abstain: (0)

6. Legal Settlement: Worker's Compensation claim of Shannon Barnette ([2021-00394](#))

Approving the Worker's Compensation claim of Shannon Barnette by payment of \$120,000 to Ms. Barnette and her attorneys Meuser Law Firm, and authorizing the City Attorney's Office to execute any documents necessary to effectuate the settlement.

Jenkins moved to approve. On roll call, the motion passed.

Aye: Jenkins, Ellison, Reich, Gordon, Fletcher, Cunningham, Osman, Goodman, Bender, Schroeder, Johnson, and Palmisano (12)

Absent: Cano (1)

Nay: (0)

Abstain: (0)

7. Legal Settlement: Worker's Compensation claim of Jeffrey Mercill ([2021-00395](#))

Approving the Worker's Compensation claim of Jeffrey Mercill by payment of \$170,000 over three years to Mr. Mercill and his attorneys, and authorizing the City Attorney's Office to execute any documents necessary to effectuate the settlement.

Jenkins moved to approve. On roll call, the motion passed.

Aye: Jenkins, Ellison, Reich, Gordon, Fletcher, Cunningham, Osman, Goodman, Bender, Schroeder, Johnson, and Palmisano (12)

Absent: Cano (1)

Nay: (0)

Abstain: (0)

8. Legal Settlement: Worker's Compensation claim of Justin Churchill ([2021-00396](#))

Approving the Worker's Compensation claim of Justin Churchill by payment of \$150,000 over three years to Mr. Churchill and his attorneys, and authorizing the City Attorney's office to execute any documents necessary to effectuate the settlement.

Jenkins moved to approve. On roll call, the motion passed.

Aye: Jenkins, Ellison, Reich, Gordon, Fletcher, Cunningham, Osman, Goodman, Bender, Schroeder, Johnson, and Palmisano (12)

Absent: Cano (1)

Nay: (0)

Abstain: (0)

9. Legal Settlement: Worker's Compensation claim of Gregory Freeman ([2021-00397](#))

Approving the Worker's Compensation claim of Gregory Freeman by payment of \$200,000 over three years to Mr. Freeman and his attorneys, and authorizing the City Attorney's Office to execute any documents necessary to effectuate the settlement.

Jenkins moved to approve. On roll call, the motion passed.

Aye: Jenkins, Ellison, Reich, Gordon, Fletcher, Cunningham, Osman, Goodman, Bender, Schroeder, Johnson, and Palmisano (12)

Absent: Cano (1)

Nay: (0)

Abstain: (0)

10. Legal Settlement: Worker's Compensation claim of Curtis Drew ([2021-00400](#))

Approving the worker's compensation claim of Curtis Drew by payment of \$135,000 to Mr. Drew and his attorneys, and authorizing the City Attorney's Office to execute any documents necessary to effectuate the settlement.

Jenkins moved to approve. On roll call, the motion passed.

Aye: Jenkins, Ellison, Reich, Gordon, Fletcher, Cunningham, Osman, Goodman, Bender, Schroeder, Johnson, and Palmisano (12)

Absent: Cano (1)

Nay: (0)

Abstain: (0)

11. Legal Settlement: Worker's Compensation claim of Jason Walters ([2021-00401](#))

Approving the worker's compensation claim of Jason Walters by payment of \$190,000 to Mr. Walters and his attorneys Meuser Law Firm, and authorizing the City Attorney's Office to execute any documents necessary to effectuate the settlement.

Jenkins moved to approve. On roll call, the motion passed.

Aye: Jenkins, Ellison, Reich, Gordon, Fletcher, Cunningham, Osman, Goodman, Bender, Schroeder, Johnson, and Palmisano (12)

Absent: Cano (1)

Nay: (0)

Abstain: (0)

12. Legal Settlement: Worker's Compensation claim of David Peterson ([2021-00402](#))

Approving the worker's compensation claim of David Peterson by payment of \$175,000 over three years to Mr. Peterson and his attorneys Meuser Law Firm, and authorizing the City Attorney's Office to execute any documents necessary to effectuate the settlement.

Jenkins moved to approve. On roll call, the motion passed.

Aye: Jenkins, Ellison, Reich, Gordon, Fletcher, Cunningham, Osman, Goodman, Bender, Schroeder, Johnson, and Palmisano (12)

Absent: Cano (1)

Nay: (0)

Abstain: (0)

13. Legal Settlement: Worker's Compensation claim of Tammy Werner ([2021-00403](#))

Approving the worker's compensation claim of Tammy Werner by payment of \$95,000 to Ms. Werner and her attorneys Meuser Law Firm, and authorizing the City Attorney's Office to execute any documents necessary to effectuate the settlement.

Jenkins moved to approve. On roll call, the motion passed.

Aye: Jenkins, Ellison, Reich, Gordon, Fletcher, Cunningham, Osman, Goodman, Bender, Schroeder, Johnson, and Palmisano (12)

Absent: Cano (1)

Nay: (0)

Abstain: (0)

14. Legal Settlement: Worker's Compensation claim of Maurice King ([2021-00404](#))

Approving the worker's compensation claim of Maurice King by payment of \$165,000 to Mr. King and his attorneys Meuser Law Firm, and authorizing the City Attorney's Office to execute any documents necessary to effectuate the settlement.

Jenkins moved to approve. On roll call, the motion passed.

Aye: Jenkins, Ellison, Reich, Gordon, Fletcher, Cunningham, Osman, Goodman, Bender, Schroeder, Johnson, and Palmisano (12)

Absent: Cano (1)

Nay: (0)

Abstain: (0)

15. Legal Settlement: Worker's Compensation claim of Kyle Severson ([2021-00405](#))

Approving the worker's compensation claim of Kyle Severson by payment of \$175,000 over the course of three years to Mr. Severson and his attorneys Mesuer Law Firm, and authorizing the City Attorney's Office to execute any documents necessary to effectuate the settlement.

Jenkins moved to approve. On roll call, the motion passed.

Aye: Jenkins, Ellison, Reich, Gordon, Fletcher, Cunningham, Osman, Goodman, Bender, Schroeder, Johnson, and Palmisano (12)

Absent: Cano (1)

Nay: (0)

Abstain: (0)

16. Legal Settlement: Worker's Compensation claim of Karl Olson ([2021-00407](#))

Approving the worker's compensation claim of Karl Olson by payment of \$190,000 over three years to Mr. Olson and his attorneys Meuser Law Firm, and authorizing the City Attorney's Office to execute any documents necessary to effectuate the settlement.

Jenkins moved to approve. On roll call, the motion passed.

Aye: Jenkins, Ellison, Reich, Gordon, Fletcher, Cunningham, Osman, Goodman, Bender, Schroeder, Johnson, and Palmisano (12)

Absent: Cano (1)

Nay: (0)

Abstain: (0)

17. Legal Settlement: Worker's Compensation Claim of David Mathes ([2021-00408](#))

Approving the worker's compensation claim of David Mathes by payment of \$200,000 to Mr. Mathes and his attorneys Meuser Law Firm, and authorizing the City Attorney's Office to execute any documents necessary to effectuate the settlement

Jenkins moved to approve. On roll call, the motion passed.

Aye: Jenkins, Ellison, Reich, Gordon, Fletcher, Cunningham, Osman, Goodman, Bender, Schroeder, Johnson, and Palmisano (12)

Absent: Cano (1)

Nay: (0)

Abstain: (0)

18. Legal Settlement: Claim of Alexandra Gandara Kraemer ([2021-00399](#))

Approving the settlement of the claim by Alexandra Gandara Kraemer by payment of \$3,500 to Ms. Gandara Kraemer and her attorneys, and authorizing the City Attorney's Office to execute any documents necessary to effectuate the settlement.

Jenkins moved to approve. On roll call, the motion passed.

Aye: Jenkins, Ellison, Reich, Gordon, Fletcher, Cunningham, Osman, Goodman, Bender, Schroeder, Johnson, and Palmisano (12)

Absent: Cano (1)

Nay: (0)

Abstain: (0)

19. Legal Settlement: Paul E. Johnson and C. Taren Vang v. City of Minneapolis; Officer Nathan Sundberg, et al. ([2021-00410](#))

Approving the settlement of the matter of Paul E. Johnson and C. Taren Vang v. City of Minneapolis; Officer Nathan Sundberg, et al. Civil No. 20-CV-2415 (NEB/HB), by payment in the amount of \$15,000 to the plaintiffs and their attorney, in exchange for the dismissal of the City of Minneapolis, Officer Nathan Sundberg, and all named or unnamed City of Minneapolis defendants, and authorizing the City Attorney's Office to execute all documents necessary to effectuate settlement.

Jenkins moved to approve. On roll call, the motion passed.

Aye: Jenkins, Ellison, Reich, Gordon, Fletcher, Cunningham, Osman, Goodman, Bender, Schroeder, Johnson, and Palmisano (12)

Absent: Cano (1)

Nay: (0)

Abstain: (0)

20. Legal Settlement: Polzin, et al. v. City of Minneapolis ([2021-00412](#))

Approving the settlement in the special assessment appeal Polzin, et al. v. City of Minneapolis, et al. (Court File No. 27-CV-20-16722), by reduction of the special assessment by \$17,310.46, from the amount of \$22,330.46 to \$5,020, and authorizing the City Attorney's Office to execute any documents necessary to effectuate the settlement.

Jenkins moved to approve. On roll call, the motion passed.

Aye: Jenkins, Ellison, Reich, Gordon, Fletcher, Cunningham, Osman, Goodman, Bender, Schroeder, Johnson, and Palmisano (12)

Absent: Cano (1)

Nay: (0)

Abstain: (0)

21. Contract amendment with LS Black Constructors for Impound Facility Improvements Project ([2021-00414](#))

Authorizing an increase to Contract No. COM0002589 with LS Black Constructors, in the amount of \$127,367 for a total amount not to exceed \$8,556,643, for additional light poles from bid Alternate No. 3, building automation control revisions, and additional smaller changes for the Impound Facility Improvements Project.

Jenkins moved to approve. On roll call, the motion passed.

Aye: Jenkins, Ellison, Reich, Gordon, Fletcher, Cunningham, Osman, Goodman, Bender, Schroeder, Johnson, and Palmisano (12)

Absent: Cano (1)

Nay: (0)

Abstain: (0)

22. Contract amendment with Gries Lenhardt Allen, PLLP. for legal services ([2021-00415](#))

Authorizing an increase to Contract No. COM0000037A with Gries Lenhardt Allen, PLLP., in the amount of \$600,000 for a total amount not to exceed \$1,200,000, for legal services.

Jenkins moved to approve. On roll call, the motion passed.

Aye: Jenkins, Ellison, Reich, Gordon, Fletcher, Cunningham, Osman, Goodman, Bender, Schroeder, Johnson, and Palmisano (12)

Absent: Cano (1)

Nay: (0)

Abstain: (0)

23. Contract amendment with Kevitt Companies for additional work associated with the Public Service Building Project ([2021-00416](#))

Authorizing an increase to Contract No. C-44286 with Kevitt Companies, in the amount of \$2,079 for a total amount not to exceed \$4,005,298, for additional sitework for the Public Service Building Project.

Jenkins moved to approve. On roll call, the motion passed.

Aye: Jenkins, Ellison, Reich, Gordon, Fletcher, Cunningham, Osman, Goodman, Bender, Schroeder, Johnson, and Palmisano (12)

Absent: Cano (1)

Nay: (0)

Abstain: (0)

24. Contract amendment with LeJeune Steel Company for steel supply for the Public Service Building Project ([2021-00417](#))

Authorizing an increase to Contract No. COM0000147 with LeJeune Steel Company, in the amount of \$11,665 for a total amount not to exceed \$8,302,015, for additional tax exempt, structural steel supply for the Public Service Building Project.

Jenkins moved to approve. On roll call, the motion passed.

Aye: Jenkins, Ellison, Reich, Gordon, Fletcher, Cunningham, Osman, Goodman, Bender, Schroeder, Johnson, and Palmisano (12)

Absent: Cano (1)

Nay: (0)

Abstain: (0)

25. Contract amendment with Grazzini Brothers and Company for tile and stone work for the Public Service Building Project ([2021-00418](#))

Authorizing an increase to Contract No. COM00000793 with Grazzini Brothers and Company, in the amount of \$27,290 for a total amount not to exceed \$2,211,076, for increased tile and stonework for the Public Service Building Project.

Jenkins moved to approve. On roll call, the motion passed.

Aye: Jenkins, Ellison, Reich, Gordon, Fletcher, Cunningham, Osman, Goodman, Bender, Schroeder, Johnson, and Palmisano (12)

Absent: Cano (1)

Nay: (0)

Abstain: (0)



26. Contract amendment with Empirehouse, Inc. for additional interior glazing and metal panels for the Public Service Building Project [\(2021-00419\)](#)

Authorizing an increase to Contract No. COM0001068 with Empirehouse, Inc., in the amount of \$4,344 for a total amount not to exceed \$4,587,598, for additional interior glazing work for the Public Service Building Project.

Jenkins moved to approve. On roll call, the motion passed.

Aye: Jenkins, Ellison, Reich, Gordon, Fletcher, Cunningham, Osman, Goodman, Bender, Schroeder, Johnson, and Palmisano (12)

Absent: Cano (1)

Nay: (0)

Abstain: (0)

27. Contract amendment with B&D Associates LLC for masonry work for the Public Service Building Project [\(2021-00420\)](#)

Authorizing an increase to Contract No. COM0001122 with B&D Associates, LLC, in the amount of \$7,400 for a total amount not to exceed \$2,727,709, for additional masonry work for the Public Service Building Project.

Jenkins moved to approve. On roll call, the motion passed.

Aye: Jenkins, Ellison, Reich, Gordon, Fletcher, Cunningham, Osman, Goodman, Bender, Schroeder, Johnson, and Palmisano (12)

Absent: Cano (1)

Nay: (0)

Abstain: (0)

28. Contract amendment with Grazzini Brothers and Company for terrazzo flooring for the Public Service Building Project [\(2021-00421\)](#)

Authorizing an increase to Contract No. COM0001347 with Grazzini Brothers and Company, in the amount of \$10,026 for a total amount not to exceed \$675,458, for terrazzo flooring work for the Public Service Building Project.

Jenkins moved to approve. On roll call, the motion passed.

Aye: Jenkins, Ellison, Reich, Gordon, Fletcher, Cunningham, Osman, Goodman, Bender, Schroeder, Johnson, and Palmisano (12)

Absent: Cano (1)

Nay: (0)

Abstain: (0)

29. Contract amendment with Top-All Roofing, Inc. for additional roofing work for the Public Service Building Project ([2021-00422](#))

Authorizing an increase to Contract No. COM0000869 with Top-All Roofing, Inc., in the amount of \$12,592 for a total amount not to exceed \$2,036,177, for additional roofing work for the Public Service Building Project.

Jenkins moved to approve. On roll call, the motion passed.

Aye: Jenkins, Ellison, Reich, Gordon, Fletcher, Cunningham, Osman, Goodman, Bender, Schroeder, Johnson, and Palmisano (12)

Absent: Cano (1)

Nay: (0)

Abstain: (0)

30. Contract amendment with RTL Construction, Inc. for additional drywall and fire proofing for the Public Service Building Project ([2021-00423](#))

Authorizing an increase to Contract No. COM0001070 with RTL Construction, Inc., in the amount of \$51,949 for a total amount not to exceed \$5,574,467, for additional drywall and fireproofing work for the Public Service Building Project.

Jenkins moved to approve. On roll call, the motion passed.

Aye: Jenkins, Ellison, Reich, Gordon, Fletcher, Cunningham, Osman, Goodman, Bender, Schroeder, Johnson, and Palmisano (12)

Absent: Cano (1)

Nay: (0)

Abstain: (0)

31. Contract amendment with Prindle Painting, Inc. for additional painting work for the Public Service Building Project ([2021-00424](#))

Authorizing an increase to Contract No. COM0000904 with Prindle Painting, Inc., in the amount of \$8,377 for a total amount not to exceed \$797,345, for additional costs associated with painting work for the Public Service Building Project.

Jenkins moved to approve. On roll call, the motion passed.

Aye: Jenkins, Ellison, Reich, Gordon, Fletcher, Cunningham, Osman, Goodman, Bender, Schroeder, Johnson, and Palmisano (12)

Absent: Cano (1)

Nay: (0)

Abstain: (0)

32. Contract amendment with MA Mortenson Company for additional carpentry and casework for the Public Service Building Project ([2021-00425](#))

Authorizing an increase to Contract No. COM0001069 with MA Mortenson Company, in the amount of \$46,797 for a total amount not to exceed \$6,618,288, for increased carpentry and casework installation for the Public Service Building Project.

Jenkins moved to approve. On roll call, the motion passed.

Aye: Jenkins, Ellison, Reich, Gordon, Fletcher, Cunningham, Osman, Goodman, Bender, Schroeder, Johnson, and Palmisano (12)

Absent: Cano (1)

Nay: (0)

Abstain: (0)

33. Contract amendment with Modern Piping, Inc. for additional mechanical work for the Public Service Building Project ([2021-00426](#))

Authorizing an increase to Contract No. COM0000416 with Modern Piping, Inc., in the amount of \$240,336 for a total amount not to exceed \$28,871,835, for additional mechanical work for the Public Service Building Project.

Jenkins moved to approve. On roll call, the motion passed.

Aye: Jenkins, Ellison, Reich, Gordon, Fletcher, Cunningham, Osman, Goodman, Bender, Schroeder, Johnson, and Palmisano (12)

Absent: Cano (1)

Nay: (0)

Abstain: (0)

34. Contract amendment with Clare Housing for the 2020 Housing Opportunities for Persons with AIDS (HOPWA) ([2021-00427](#))

1. Authorizing an amendment to the 2020 HOPWA funds provided to Clare Housing for Bloom Lake Flats supportive services in the amount of \$148,792, reserving \$34,612 for future award.
2. Authorizing an amendment to Contract No. COM0001207 with Clare Housing, in the amount of \$78,428 for a total amount not to exceed \$219,706, for tenant-based rental housing assistance.
3. Authorizing an amendment to Contract No. C-42994 with Clare Housing, in the amount of \$35,752 for a total amount not to exceed \$242,224, for supportive housing services at Clare Housing Marshall Flats.

Jenkins moved to approve. On roll call, the motion passed.

Aye: Jenkins, Ellison, Reich, Gordon, Fletcher, Cunningham, Osman, Goodman, Bender, Schroeder, Johnson, and Palmisano (12)

Absent: Cano (1)

Nay: (0)

Abstain: (0)

35. Renter eviction protections ordinance ([2021-00106](#))

Receiving and filing an update on the forthcoming renter eviction protections ordinance.

A staff presentation was given by Katie Topinka, Community Planning and Economic Development Department; and Joel Fussy, City Attorney's Office.

Jenkins moved to receive and file. On roll call, the motion passed.

Aye: Jenkins, Ellison, Reich, Gordon, Fletcher, Cunningham, Osman, Goodman, Bender, Schroeder, Johnson, and Palmisano (12)

Absent: Cano (1)

Nay: (0)

Abstain: (0)

With no further business to transact, the meeting adjourned at 2:12 pm.

Reported by Ayan Adan, Clerk