

REPORT TO THE CITY COUNCIL FROM
POLICY & GOVERNMENT OVERSIGHT COMMITTEE
July 21, 2021

A regular meeting of the committee was convened at 1:30 pm on this date.

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

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. Department of Arts and Cultural Affairs ordinance ([2021-00387](#))

Passage of Ordinance amending Title 2 of the Minneapolis Code of Ordinances relating to Administration, creating a new Department of Arts and Cultural Affairs and amending related regulations:

1. Chapter 15 Ethics in Government.
2. Chapter 21 City Coordinator.
3. Adding a new Chapter 43 entitled "Department of Arts and Cultural Affairs."

Staff presentation by Gulgun Kayim, City Coordinator's Office.

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

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

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

Absent: Reich (1)

Nay: (0)

Abstain: (0)

2. Neighborhood name change: ECCO to East Bde Maka Ska ([2021-00796](#))

Authorizing a name change of the ECCO neighborhood to the East Bde Maka Ska neighborhood.

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

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

Absent: Reich (1)

Nay: (0)

Abstain: (0)

3. Confederate flag as a symbol of hate ([2021-00784](#))

Passage of Resolution recognizing the Confederate flag as a symbol of hate.

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

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

Absent: Reich (1)

Nay: (0)

Abstain: (0)

4. Legal Settlement: Christopher Steward v. City of Minneapolis ([2021-00782](#))

Approving the settlement of the EEOC Charge of Discrimination of Christopher Steward against the City of Minneapolis by payment of \$80,000 to Mr. Steward and his counsel, 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, Bender, Cano, Cunningham, Fletcher, Goodman, Gordon, Johnson, Osman, Palmisano, and Schroeder (12)

Absent: Reich (1)

Nay: (0)

Abstain: (0)

5. Legal Settlement: Lawsuit by Communities United Against Police Brutality ([2021-00786](#))

Approving the settlement of the lawsuit brought by Communities United Against Police Brutality against the City of Minneapolis, Court File No. 27-CV-19-17749, by payment of \$22,500 to Communities United Against Police Brutality and its 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, Bender, Cano, Cunningham, Fletcher, Goodman, Gordon, Johnson, Osman, Palmisano, and Schroeder (12)

Absent: Reich (1)

Nay: (0)

Abstain: (0)

6. Amicus brief in 601 Minnesota Mezz LLC, Mark Karasick and Michael Silberberg, v. Monarch Alternative Capital LP and Dayton's CaboSparkles LLC ([2021-00801](#))

Authorizing the City to submit an amicus brief related to 601 Minnesota Mezz LLC, Mark Karasick and Michael Silberberg, v. Monarch Alternative Capital LP and Dayton's CaboSparkles LLC.

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

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

Absent: Reich (1)

Nay: (0)

Abstain: (0)

7. Bid for Target Center Kitchen 219 Project ([2021-00799](#))

Accepting the low bid of Morcon Construction, Inc, submitted on Event No. 1518, in the amount of \$843,023, to provide all materials, labor, equipment and incidentals necessary for the Target Center Kitchen 219 Project, and authorizing a contract for the project, all in accordance with City specifications.

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

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

Absent: Reich (1)

Nay: (0)

Abstain: (0)

8. Non-Disclosure Agreement with Oracle America, Inc. ([2021-00791](#))

Authorizing a Non-Disclosure Agreement with Oracle America, Inc. for participation in customer forums.

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

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

Absent: Reich (1)

Nay: (0)

Abstain: (0)

9. Contract award for Accounts Payable Invoice Processing System ([2021-00798](#))

Authorizing negotiation of a contract with HyperGen Inc., to provide implementation services, licensing, and hosting for an automated accounts payable invoice processing system.

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

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

Absent: Reich (1)

Nay: (0)

Abstain: (0)

10. Contract with CUES, Inc. for a software solution to televise the City's sanitary and storm sewer systems ([2021-00797](#))

Authorizing a contract with CUES, Inc. in an amount not to exceed \$200,000, for the support, maintenance, and hosting of the CUES Granite software tool software tool to provide televised inspections of the City's sanitary and storm sewer systems for a term of five years.

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

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

Absent: Reich (1)

Nay: (0)

Abstain: (0)

11. Contract amendment with Saba Software (Canada), Inc. for the support and maintenance of Perform Minneapolis [\(2021-00795\)](#)

Authorizing an extension to Contract No. C-32017 with Saba Software (Canada), Inc. in the amount of \$724,910 for a total amount not to exceed \$2,001,753, for the support and maintenance of Perform Minneapolis for an additional three-years with an option to further extend for two additional one-year terms or one additional two year term.

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

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

Absent: Reich (1)

Nay: (0)

Abstain: (0)

12. Contract amendment with KnowledgeLake for a system to ingest and tag electronic files with meta data and store them in the City's enterprise content management system [\(2021-00794\)](#)

Authorizing an extension to Contract No. C-41143 with KnowledgeLake, for a system to ingest and tag electronic files with meta data and store them in the City's enterprise content management system for an additional one-year, through July 30, 2022.

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

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

Absent: Reich (1)

Nay: (0)

Abstain: (0)

13. Contract amendment with Gtechna USA Corporation for the City's citation issuance and management system [\(2021-00793\)](#)

Authorizing an increase to Contract No. C-42192 with Gtechna USA Corporation in the amount of \$682,370 for a total amount not to exceed \$1,712,564, for additional hardware, software, and support and maintenance of the City's citation issuance and management system for an additional two years.

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

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

Absent: Reich (1)

Nay: (0)

Abstain: (0)

14. Contract with Wold Architects and Engineering for architectural services for Phase 3 of the City Hall Office Space Renovation Project ([2021-00790](#))

Authorizing a contract with Wold Architects and Engineering, in an amount not to exceed \$385,000, for architectural services for Phase 3 of the City Hall Office Space Renovation Project.

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

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

Absent: Reich (1)

Nay: (0)

Abstain: (0)

15. Contract amendment with Acoustics Associates, Inc. for a decrease in flooring work for Public Service Building Project ([2021-00792](#))

Authorizing a decrease to Contract No. COM0001149A with Acoustics Associates, Inc., in the amount of \$5,603 for a total amount not to exceed \$1,771,107, for decreased flooring work for the Public Service Building Project.

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

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

Absent: Reich (1)

Nay: (0)

Abstain: (0)

16. Contract amendment with MA Mortenson Company for decreased carpentry and casework for the Public Service Building Project ([2021-00789](#))

Authorizing a decrease to Contract No. COM0001069 with MA Mortenson Company, in the amount of \$7,498 for a total amount not to exceed \$6,689,212, for decreased carpentry and casework installation for the Public Service Building Project.

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

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

Absent: Reich (1)

Nay: (0)

Abstain: (0)

17. Contract amendment with Prindle Painting, Inc. for decreased costs for painting work for the Public Service Building Project ([2021-00787](#))

Authorizing a decrease to Contract No. COM0000904 with Prindle Painting, Inc., in the amount of \$599 for a total amount not to exceed \$817,004, for decreased costs associated with painting work for the Public Service Building Project.

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

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

Absent: Reich (1)

Nay: (0)

Abstain: (0)

18. Contract amendment with Architectural Wall Systems, LLC, for design assist and unitized envelope systems services for the Public Service Building Project ([2021-00788](#))

Authorizing a decrease to Contract No. C-44075 with Architectural Wall Systems, LLC, in the amount of \$69,689 for a total amount not to exceed \$22,006,372, to provide design assist and unitized envelope systems contractor services for the Public Service Building Project.

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

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

Absent: Reich (1)

Nay: (0)

Abstain: (0)

19. Contract amendment with Grazzini Brothers and Company for increased tile and stonework for the Public Service Building Project ([2021-00781](#))

Authorizing an increase to Contract No. COM0000793 with Grazzini Brothers and Company, in the amount of \$1,768 for a total amount not to exceed \$2,223,885, for increased tile and stonework for the Public Service Building Project.

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

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

Absent: Reich (1)

Nay: (0)

Abstain: (0)

20. Contract amendment with Top-All Roofing, Inc. for additional roofing work for the Public Service Building Project ([2021-00780](#))

Authorizing an increase to Contract No. COM0000869 with Top-All Roofing, Inc., in the amount of \$65,514 for a total amount not to exceed \$2,122,780, for additional roofing work for the Public Service Building Project.

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

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

Absent: Reich (1)

Nay: (0)

Abstain: (0)

21. Contract amendment with Premier Electrical Corporation for additional electrical work for Public Service Building Project ([2021-00779](#))

Authorizing an increase to Contract No. COM0000189 with Premier Electrical Corporation, in the amount of \$191,956 for a total amount not to exceed \$18,026,086, for additional electrical work for the Public Service Building Project.

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

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

Absent: Reich (1)

Nay: (0)

Abstain: (0)

22. Contract amendment with Knutson Construction Services, Inc. for concrete work for Public Service Building Project ([2021-00778](#))

Authorizing a decrease to Contract No. C-44463 with Knutson Construction Services, Inc., in the amount of \$5,454 for a total amount not to exceed \$12,035,990, for concrete work for the Public Service Building Project.

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

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

Absent: Reich (1)

Nay: (0)

Abstain: (0)

23. Contract amendment with Modern Piping, Inc. for additional mechanical work for the Public Service Building Project ([2021-00777](#))

Authorizing an increase to Contract No. COM0000416 with Modern Piping, Inc., in the amount of \$97,751 for a total amount not to exceed \$29,053,112, for additional mechanical work for the Public Service Building Project.

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

Aye: Jenkins, Ellison, Bender, Cano, Cunningham, Fletcher, Goodman, Gordon, Johnson, Osman, Palmisano, and Schroeder (12)
Absent: Reich (1)
Nay: (0)
Abstain: (0)

24. Contract amendment with Empirehouse, Inc. for additional interior glazing and metal panels for the Public Service Building Project [\(2021-00776\)](#)

Authorizing an increase to Contract No. COM0001068 with Empirehouse, Inc., in the amount of \$8,750 for a total amount not to exceed \$4,597,366, for additional interior glazing and metal panel work for the Public Service Building Project.

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

Aye: Jenkins, Ellison, Bender, Cano, Cunningham, Fletcher, Goodman, Gordon, Johnson, Osman, Palmisano, and Schroeder (12)
Absent: Reich (1)
Nay: (0)
Abstain: (0)

25. Contract amendment with Kevitt Companies for decreased site work for Public Service Building Project [\(2021-00775\)](#)

Authorizing a decrease to Contract No. C-44286 with Kevitt Companies, in the amount of \$10,000 for a total amount not to exceed \$3,995,298, for decreased site work for the Public Service Building Project.

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

Aye: Jenkins, Ellison, Bender, Cano, Cunningham, Fletcher, Goodman, Gordon, Johnson, Osman, Palmisano, and Schroeder (12)
Absent: Reich (1)
Nay: (0)
Abstain: (0)

26. Contract amendment with Acoustics Associates, Inc. for additional acoustical ceiling work for Public Service Building Project [\(2021-00774\)](#)

Authorizing an increase to Contract No. COM0001149 with Acoustics Associates, Inc., in the amount of \$30,809 for a total amount not to exceed \$4,383,286, for acoustical ceiling work for the Public Service Building Project.

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

Aye: Jenkins, Ellison, Bender, Cano, Cunningham, Fletcher, Goodman, Gordon, Johnson, Osman, Palmisano, and Schroeder (12)
Absent: Reich (1)
Nay: (0)
Abstain: (0)

27. Contract amendment with RTL Construction, Inc. for decreased costs for drywall and fire proofing work for the Public Service Building Project ([2021-00773](#))

Authorizing a decrease to Contract No. COM0001070 with RTL Construction, Inc., in the amount of \$16,225 for a total amount not to exceed \$5,637,211, for decreased costs for drywall and fireproofing work for the Public Service Building Project.

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

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

Absent: Reich (1)

Nay: (0)

Abstain: (0)

28. Contract amendment with Schindler Elevator Corporation for elevator work for Public Service Building Project ([2021-00772](#))

Authorizing a decrease to Contract No. COM0000565 with Schindler Elevator Corporation, in the amount of \$199,359 for a total amount not to exceed \$2,938,033, for elevator manufacturing and installation work for the Public Service Building Project.

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

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

Absent: Reich (1)

Nay: (0)

Abstain: (0)

29. Contract amendment with Danny's Construction Company, LLC for increased structural steel installation for Public Service Building Project ([2021-00771](#))

Authorizing an increase to Contract No. C-44518 with Danny's Construction Company, LLC, in the amount of \$8,252 for a total amount not to exceed \$3,957,596, for increased structural steel installation work for the Public Service Building Project.

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

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

Absent: Reich (1)

Nay: (0)

Abstain: (0)

30. Rent stabilization charter amendment ([2021-00104](#))

1. Receiving and filing the report of the Charter Commission relating to proposed charter amendments to:
 1. Article IV relating to City Council, explicitly adding the City's authority to exercise power to control rents on private residential property in the City

2. Article I relating to General Provisions, pertaining to adding initiative and referendum for the sole purpose of exercising the City's authority to control rents on private residential property in the City.
2. Receiving a legal memo, which includes findings and a proposed ballot question, on whether the Council's proposed charter amendments on the City's authority to control rents on private residential property in the City is an appropriate proposal for placement on the ballot under applicable law.

Staff presentation by City Clerk Casey Carl, Assistant City Attorney Caroline Bachun, and Deputy City Attorney Erik Nilsson.

Bender moved to approve the following:

1. Referring to voters the amendment to Article I of the Minneapolis City Charter relating to General Provisions, pertaining to adding initiative and referendum for the sole purpose of exercising the City's authority to control rents on private residential property in the City, that passed the Council on Feb 26, 2021.
2. Referring to voters the amendment to Article IV relating to City Council, explicitly adding the City's authority to exercise power to control rents on private residential property in the City, that passed the Council on Feb 26, 2021.

Palmisano moved to substitute the alternate proposal offered by the Charter Commission relating to Article IV. On roll call, the motion failed.

Aye: Goodman, Palmisano, and Reich (3)

Nay: Jenkins, Ellison, Bender, Cano, Cunningham, Fletcher, Gordon, Johnson, Osman, and Schroeder (10)

Abstain: (0)

Absent: (0)

On roll call, Bender's motion passed.

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

Nay: Goodman and Palmisano (2)

Abstain: (0)

Absent: (0)

Bender moved to direct the City Attorney's Office, in collaboration with the City Clerk, to present ordinance and ballot language for the rent stabilization charter amendments—one with and one without explanatory notes for each question—to the next meeting of the Policy & Government Oversight Committee on Aug 4, 2021. On roll call, the motion passed.

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

Nay: (0)

Abstain: (0)

Absent: (0)

The Charter Commission's report and the legal memo were received and filed.

31. Proposal to amend the City Charter: Government Structure ([2021-00580](#))

Passage of Resolution adopting title and ballot language pertaining to a proposed amendment to the Minneapolis City Charter relating to the modification of the City's governmental structure to be a legislative council and an executive mayoral structure, to be submitted to the qualified voters of the City of Minneapolis at the Municipal General Election on November 2, 2021.

Staff presentation by City Clerk Casey Carl, Assistant City Attorney Caroline Bachun, and Deputy City Attorney Erik Nilsson.

Fletcher moved to amend the ballot language as follows:

Executive Mayor – Legislative Council

Shall the Minneapolis City Charter be amended to remove the Executive Committee, make the Mayor the City's chief executive officer and administrative authority, and to make the City Council the legislative body with general legislative, policymaking, and oversight authority in the City, with the general nature of the amendments being briefly indicated in the explanatory note below, which is made a part of this ballot?

Yes _____

No _____

Explanatory Note:

The City Council would no longer be the City's governing body. The Executive Committee and its role in appointments, suspensions, and discharges of officers would be abolished.

The Mayor would be the City's chief executive officer and administrative authority. The Mayor would direct and supervise all departments, officers, and employees in the City, ~~free from interference by the City Council and its members. The Mayor would appoint, with the City Council's consent, all department heads, unless the charter or any applicable law otherwise provides.~~ All officers appointed by the Mayor, including the Police Chief, will have a four-year term that coincides with the Mayor's term, and could be disciplined and discharged by the Mayor.

The City Council would be the City's legislative body, with the City's general legislative, policymaking, and oversight authority. The Council would continue to appoint and discharge the City Clerk. The City Council would be ~~assisted by~~ required to fund nonpartisan administrative staff and could ~~be assisted by~~ also choose to fund their own aides as they do now.

The City Council and its committees and members would not be allowed to issue an order to any employee or request non-public data.

~~The Executive Committee and its role in appointments, suspensions, and discharges of officers would be abolished.~~

The City Council ~~must~~ would be required to establish an independent City Auditor's Office in charge of audit services for the City's finances and operations, and an Audit Committee to oversee the City Auditor's Office. The Audit Committee would appoint the Auditor for a term of at least four years. The City Council may remove the Auditor for cause.

On roll call, the motion passed.

Aye: Jenkins, Ellison, Bender, Cano, Cunningham, Fletcher, Gordon, Johnson, Osman, Reich, and

Schroeder (11)
Nay: Goodman and Palmisano (2)
Abstain: (0)
Absent: (0)

By unanimous consent, the resolution was continued to the meeting of Aug 4, 2021.

32. Petition to amend the City Charter: Public Safety Department ([2021-00578](#))

Passage of Resolution adopting title and ballot language pertaining to a proposed amendment to the Minneapolis City Charter relating to the removal of the Police Department and the creation of a new Department of Public Safety, to be submitted to the qualified voters of the City of Minneapolis at the Municipal General Election on November 2, 2021.

Staff presentation by City Clerk Casey Carl and Assistant City Attorney Caroline Bachun.

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

Aye: Jenkins, Ellison, Bender, Cano, Cunningham, Fletcher, Johnson, Osman, Palmisano, Reich, and Schroeder (11)

Nay: Goodman and Gordon (2)

Abstain: (0)

Absent: (0)

33. 2021 Legislative session and special session update ([2021-00785](#))

Receiving and filing a report summarizing the legislative policy and fiscal changes from the 2021 regular and special session related to the City of Minneapolis.

By unanimous consent, the report was referred to the COW meeting of Jul 22, 2021.

With no further business to transact, the meeting adjourned at 5:48 pm.

Reported by Ayan Adan, Clerk