

**OFFICIAL PROCEEDINGS
MINNEAPOLIS CITY COUNCIL**

**REGULAR MEETING OF
APRIL 27, 2023**

(Published May 5, 2023, in *Finance and Commerce*)

CALL TO ORDER

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

Present - Council Members Elliott Payne, Robin Wonsley, Michael Rainville, LaTrisha Vetaw, Jeremiah Ellison, Jamal Osman, Lisa Goodman, Andrea Jenkins, Jason Chavez, Aisha Chughtai, Emily Koski, Andrew Johnson, Linea Palmisano.

Palmisano moved to adopt the agenda.

On motion by Chughtai, the agenda was amended to add a resolution honoring Asian American, Native Hawaiian, and Pacific Islander Heritage Month under the Order of Resolutions.

On motion by Ellison, the agenda was amended to add a motion to introduce and give first reading to a moratorium on certain high impact industrial uses under the Order of Introduction & Referral Calendar.

On roll call, the result of the main motion was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted, as amended.

Palmisano moved to accept the minutes of the regular meeting of April 13, 2023.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

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

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

The following official acts were signed by Mayor Jacob Frey on May 1, 2023. Minnesota Statutes, Section 331A.01, Subd 10, allows for summary publication of ordinances and resolutions in the official newspaper of the city. A complete copy of each summarized ordinance and resolution is available for public inspection in the Office of City Clerk.

REPORTS OF STANDING COMMITTEES

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

COUNCIL ACTION 2023A-0268

The Minneapolis City Council hereby approves an application for Underground Leaf and Vine, 702 1/2 1ST ST N Minneapolis, MN, (Ward 3) submitted by Underground Wine Club LLC, BLLiqOff, LIC406656 for an Off Sale Liquor license, subject to final inspections and compliance with all provisions of applicable code and ordinances.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2023A-0269

The Minneapolis City Council hereby:

1. Approves an application for Albi Kitchen, 1411 NICOLLET AVE Minneapolis, MN, (Ward 7) submitted by Fardowsa Unique Corporation, BLFood, LIC405747, for a Sidewalk Cafe license, subject to final inspections and compliance with all provisions of applicable code and ordinances.
2. Approves an application for Albi Kitchen, 1411 NICOLLET AVE Minneapolis, MN, submitted by Fardowsa Unique Corporation, BLGeneral, LIC407101 for an Extended Hours license, subject to final inspections and compliance with all provisions of applicable code and ordinances.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

On behalf of the Business, Inspections, Housing & Zoning Committee, Goodman offered Ordinance 2023-018 amending Title 12, Chapter 244 of the Minneapolis Code of Ordinances relating to Housing: Maintenance Code, amending provisions related to the prohibition of skateboard ramps or structures.

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

ORDINANCE 2023-018

By Chavez and Payne

Intro & 1st Reading: 3/9/2023

Ref to: BIHZ

2nd Reading: 4/27/2023

Amending Title 12, Chapter 244 of the Minneapolis Code of Ordinances relating to Housing: Maintenance Code.

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

Section 1. That Section 244.1620 of the above-entitled ordinance be amended to read as follows:

244.1620. Skateboard ramps or structures prohibited. ~~(1) Findings. The city council finds, determines and declares that skateboard ramps or other similar types of structures used for skateboarding or similar or related purposes in residentially zoned areas result in intolerable levels of noise in the neighborhood adjacent to such structure; that the intolerable noise levels result from the use of the skateboard ramp or structure itself and from the gathering of large groups of persons who come to use or observe the use of the skateboard ramp; that such skateboard ramps or structures are aesthetically objectionable in a residential area due to the characteristics inherent in their design; that such structures or their proliferation could depress market values of surrounding properties to the detriment of the various taxing districts; that the use and maintenance of such structures in a residential area endangers the public health and safety, constitutes an unreasonable use and condition to the annoyance, discomfort and repose of a considerable number of the public; that the presence of such structure in a residentially zoned area is detrimental to the public good, and to the common welfare, and renders a considerable number of the public insecure in the use and enjoyment of their property, and thus constitutes a nuisance condition.~~

~~(2) Notwithstanding any other section of this Code, skateboard ramps or similar structures used for skateboarding or related purposes are prohibited in residentially zoned areas as constituting a public nuisance, except for non-permanent, movable ramps four (4) feet in height or less which are otherwise used in a lawful manner.~~

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

On behalf of the Business, Inspections, Housing & Zoning Committee, Goodman offered Resolution 2023R-126 authorizing the issuance of up to \$400 million in tax-exempt revenue bonds for Allina Health System for the construction of a surgical and critical care pavilion, related infrastructure, and renovations as part of the Abbott Northwestern Hospital Campus Revitalization Project located at 800 E 28th St and the potential refunding of outstanding bonds.

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

RESOLUTION 2023R-126

By Goodman

Authorizing the issuance and sale of revenue bonds of the City on behalf of Allina Health System and the execution of documents.

Whereas, this Council has previously received a proposal from Allina Health System, a Minnesota nonprofit corporation (the "Corporation") that the City of Minneapolis (the "City") issue its revenue bonds (the "Bonds") under Minnesota Statutes, Sections 469.152 to 469.165, as amended, the Minnesota Municipal Industrial Development Act (the "Act"), in one or more series, on behalf of the Corporation; and

Whereas, the Corporation owns and operates Abbott Northwestern Hospital, located at 800 East 28th Street in the City (the "Facilities"); and

Whereas, the Bonds will be issued to (i) to finance a portion of the costs of the Abbott Northwestern Hospital Campus Revitalization Project located on the west side of 10th Avenue between 26th Street and 28th Street in the City, consisting of construction of an approximately 575,000 square foot, ten-story surgical and critical care pavilion, together with related infrastructure, as well as renovations to existing space in the Heart Hospital, East, Courage Kenny and Piper Buildings (ii) pay capitalized interest, if any, on the Bonds and (iii) finance certain swap termination payments, if any, and costs of issuance of the Bonds (collectively, the “Project”); and

Whereas, at a public hearing, duly noticed and held on April 18, 2023, in accordance with the Act and Section 147(f) of the Internal Revenue Code of 1986, as amended, on the proposal to finance the Project, all parties who appeared at the hearing were given an opportunity to express their views with respect to the financing, and interested persons were given the opportunity to submit written comments to the City Clerk before the time of the hearing; and

Whereas, this Council hereby finds that the issuance and sale of up to \$400,000,000 aggregate principal amount of the Bonds in one or more series under the authority contained in the Act to finance the Project would promote the purposes contemplated and described in Section 469.152 of the Act and further promote the public purposes and legislative objectives of the Act by providing the City and surrounding area with necessary healthcare facilities, is in the best interest of the City, and the City hereby determines to issue and sell such Bonds; and

Whereas, the proceeds of the Bonds will be lent by the City to the Corporation (the “Loan”) for the purposes described hereinabove; and

Whereas, pursuant to one or more Loan Agreements for each series of Bonds (each a “Loan Agreement”), to be entered into between the City and the Corporation, drafts of which have been made available to the Council prior to this meeting and which have been reviewed to the extent deemed necessary, the Corporation will issue to the City an Obligation with respect to each series of Bonds (the “Obligations”). The Obligations will be issued under the Master Trust Indenture (the “Master Indenture”), dated as of October 1, 1998, as amended, between the Corporation and Computershare Trust Company, N.A., as master trustee (the “Master Trustee”), as supplemented and amended by Supplemental Indentures thereto (the “Supplemental Indentures”) to be entered into between the Corporation and the Master Trustee. Under the Obligation with respect to each series of Bonds, the Corporation will unconditionally agree to repay the Loan made by the City under the Loan Agreement with respect to such series of Bonds in specified amounts and at specified times sufficient to make the necessary payments of principal of, premium, if any, and interest on the Bonds of such series when due. In addition, the Loan Agreement with respect to such series of Bonds contains provisions relating to the payment by the Corporation of administrative costs of the Bond Trustee (as hereinafter defined), the administrative fee of the City with respect to such series of Bonds, indemnification, insurance and other agreements and covenants which are required by the Act or which are permitted by the Act and which the City and the Corporation deem necessary or desirable for the sale of such Bonds; and

Whereas, pursuant to one or more Trust Indentures for each series of Bonds (each a “Bond Indenture”) to be entered into between the City and the bond trustee (the “Bond Trustee”), drafts of which have been made available to the Council prior to this meeting and which have been reviewed to the extent deemed necessary, the City assigns and pledges all of its right, title and interest in the Loan Agreement with respect to such Bonds (other than the rights specifically retained by the City including, but not limited to, indemnification and administrative fees and expenses), the Obligation with respect to such series of Bonds, the Master Indenture and the Supplemental Indentures to the Bond Trustee. In addition, the Bond Indenture for each series of Bonds, among other things, sets the interest rates, maturity dates and

redemption provisions for such series of Bonds, establishes the various funds and accounts for the deposit and transfer of money and contains other provisions which are required by the Act or which are permitted by the Act and which the City and the Corporation deem necessary or desirable in connection with the sale of such series of Bonds; and

Whereas, the Bonds will be special, limited obligations of the City payable solely from amounts payable under the Obligations by the Corporation and other members of the Obligated Group under the Master Indenture, other than to the extent payable from the proceeds of the Bonds. The Bonds shall not be payable from or charged upon any funds other than the revenue pledged to the payment thereof, nor shall the City be subject to any liability thereon. No holder or holders of any Bond shall ever have the right to compel any exercise of the taxing power of the City to pay any such Bond or the interest thereon, nor to enforce payment thereof against any property of the City except the Obligations. The Bonds shall not constitute a debt of the City within the meaning of any charter, constitutional or statutory limitation; and

Whereas, the Bonds to be offered publicly will be purchased from the City by J.P. Morgan Securities LLC, together with any other syndicate members (the “Underwriters”), pursuant to one or more Purchase Contracts with respect to such series of the Bonds (which includes an attached Letter of Representation and Indemnification) (each a “Bond Purchase Contract”) between the City, the Corporation and one or more of the Underwriters, drafts of which have been made available to the Council prior to this meeting and which have been reviewed to the extent deemed necessary; and

Whereas, drafts of one or more Preliminary Official Statements with respect to any series of Bonds that are to be publicly issued have been made available to the Council prior to this meeting and have been reviewed to the extent deemed necessary. Any Preliminary Official Statement with respect to a series of Bonds will be distributed by one or more of the Underwriters therefor to potential purchasers of such series of Bonds, and any final Official Statement will be distributed to potential purchasers of such series of Bonds;

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

That in order to provide for the financing of the costs of the Project, the City hereby authorizes the issuance of the Bonds as revenue bonds under the Act in one or more tax-exempt series, in the aggregate principal amount of up to \$400,000,000. The City Finance Officer is hereby authorized to approve the purchase price of the Bonds, the aggregate principal amount of the Bonds, provided that such principal amount is not in excess of \$400,000,000, the maturity schedule of the Bonds, provided that the Bonds mature at any time or times in such amount or amounts not exceeding forty years from the date of issuance thereof, the provisions for prepayment and redemption of the Bonds prior to their stated maturity, and the initial interest rates for any series of Bonds, provided that no initial interest rate exceeds 7.00% per annum. Such approval for a series of the Bonds shall be conclusively evidenced by the execution of the Bond Purchase Contract for such series of Bonds as provided herein by the City Finance Officer.

Be It Further Resolved that each Bond shall be executed on behalf of the City by the manual or facsimile signature of the City Finance Officer. The Bonds when executed and delivered shall contain a recital that they are issued pursuant to the Act. The Bond Trustee is hereby designated as authenticating agent pursuant to Minnesota Statutes, Section 475.55. If any officer who shall have signed any of the Bonds shall cease to be such officer of the City before the Bonds so signed shall have been actually authenticated by the Bond Trustee or delivered by the City, such Bonds nevertheless may be authenticated, issued and delivered with the same force and effect as though the person who signed or sealed such Bonds had not ceased to be such officer of the City.

Be It Further Resolved that the Bond Indentures and the Loan Agreements heretofore or herewith provided to the Council are hereby made a part of this Resolution as fully as though set forth in full herein and are hereby approved in the form made available to the Council prior to this meeting, and the City Finance Officer is hereby authorized and directed to execute, acknowledge and deliver such Bond Indentures and Loan Agreements on behalf of the City with such changes, insertions and omissions therein as do not change the substance of the Bond Indentures and Loan Agreements and as may be approved by the City Finance Officer, such approval to be evidenced conclusively by the execution of such Bond Indentures and Loan Agreements.

Be It Further Resolved that the City hereby consents to the distribution by one or more of the Underwriters to potential purchasers of any series of the Bonds of a Preliminary Official Statement with respect to such series of Bonds in substantially the form of the Preliminary Official Statement with respect to such series of Bonds made available to the Council prior to this meeting if it is determined by the Underwriters and the Corporation to be necessary to distribute a Preliminary Official Statement with respect to such series of Bonds to potential purchasers of such series of Bonds, and consents to the distribution by the Underwriters of the Official Statement with respect to each series of Bonds by the Underwriters to potential purchasers or purchasers of the Bonds of such series in substantially the form made available to the Council prior to this meeting. The City has not participated and will not participate in the preparation of the Preliminary Official Statement or Official Statement with respect to any series of bonds and has made no independent investigation with respect to the information contained therein or in the appendices thereto, and the City assumes no responsibility for the sufficiency, accuracy or completeness of such information other than the information with respect to the City under the headings "The Issuer" and "Litigation—The Issuer."

Be It Further Resolved that the Bond Purchase Contracts heretofore or herewith provided to the Council are hereby made a part of this Resolution as fully as though set forth in full herein and are hereby approved in the form made available prior to this meeting and, upon the determination of the terms of a series of Bonds (within the limitations set forth herein) and the execution of such Bond Purchase Contract with respect to such series of Bonds by the Corporation and the applicable Underwriter, the City Finance Officer is hereby authorized and directed to execute such Bond Purchase Contract with respect to such series of Bonds on behalf of the City, with such further changes, insertions or omissions therein as do not change the substance of the Bond Purchase Contract and as may be approved by the City Finance Officer, such approval to be evidenced conclusively by execution of the Bond Purchase Contract.

Be It Further Resolved that the City Finance Officer and all other officers of the City are hereby authorized and directed to execute and deliver all other documents which may be required under the terms of the Bond Indentures, the Loan Agreements or the Bond Purchase Contracts, and to take such other action as may be required or appropriate for the performance of the duties imposed thereby or to carry out the purposes thereof.

Be It Further Resolved that in the absence or disability of the City Finance Officer or any other officer of the City named in any instrument to be executed on behalf of the City in connection with the issuance of the Bonds, the acting Finance Officer or other officer may execute such instrument. The execution of any instrument by an officer of the City shall be conclusive evidence of its approval.

Be It Further Resolved that on any subsequent date, the City Finance Officer is authorized to execute and deliver any amendments or supplements to any of the Bond Indentures or Loan Agreements if, after review by and in consultation with the City Attorney and Bond Counsel, the City Finance Officer determines that the execution and delivery of such amendments or supplements is not materially inconsistent with this Resolution. The City Finance Officer may impose any terms or conditions on his execution and delivery of any such amendment or supplement as the City Finance Officer deems appropriate.

Be It Further Resolved that the City Finance Officer is hereby designated for all purposes of the Loan Agreements, the Bond Indentures, and the Bond Purchase Contracts as the City official authorized to execute on behalf of the City certificates, requests or consents as provided in the Loan Agreements, the Bond Indentures, and the Bond Purchase Contracts.

Be It Further Resolved that the administrative fee of the City with respect to the Bonds shall be paid to the City.

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

Be It Further Resolved that this resolution shall take effect upon publication.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Approved by Mayor Jacob Frey 4/28/2023.

(Published 4/29/2023)

COUNCIL ACTION 2023A-0270

The Minneapolis City Council hereby denies an appeal submitted by Christopher Ruiz regarding the decision of the Zoning Board of Adjustment denying a variance (PLAN15683) to increase the maximum height of an opaque fence in a required reverse corner front yard from 3 feet to 6 feet for the property located at 223 40th St E; and adopts staff findings as originally drafted by the Department of Community Planning & Economic Development.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2023A-0271

The Minneapolis City Council hereby denies an appeal submitted by Daniel Oberpriller, on behalf of North Bay Companies, regarding the decision of the City Planning Commission (PLAN15898) denying the following land use applications for a new seven-story mixed use building with 135 dwelling units for the property located at 2725 University Avenue SE; and adopts staff findings as originally drafted by the Department of Community Planning & Economic Development:

1. Variance to reduce the minimum height in the Transit 30 Built Form Overlay District from 10 stories to 7 stories, 180 feet.
2. Variance to reduce the minimum front yard requirement along 4th Street SE from 15 feet to 0 feet.
3. Variance to reduce the minimum interior side yard along the east property line from 15 feet to 3 feet 6 inches.
4. Variance to reduce the minimum interior side yard along the west property line from 15 feet to 3 feet 10 inches.
5. Site plan review for a new seven-story mixed use building with 135 dwelling units and approximately 3,000 square feet of commercial space.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2023A-0272

The Minneapolis City Council hereby approves the following applications (11) for Liquor License, subject to final inspection and compliance with all provisions of applicable codes and ordinances:

1. Uptown Theater, 2906 HENNEPIN AVE Minneapolis, MN, (Ward 7) submitted by Armory Entertainment LLC, BLEnter, LIC406750
2. Uptown Theater, 2906 HENNEPIN AVE Minneapolis, MN, (Ward 7) submitted by Armory Entertainment LLC, BLLiquor, LIC404758
3. Barroco, 2405 CENTRAL AVE NE Minneapolis, MN, (Ward 1) submitted by Barroco LLC, BLLiquor, LIC407366
4. BUCH, 1121 QUINCY ST NE Minneapolis, MN, submitted by Better Bev Co LLC, BLBrewery, LIC406571
5. BUCH, 1121 QUINCY ST NE Minneapolis, MN, submitted by Better Bev Co LLC, BLBrewery, LIC406575
6. CC Club, 2600 LYNDALE AVE S Minneapolis, MN, (Ward 10) submitted by Salea LLC, BLAmend, LIC407196
7. Exchange Nightclub/Alibi Lounge, 10 5TH ST S Minneapolis, MN, (Ward 3) submitted by The Underground LLC, BLAmend, LIC406775
8. Exchange Nightclub/Alibi Lounge, 10 5TH ST S Minneapolis, MN, (Ward 3) submitted by The Underground LLC, BLAmend, LIC406776
9. Exchange Nightclub/Alibi Lounge, 10 5TH ST S Minneapolis, MN, (Ward 3) submitted by The Underground LLC, BLAmend, LIC406777

10. HillTribe, 901 LAKE ST W Minneapolis, MN, submitted by Union Kitchen MN LLC, BLWine, LIC406508
11. The Test Kitchen, 825 WASHINGTON AVE SE Minneapolis, MN, (Ward 2) submitted by Playing with Fire LLC, BLLiquor, LIC402924

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2023A-0273

The Minneapolis City Council hereby approves the following applications (158) for Liquor License Renewal, subject to final inspection and compliance with all provisions of applicable codes and ordinances:

1. 4th Street Saloon, 328 WEST BROADWAY Minneapolis, MN, (Ward 5) submitted by Fourth Street Saloon Inc, BLLiquor, LIC80055
2. 5-8 Club, 5800 CEDAR AVE S Minneapolis, MN, submitted by Food Services Inc, BLWine, LIC65356
3. Ama Sushi, 5033 FRANCE AVE S Minneapolis, MN, submitted by Ama Sushi LLC, BLWine, LIC396733
4. Annie's Kitty Cat Klub, 313 14TH AVE SE Minneapolis, MN, (Ward 3) submitted by Russell-Harris Enterprises Inc, BLLiquor, LIC76138
5. Apoy, 4301 NICOLLET AVE Minneapolis, MN, (Ward 8) submitted by Apoy MPLS LLC, BLLiquor, LIC378122
6. Augsburg University, 2211 RIVERSIDE AVE Minneapolis, MN, submitted by Augsburg University, BLWine, LIC65993
7. Bad Axe Throwing, 611 HENNEPIN AVE Minneapolis, MN, (Ward 3) submitted by Bad Axe Throwing USA Inc, BLLiquor, LIC396942
8. Bad Axe Throwing USA, 2505 KENNEDY ST NE Minneapolis, MN, submitted by Bad Axe Throwing USA Inc, BLWine, LIC373533
9. Bauhaus Brew Labs, 1315 TYLER ST NE Minneapolis, MN, submitted by Bauhaus Brew Labs LLC, BLBrewery, LIC337763
10. Bauhaus Brew Labs, 1315 TYLER ST NE Minneapolis, MN, submitted by Bauhaus Brew Labs LLC, BLBrewery, LIC337764
11. Beast Barbecue, 825 HENNEPIN AVE E Minneapolis, MN, (Ward 3) submitted by LPP LLC, BLLiquor, LIC364053
12. Best of Best Quality Korean Fried Chicken, 1500 LAKE ST W Minneapolis, MN, submitted by Kyeong's Kitchen LLC, BLWine, LIC404734
13. Black Forest Inn, 1 26TH ST E Minneapolis, MN, (Ward 10) submitted by Black Forest Inn, Inc, BLLiquor, LIC75792
14. Black Walnut Bakery, 3157 HENNEPIN AVE Minneapolis, MN, submitted by Black Walnut Bakery LLC, BLWine, LIC374691
15. Blarney Pub & Grill, 412 14TH AVE SE Minneapolis, MN, (Ward 3) submitted by Blarney Inc, BLLiquor, LIC377035

16. Bluestem Bar, 2610 LYNDALE AVE S Minneapolis, MN, (Ward 10) submitted by Lowry Hill Cafes Inc, BLLiquor, LIC75967
17. Bobby & Steve's Auto World, 1221 WASHINGTON AVE S Minneapolis, MN, (Ward 3) submitted by Bobby and Steve's Auto World II LLP, BLBeerOff, LIC75181
18. Boludo, 8 38TH ST W Minneapolis, MN, (Ward 8) submitted by DK Empanadas LLC, BLLiquor, LIC399464
19. Bonchon Dinky, 406 14TH AVE SE Minneapolis, MN, submitted by Dinkytown Bon Chon Inc, BLWine, LIC385932
20. Brasa Rotisserie, 600 HENNEPIN AVE E Minneapolis, MN, submitted by Brasa Rotisserie LLC, BLWine, LIC65821
21. Bread & Pickle, 4135 WEST LAKE HARRIET PKWY Minneapolis, MN, submitted by Bread & Pickle LLC, BLWine, LIC65878
22. Brim and Brim Restaurant, 2919 KNOX AVE S Minneapolis, MN, submitted by Brim LLC, BLWine, LIC367600
23. Broadway Pub & Grill, 200 WEST BROADWAY Minneapolis, MN, (Ward 5) submitted by Throwbacks Minneapolis Inc, BLLiquor, LIC399432
24. Camden Grocery & Tobacco, 4151 FREMONT AVE N Minneapolis, MN, (Ward 4) submitted by Camden Grocery & Tobacco Inc, BLBeerOff, LIC74820
25. Carbones Pizza on the Parkway, 4705 CEDAR AVE S Minneapolis, MN, submitted by Grace Lane Inc, BLWine, LIC65745
26. Cardinal Bar, 2920 38TH ST E Minneapolis, MN, submitted by Cardinal Bar Inc, BLWine, LIC65360
27. Cave Vin, 5555 XERXES AVE S Minneapolis, MN, submitted by Food Forward Inc, BLWine, LIC65849
28. CC Club, 2600 LYNDALE AVE S Minneapolis, MN, (Ward 10) submitted by Salea LLC, BLLiquor, LIC80671
29. Centro, 1414 QUINCY ST NE Minneapolis, MN, (Ward 1) submitted by Centro Restaurant Group LLC, BLLiquor, LIC351089
30. Chimborazo Restaurant, 2851 CENTRAL AVE NE Minneapolis, MN, submitted by Pinguil Inc, BLWine, LIC65922
31. Chowgirls Catering, 336 HOOVER ST NE Minneapolis, MN, (Ward 1) submitted by Chowgirls, Inc., BLLiquor, LIC351066
32. Christo's Greek Restaurant, 2632 NICOLLET AVE Minneapolis, MN, submitted by Christos Inc, BLWine, LIC65914
33. Clancey's, 3804 GRAND AVE S Minneapolis, MN, submitted by CLANCEY'S MEATS & FISH LTD, BLWine, LIC404929
34. Crosstown Qwik N Serve BP, 6004 PENN AVE S Minneapolis, MN, (Ward 13) submitted by KAR Business Investments LLC, BLBeerOff, LIC74794
35. Cub Foods, 5937 NICOLLET AVE Minneapolis, MN, (Ward 11) submitted by Diamond Lake 1994 LLC, BLBeerOff, LIC75123

36. Cub Foods #1569, 701 WEST BROADWAY Minneapolis, MN, (Ward 5) submitted by Supervalu Inc, BLBeerOff, LIC392553
37. Cub Foods #1587, 4601 SNELLING AVE Minneapolis, MN, (Ward 12) submitted by Supervalu Inc, BLBeerOff, LIC377671
38. Cub Foods #1693, 1104 LAGOON AVE Minneapolis, MN, (Ward 10) submitted by Supervalu Inc, BLBeerOff, LIC74835
39. Cub Foods #6692, 1540 NEW BRIGHTON BLVD Minneapolis, MN, (Ward 1) submitted by Diamond Lake 1994 LLC, BLBeerOff, LIC74836
40. Cub Foods-Lake Street, 2850 26TH AVE S Minneapolis, MN, (Ward 9) submitted by Jerry's Enterprises Inc, BLBeerOff, LIC74983
41. Cuppa Java, 400 PENN AVE S Minneapolis, MN, submitted by Naughty Dog Enterprises, Inc., BLWine, LIC65149
42. Dan Kelly's Pub, 212 7TH ST S Minneapolis, MN, (Ward 7) submitted by St. Arnold LLC, BLLiquor, LIC80592
43. Dominguez Family Restaurant, 3313 50TH ST E Minneapolis, MN, submitted by Familia Dominguez Inc, BLWine, LIC65890
44. Driftwood, 4415 NICOLLET AVE Minneapolis, MN, submitted by EM Company Services, Inc, BLWine, LIC65405
45. Edwards Dessert Kitchen, 200 WASHINGTON AVE N Minneapolis, MN, (Ward 3) submitted by Schwan's Culinary Initiatives LLC, BLLiquor, LIC364140
46. El Guanaco Bakery & Cafe III LLC, 501 LAKE ST E Minneapolis, MN, submitted by El Guanaco Bakery III LLC, BLWine, LIC399459
47. El Norteno Market & Deli, 4000 LAKE ST E Minneapolis, MN, submitted by El Norteno Market and Deli Inc, BLWine, LIC65473
48. Element Pizza, 96 BROADWAY ST NE Minneapolis, MN, submitted by ISNA Group Inc, BLWine, LIC65958
49. Falls Liquor, 4604 MINNEHAHA AVE Minneapolis, MN, (Ward 12) submitted by Allen and Allen LLC, BLLiqOff, LIC54089
50. Fat Lorenzo's, 5600 CEDAR AVE S Minneapolis, MN, submitted by Papago Inc, BLWine, LIC65698
51. Fresh Thyme Farmer's Market, 24 30TH AVE SE Minneapolis, MN, (Ward 2) submitted by Lakes Venture LLC, BLBeerOff, LIC367584
52. Galactic Pizza, 2917 LYNDAL AVE S Minneapolis, MN, submitted by Pizza Joints Inc, BLWine, LIC65824
53. Gardens of Salonica, 19 5TH ST NE Minneapolis, MN, submitted by Boughatsa Inc, BLWine, LIC65908
54. Gigi's Cafe, 824 36TH ST W Minneapolis, MN, submitted by Ventnor Partners LLC, BLWine, LIC65678
55. Graduate Minneapolis Hotel, 615 WASHINGTON AVE SE Minneapolis, MN, (Ward 2) submitted by Graduate Minneapolis Lessee LLC, BLLiquor, LIC366545
56. Gray Fox, 801 MARQUETTE AVE Minneapolis, MN, submitted by Gray Fox LLC, BLWine, LIC365927

57. Hark's Nicollet, 2401 NICOLLET AVE Minneapolis, MN, (Ward 10) submitted by Rod Petroleum Inc, BLBeerOff, LIC74782
58. Harriet Brasserie, 2724 43RD ST W Minneapolis, MN, submitted by KLH Management LLC, BLWine, LIC65301
59. Hennepin Theatre Trust, 824 HENNEPIN AVE Minneapolis, MN, (Ward 7) submitted by Hennepin Theatre Trust, BLLiquor, LIC398841
60. Henry & Son, 1220 GLENWOOD AVE Minneapolis, MN, (Ward 5) submitted by Henry & Son LLC, BLLiqOff, LIC364609
61. Hibachi Buffet, 111 LAKE ST E Minneapolis, MN, submitted by Hibachi Buffet Inc, BLWine, LIC66069
62. Himalayan Restaurant, 2910 LAKE ST E Minneapolis, MN, submitted by Himalayan Restaurant LLC, BLWine, LIC65595
63. Holiday Stationstore #2, 2124 FRANKLIN AVE E Minneapolis, MN, (Ward 6) submitted by Holiday Stationstores LLC, BLBeerOff, LIC361681
64. Holiday Stationstore #25, 5444 NICOLLET AVE Minneapolis, MN, (Ward 11) submitted by Holiday Stationstores LLC, BLBeerOff, LIC361748
65. Holiday Stationstore #335, 1331 INDUSTRIAL BLVD Minneapolis, MN, (Ward 1) submitted by Holiday Stationstores LLC, BLBeerOff, LIC361658
66. Holiday Stationstore #407, 3550 CEDAR AVE S Minneapolis, MN, (Ward 9) submitted by Holiday/Cedar Avenue LLC, BLBeerOff, LIC376086
67. Hot Plate 2.0, 5204 BLOOMINGTON AVE Minneapolis, MN, submitted by Raguel LLC, BLWine, LIC350897
68. Huge Improv Theater, 3037 LYNDALE AVE S Minneapolis, MN, submitted by Huge Improv Theater, BLWine, LIC65555
69. India Palace, 2546 HENNEPIN AVE Minneapolis, MN, submitted by Twin Cities Hospitality Inc, BLWine, LIC65265
70. Iron Door Pub, 3001 LYNDALE AVE S Minneapolis, MN, (Ward 8) submitted by DJMC LLC, BLLiquor, LIC78263
71. Isabella's Grocery LLC, 1515 LAKE ST E Minneapolis, MN, (Ward 9) submitted by Isabella's Grocery LLC, BLBeerOff, LIC374829
72. Jax Cafe, 1922 UNIVERSITY AVE NE Minneapolis, MN, (Ward 3) submitted by Jax Cafe Inc., BLLiquor, LIC80559
73. Jetset Underground, 205 HENNEPIN AVE E Minneapolis, MN, (Ward 3) submitted by Jetset Inc, BLLiquor, LIC399532
74. Khunnai Thai Cuisine, 2523 NICOLLET AVE Minneapolis, MN, submitted by Sudara Corp, BLWine, LIC65816
75. Kowalski's Lyndale Market, 5327 LYNDALE AVE S Minneapolis, MN, (Ward 11) submitted by Kowalski's Uptown Markets, Inc., BLBeerOff, LIC376614
76. Kowalski's Parkview Market, 5615 CHICAGO AVE Minneapolis, MN, (Ward 11) submitted by Kowalski's Uptown Markets, Inc., BLBeerOff, LIC376615

77. Kowalski's Uptown Market, 2440 HENNEPIN AVE Minneapolis, MN, (Ward 11) submitted by Kowalski's Uptown Markets, Inc., BLBeerOff, LIC376616
78. Kramarczuk Sausage Co, 215 HENNEPIN AVE E Minneapolis, MN, submitted by Kramarczuk Sausage Co Inc, BLWine, LIC65755
79. Kyatchi, 3758 NICOLLET AVE Minneapolis, MN, (Ward 8) submitted by Kyatchi LLC, BLLiquor, LIC378310
80. Kyoto Sushi, 2841 LYNDAL AVE S Minneapolis, MN, submitted by Uptown 2841 Inc, BLWine, LIC396900
81. La Morenita Supermercado, 3408 CEDAR AVE S Minneapolis, MN, (Ward 9) submitted by Marcatoma's Inc, BLBeerOff, LIC362514
82. Las Charolas Restaurant, 417 LAKE ST E Minneapolis, MN, submitted by Jaimes Enterprises LLC, BLWine, LIC380557
83. Little T's, 17 26TH ST E Minneapolis, MN, (Ward 10) submitted by TBD Restaurants LLC, BLLiquor, LIC396977
84. Lowbrow, 4244 NICOLLET AVE Minneapolis, MN, (Ward 8) submitted by Lowbrow Inc., BLLiquor, LIC377525
85. Luminary Arts Center, 700 1ST ST N Minneapolis, MN, submitted by The Minnesota Opera, BLWine, LIC403839
86. Maria's Cafe, 1113 FRANKLIN AVE E Minneapolis, MN, submitted by Maria's Cafe Inc, BLWine, LIC66192
87. Matt's Bar, 3500 CEDAR AVE S Minneapolis, MN, submitted by Nelmatt LLC, BLWine, LIC65468
88. Maxwell's Cafe & Market, 801 4TH ST SE Minneapolis, MN, (Ward 3) submitted by Abdalla Food Inc, BLBeerOff, LIC74830
89. Meseret Ethiopian Restaurant, 3867 MINNEHAHA AVE Minneapolis, MN, submitted by Meseret Market LLC, BLWine, LIC368420
90. Mesob Ethiopian Restaurant and Carry Out, 3915 HIAWATHA AVE Minneapolis, MN, submitted by Lucy Bar & Restaurant LLC, BLWine, LIC107272
91. Milkjam Creamery, 2743 LYNDAL AVE S Minneapolis, MN, (Ward 10) submitted by World Street Kitchen LLC, BLLiquor, LIC345849
92. Momo Sushi, 1839 CENTRAL AVE NE Minneapolis, MN, submitted by Momo Sushi LLC, BLWine, LIC374063
93. Monte Carlo, 219 3RD AVE N Minneapolis, MN, (Ward 3) submitted by Monte Carlo Restaurant Inc, BLLiquor, LIC75943
94. My Burger, 213 OAK ST SE Minneapolis, MN, submitted by My Burger Operations LLC, BLWine, LIC65436
95. My Burger, 3100 EXCELSIOR BLVD Minneapolis, MN, submitted by My Burger Operations LLC, BLWine, LIC65583

96. Naviya's Thai Brasserie, 2812 43RD ST W Minneapolis, MN, submitted by KB Restaurant Inc, BLWine, LIC65810
97. North Loop Wine & Spirits, 218 WASHINGTON AVE N Minneapolis, MN, (Ward 3) submitted by Washington Avenue Liquors LLC, BLLiqOff, LIC54014
98. Okome House, 4457 42ND AVE S Minneapolis, MN, submitted by Okome House LLC, BLWine, LIC389550
99. Owamni, 425 WEST RIVER PKWY Minneapolis, MN, submitted by ghost dancer LLC, BLWine, LIC394193
100. Palmers Bar, 500 CEDAR AVE S Minneapolis, MN, (Ward 6) submitted by Tap & Pony LLC, BLLiquor, LIC366256
101. Parkway Pizza, 2851 JOHNSON ST NE Minneapolis, MN, submitted by Pizza Operators Inc, BLWine, LIC65186
102. Parkway Pizza, 4359 MINNEHAHA AVE Minneapolis, MN, submitted by Parkway Pizza Company, BLWine, LIC66209
103. Patrick's French Bakery, 6010 LYNDAL AVE S Minneapolis, MN, submitted by Patrick's French Bakery, Inc., BLWine, LIC66090
104. Phoenix Theater & Twig Cafe, 2605 HENNEPIN AVE Minneapolis, MN, submitted by The Art's Nest, BLWine, LIC65693
105. Pizza Luce, 119 4TH ST N Minneapolis, MN, (Ward 3) submitted by Pizza Luce Inc, BLLiquor, LIC80299
106. Pizza Luce, 2200 FRANKLIN AVE E Minneapolis, MN, (Ward 6) submitted by Pizza Luce IV Inc, BLLiquor, LIC80547
107. Pizza Luce, 3200 LYNDAL AVE S Minneapolis, MN, submitted by Pizza Luce II Inc, BLWine, LIC65490
108. Pizza Shark, 2210 HENNEPIN AVE Minneapolis, MN, submitted by Pizza Shark LLC, BLWine, LIC399317
109. Pracna & Theatre, 115 MAIN ST SE Minneapolis, MN, (Ward 3) submitted by Paris Porter LLC, BLLiquor, LIC79838
110. Prime Oil & Gas Corp, 2951 CENTRAL AVE NE Minneapolis, MN, (Ward 1) submitted by Prime Oil & Gas Corp, BLBeerOff, LIC379639
111. Punch Neapolitan Pizza, 208 HENNEPIN AVE E Minneapolis, MN, submitted by Civitali Restaurant Corp, BLWine, LIC65393
112. Punch Neapolitan Pizza, 3226 LAKE ST W Minneapolis, MN, submitted by Civitali Restaurant Corp, BLWine, LIC65666
113. Raag Progressive Indian Restaurant, 3812 50TH ST W Minneapolis, MN, (Ward 13) submitted by Seven Hills Restaurants LLC, BLLiquor, LIC378667
114. Ramen Kazama, 3400 NICOLLET AVE Minneapolis, MN, submitted by Kazama LLC, BLWine, LIC66049
115. Reverie Cafe + Bar, 1517 35TH ST E Minneapolis, MN, submitted by Belua LLC, BLWine, LIC383185
116. Ritz Theater, 345 13TH AVE NE Minneapolis, MN, submitted by TLD Holdings LLC, BLWine, LIC355553

117. Saigon Uptown Restaurant, 3035 LYNDAL AVE S Minneapolis, MN, submitted by Nguyen-Vu Family Corp Inc, BLWine, LIC65597
118. Sea Salt Eatery, 4801 MINNEHAHA AVE Minneapolis, MN, submitted by Sea Salt Eatery LLP, BLWine, LIC65559
119. Selam Restaurant, 3860 MINNEHAHA AVE Minneapolis, MN, submitted by Selam Restaurant/Coffee LLC, BLWine, LIC394271
120. Sonny's Cafe, 3403 LYNDAL AVE S Minneapolis, MN, submitted by Crema Cafe, Ltd., BLWine, LIC65644
121. Speedway #4021, 4320 LAKE ST E Minneapolis, MN, (Ward 2) submitted by Northern Tier Retail LLC, BLBeerOff, LIC74806
122. Speedway #4024, 2501 HENNEPIN AVE Minneapolis, MN, (Ward 10) submitted by Northern Tier Retail LLC, BLBeerOff, LIC74802
123. Speedway #4034, 2200 LYNDAL AVE S Minneapolis, MN, (Ward 10) submitted by Northern Tier Retail LLC, BLBeerOff, LIC74801
124. Speedway #4056, 300 BROADWAY ST NE Minneapolis, MN, (Ward 3) submitted by Northern Tier Retail LLC, BLBeerOff, LIC74798
125. Speedway #4060, 801 LAKE ST W Minneapolis, MN, (Ward 10) submitted by Northern Tier Retail LLC, BLBeerOff, LIC74799
126. Speedway #4135, 4001 LYNDAL AVE S Minneapolis, MN, (Ward 8) submitted by Northern Tier Retail LLC, BLBeerOff, LIC74805
127. Speedway #4161, 4740 CEDAR AVE S Minneapolis, MN, (Ward 11) submitted by Northern Tier Retail LLC, BLBeerOff, LIC74807
128. Speedway #4165, 5101 34TH AVE S Minneapolis, MN, (Ward 12) submitted by Northern Tier Retail LLC, BLBeerOff, LIC74808
129. Speedway #4166, 6000 PORTLAND AVE Minneapolis, MN, (Ward 11) submitted by Northern Tier Retail LLC, BLBeerOff, LIC74809
130. Speedway #4172, 3800 LAKE ST W Minneapolis, MN, (Ward 7) submitted by Northern Tier Retail LLC, BLBeerOff, LIC74804
131. Speedway #4173, 3357 UNIVERSITY AVE SE Minneapolis, MN, (Ward 2) submitted by Northern Tier Retail LLC, BLBeerOff, LIC74803
132. Speedway #4185, 1820 37TH AVE NE Minneapolis, MN, (Ward 1) submitted by Northern Tier Retail LLC, BLBeerOff, LIC74800
133. Speedway #4232, 3453 NICOLLET AVE Minneapolis, MN, (Ward 8) submitted by Northern Tier Retail LLC, BLBeerOff, LIC74810
134. Speedway #4388, 101 GRANT ST W Minneapolis, MN, (Ward 7) submitted by Northern Tier Retail LLC, BLBeerOff, LIC74813
135. Step Child, 24 UNIVERSITY AVE NE Minneapolis, MN, submitted by Step Child LLC, BLWine, LIC392381
136. StormKing Brewpub and Barbecue, 618 5TH ST N Minneapolis, MN, submitted by StormKing Brewpub and Barbecue, LLC, BLBrewery, LIC393954

137. Strike Theater, 824 18TH AVE NE Minneapolis, MN, submitted by Strike Theater, BLWine, LIC394260
138. Sun Street Breads, 4600 NICOLLET AVE Minneapolis, MN, submitted by Sun Street Breads Inc, BLWine, LIC65833
139. Supermercado Latino, 2312 CENTRAL AVE NE Minneapolis, MN, (Ward 1) submitted by Latino Groceries Inc, BLBeerOff, LIC74764
140. Tacos Lupita, 5748 34TH AVE S Minneapolis, MN, submitted by Tacos Lupita LLC, BLWine, LIC369207
141. Tangletown's Wise Acre Eatery, 5401 NICOLLET AVE Minneapolis, MN, submitted by S and D Partners LLC, BLWine, LIC65534
142. Tao Natural Foods, 2200 DUPONT AVE S Minneapolis, MN, submitted by Tao Enterprises, Inc., BLWine, LIC359647
143. Tap Society, 4555 GRAND AVE S Minneapolis, MN, submitted by Tap Society Corporation, BLWine, LIC365467
144. Target Express T3200, 1329 5TH ST SE Minneapolis, MN, (Ward 3) submitted by Target Corp, BLBeerOff, LIC74839
145. The Anchor Fish & Chips, 302 13TH AVE NE Minneapolis, MN, submitted by The Anchor Fish and Chips LLC, BLWine, LIC65550
146. The Blue Door - Longfellow, 3448 42ND AVE S Minneapolis, MN, submitted by Sacre Bleu Enterprises LLC, BLWine, LIC65897
147. The Blue Door - U, 1514 COMO AVE SE Minneapolis, MN, submitted by Blue of M Enterprises LLC, BLWine, LIC65212
148. The Crooked Pint Alehouse, 501 WASHINGTON AVE S Minneapolis, MN, (Ward 3) submitted by The Appian Way Company LLC, BLLiquor, LIC79631
149. The Sample Room, 2124 MARSHALL ST NE Minneapolis, MN, (Ward 3) submitted by DCJ LLC, BLLiquor, LIC76317
150. Theatre in the Round, 245 CEDAR AVE S Minneapolis, MN, submitted by Theatre in the Round Players, BLWine, LIC344607
151. Town Hall Brewery, 1430 WASHINGTON AVE S Minneapolis, MN, submitted by Town Hall Brewery LLLP, BLBrewery, LIC353660
152. Town Hall Brewery, 1430 WASHINGTON AVE S Minneapolis, MN, (Ward 6) submitted by Town Hall Brewery LLLP, BLLiquor, LIC80170
153. Town Hall Tap, 4810 CHICAGO AVE Minneapolis, MN, (Ward 8) submitted by Town Hall Tap LLC, BLLiquor, LIC385677
154. Unleashed Hounds and Hops, 200 EAST LYNDAL AVE N Minneapolis, MN, submitted by Unleashed Hounds and Hops LLC, BLWine, LIC381882
155. Urban Eatery, 2730 LAKE ST W Minneapolis, MN, (Ward 7) submitted by View Restaurant and Lounge LLC, BLLiquor, LIC80271
156. Vo's Vietnamese Restaurant, 3450 LYNDAL AVE S Minneapolis, MN, submitted by Francoisvo Inc, BLWine, LIC65936

157. Webber Market, 1701 44TH AVE N Minneapolis, MN, (Ward 4) submitted by Camden Inc, BLBeerOff, LIC74849

158. Wrecktangle Pizza/Silver's Market at Wrecktangle Pizza, 701 LAKE ST W Minneapolis, MN, (Ward 10) submitted by Wrecktangle Uptown LLC, BLLiquor, LIC399724

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2023A-0274

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

1. All Gods Children Metropolitan Community Church, 3100 PARK AVE Minneapolis, MN, submitted by All Gods Children Metropolitan Community Church, BLGeneral, LIC407592
2. MN USA Wrestling, 200 WEST BROADWAY Minneapolis, MN, submitted by MN USA Wrestling, BLGeneral, LIC407265

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2023A-0275

The Minneapolis City Council hereby:

1. Adopts the License Settlement Conference Agreement for Gay 90'S, 400 HENNEPIN AVE Minneapolis, MN, (Ward 3) submitted by 90's Minneapolis LLC, BLAmend, LIC407413, allowing the licensee to retain the On Sale Liquor, Adult Entertainment license.
2. Adopts the Business License Operating Conditions Agreement for Gay 90'S, 400 HENNEPIN AVE Minneapolis, MN, (Ward 3) submitted by 90's Minneapolis LLC, BLAmend, LIC407414, allowing the licensee to retain the On Sale Liquor, Adult Entertainment license, subject to the conditions as set forth in Legislative File 2023-00095 on file in the Office of the City Clerk; and rescinds Resolution 2008R-185, Business License Operating Conditions for Gay 90's, 400 Hennepin Ave, (Ward 3) submitted by 90's Minneapolis LLC, On Sale Liquor, Adult Entertainment license, passed on May 16, 2008.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2023A-0276

The Minneapolis City Council hereby authorizes a 24-month extension of Sherman Associates' exclusive development rights for the purchase and development of property at 1500 4th St S, subject to the following amended conditions:

1. The City's grant of exclusive development rights over Lot A1 is subject to the City's ability to acquire Lot A1 (excess right-of-way) from Hennepin County.
2. Sherman will secure funding for the full development concept contained within its latest proposal, as modified herein, with the expectation that only existing City or other public competitive financing tools will be pursued.
3. Sherman will lead community engagement during this period and will keep Community Planning & Economic Development staff informed of community feedback received.
4. Sherman will provide an updated project operating proforma during this period identifying any operating gaps of any component of the project and a plan to fill those gaps.
5. Sherman will conduct due diligence and pre-development activities and will refine the new project design and plans.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2023A-0277

The Minneapolis City Council hereby authorizes the following contracts for the Business Technical Assistance Program (BTAP), subject to modifications as approved by the Director of the Department of Community Planning & Economic Development, with the following entities or their designees:

1. African Development Center, \$25,000;
2. Certified Access LLC, \$25,000;
3. Hussein N Ahmed, dba Castelli Business Services, \$15,000;
4. Cooperative Development Services Inc., \$15,000;
5. Comunidades Latinas Unidas En Servicio (CLUES), \$30,000;
6. ConnectUP! Institute, \$25,000;
7. Davis Law Office PLLC, \$35,000;
8. Hortensia PLLC, \$10,000;
9. Latino Economic Development Center, \$35,000;
10. Lake Street Council, \$35,000;
11. Metropolitan Consortium of Community Developers (MCCD), \$35,000;
12. New American Development Center, \$15,000;
13. NCXT, \$20,000;
14. Neighborhood Development Center, \$35,000;
15. Northside Economic Opportunity Network (NEON), \$35,000;

16. NextStage, \$25,000;
17. Nexus Community Partners, \$15,000;
18. Seward Redesign Inc., dba Redesign, Inc., \$35,000;
19. Springboard for the Arts, \$25,000;
20. Southwest Business Association, \$25,000;
21. West Bank Business Association, \$25,000;
22. We Sparkle Co., \$10,000.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

On behalf of the Business, Inspections, Housing & Zoning Committee, Goodman offered Resolution 2023R-127 approving the following appropriation of funds to the Department of Community Planning & Economic Development:

1. Certain program income generated through the U.S. Department of Housing and Urban Development (HUD) HOME program;
2. Certain program income generated through the U.S. Department of Housing and Urban Development (HUD) Neighborhood Stabilization Program (NSP); and
3. Certain program income generated through the U.S. Department of Housing and Urban Development (HUD) Community Development Block Grant (CDBG) program.

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

RESOLUTION 2023R-127

By Goodman

Amending the 2023 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by:

1. Increasing the appropriation for the Community Planning and Economic Development Department in the HOME Fund (01500-8900230) by \$1,454,227.00
2. Increasing the appropriation for the Community Planning and Economic Development Department in the HOME Fund (01500-8900220) by \$161,580.74
3. Increasing the Community Planning and Economic Development Department revenue estimate in the HOME Fund (01500-8900900-321008) by \$1,615,807.74
4. Increasing the appropriation for the Community Planning and Economic Development Department in the Neighborhood Stabilization Program Fund (01400-8900230) by \$345,044.02

5. Increasing the Community Planning and Economic Development Department revenue estimate in the Neighborhood Stabilization Program Fund (01400-8900900-321008) by \$345,044.02
6. Increasing the appropriation for the Community Planning and Economic Development Department in the Neighborhood Stabilization Program Fund (01300-8900230) by \$69,783.29
7. Increasing the Community Planning and Economic Development Department revenue estimate in the Neighborhood Stabilization Program Fund (01300-8900900-321008) by \$69,783.29

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2023A-0278

The Minneapolis City Council hereby:

1. Accepts the 2022 Metropolitan Council Local Housing Incentive Account (LHIA) Pilot grant for \$300,000 for the City of Lakes Community Land Trust (CLCLT) perpetually affordable homeownership program.
2. Authorizes agreements with the Metropolitan Council, City of Lakes Community Land Trust (CLCLT), and related entities to implement the Local Housing Incentive Account (LHIA) Pilot grant.
3. Passage of Resolution 2023R-128 approving the appropriation of funds to the Department of Community Planning & Economic Development.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

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

RESOLUTION 2023R-128

By Goodman

Amending the 2023 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution be amended by increasing the Community Planning and Economic Development agency Fund Other Grants State & Local (01600-8900230) appropriation by \$300,000, and increasing the revenue budget for the Community Planning and Economic Development agency Fund Other Grants State & Local (01600-8900230-322503) by \$300,000.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2023A-0279

The Minneapolis City Council hereby:

1. Accepts grants from the Minnesota Department of Employment and Economic Development (DEED) Redevelopment Grant Program for the following projects: 550 West Lake (550 W Lake St), in the amount of \$240,642, and Agra (901 27th Ave S), in the amount of \$230,875.
2. Authorizes contracts or agreements with the Minnesota Department of Employment and Economic Development (DEED) for the aforesaid grants.
3. Authorizes funding agreements with the identified subrecipients (or affiliated entities) and/or disbursement and related agreements for these grants.
4. Passage of Resolution 2023R-129 approving appropriation of funds to the Department of Community Planning & Economic Development.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Approved by Mayor Jacob Frey 4/28/2023.

(Published 4/29/2023)

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

RESOLUTION 2023R-129

By Goodman

Amending The 2023 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by:

1. Increasing the appropriation for Community Planning & Economic Development agency Fund 01600-Other Grants-State and Local (01600-8900220) by \$471,517.
2. Increasing the revenue source for Community Planning & Economic Development (CPED) agency Fund 01600-Other Grants-State and Local (01600-8900900-321508) by \$471,517.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Approved by Mayor Jacob Frey 4/28/2023.

(Published 4/29/2023)

On behalf of the Business, Inspections, Housing & Zoning Committee, Goodman offered Resolution 2023R-130 authorizing applications to the Minnesota Department of Employment and Economic Development [DEED] Contamination Cleanup and Investigation Grant Program for environmental investigation and/or remediation funding for the following projects: 1301 W Lake Apartments (1301 W Lake St), \$231,306; Agra (901 27th Ave S), \$249,184; Stinson Apartments (1714 E Hennepin Ave), \$62,800; and Unity Building (401-405 E Lake St), \$44,600.

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

RESOLUTION 2023R-130
By Goodman

Authorizing applications to the Minnesota Department of Employment and Economic Development [DEED] Contamination Cleanup and Investigation Grant Program for various projects.

Whereas, the City of Minneapolis has approved the Contamination Cleanup and/or Investigation Grant Program applications to be submitted to the Department of Employment and Economic Development (DEED) on May 1, 2023 by the City of Minneapolis for the following sites/projects: Passage of Resolution authorizing applications to the Minnesota Department of Employment and Economic Development [DEED] Contamination Cleanup and Investigation Grant Program for environmental investigation and/or remediation funding for the following projects: 1301 W Lake Apartments (1301 W Lake St), Agra (901 27th Ave S), Stinson Apartments (1714 E Hennepin Ave), and Unity Building (401-405 E Lake St);

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

That the City of Minneapolis act as the legal sponsor for the projects contained in the above-referenced Contamination Cleanup and Investigation Grant Program applications to be submitted on May 1, 2023 and that the Director of the Department of Community Planning and Economic Development (or her designee) is hereby authorized to apply to the Department of Employment and Economic Development for funding of the projects on behalf of the City and to sign and submit a Conflict of Interest Disclosure form in connection with each such application on May 1, 2023.

Be It Further Resolved that the City of Minneapolis has the legal authority to apply for financial assistance, and the institutional, managerial, and financial capability to ensure adequate project administration.

Be It Further Resolved that the sources and amounts of the local match(es) identified in the applications are committed to the projects identified.

Be It Further Resolved that the City of Minneapolis has not violated any Federal, State or local laws pertaining to fraud, bribery, graft, kickbacks, collusion, conflict of interest or other unlawful or corrupt practice.

Be It Further Resolved that upon approval of its applications by the State of Minnesota and acceptance by the City Council, the City of Minneapolis may enter into agreements with the State of Minnesota for the above-referenced projects, and that the City of Minneapolis certifies that it will comply with all applicable laws and regulation as stated in all contract agreements.

Be It Further Resolved that upon approval of its applications by the State of Minnesota and acceptance by the City Council, the Finance Officer or his designee will be authorized to execute such agreements as are necessary to implement the projects on behalf of the applicants.

Be It Further Resolved that the City of Minneapolis is located within the seven-county metropolitan area defined in section 473.121, subdivision 2, and is participating in the local housing incentives program under section 473.254.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Approved by Mayor Jacob Frey 4/28/2023.

(Published 4/29/2023)

On behalf of the Business, Inspections, Housing & Zoning Committee, Goodman offered Resolution 2023R-131 authorizing applications to the Metropolitan Council's Tax Base Revitalization Account [TBRA] Grant Program for environmental investigation and/or remediation funding for the following projects:

753 Washington Ave N Project (753 Washington Ave N), \$27,491 (SEED); 1818 Business Center (1818 4th Ave S), \$23,500 (SEED); Agate Housing (2800 – 2817 27th Ave S), \$215,250; East Plymouth Heights (1014 and 1016 Plymouth Ave N), \$30,175 (SEED); Fruen Mill Renovation (303 Thomas Ave N), \$200,000 (SEED); Kyle Garden Square (700 10th Ave S), \$172,000; Stinson Apartments (1714 E Hennepin Ave), \$189,668; The Nicollet Project (3246 Nicollet Ave), \$12,450 (SEED); Unity Building (401-405 E Lake St), \$138,924.

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

RESOLUTION 2023R-131

By Goodman

Authorizing applications to the Metropolitan Council Tax Base Revitalization Account [TBRA] for various projects.

Whereas, the City of Minneapolis (the “City”) is a participant in the Livable Communities Act’s Local Housing Incentives Account Program for 2023 as determined by the Metropolitan Council, and is therefore eligible to make application for funds under the Tax Base Revitalization Account; and

Whereas, the City has identified the following investigation and/or clean-up projects within the City that meet the Tax Base Revitalization Account’s purposes and criteria: 753 Washington Ave N Project (753 Washington Ave N)-(SEED); 1818 Business Center (1818 4th Ave S)-(SEED); Agate Housing (2800 – 2817 27th Ave S); East Plymouth Heights (1014 and 1016 Plymouth Ave N)-(SEED); Fruen Mill Renovation (303 Thomas Ave N)-(SEED); Kyle Garden Square (700 10th Ave S); Stinson Apartments (1714 E Hennepin Ave); The Nicollet Project (3246 Nicollet Ave)-(SEED); and Unity Building (401-405 E Lake St); and

Whereas, the City has the institutional, managerial and financial capability to ensure adequate project and grant administration; and

Whereas, the City certifies that it will comply with all applicable laws and regulations as stated in the contract grant agreements; and

Whereas, the City finds that the contamination investigation and/or cleanup will not occur through private or other public investment within the reasonably foreseeable future without Tax Base Revitalization Account grant funding; and

Whereas, the City represents that it has undertaken reasonable and good faith efforts to procure funding for the activities for which Livable Communities Act Tax Base Revitalization Account funding is sought but was not able to find or secure from other sources funding that is necessary for investigation and/or cleanup completion and states that this representation is based on the following reasons and supporting facts: City staff members provide information about all potential sources of brownfield grant funding and actively encourage project proponents to seek funding from as many prospective funding sources as possible;

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

That the City Council authorizes the Director of the Department of Community Planning and Economic Development or other appropriate City staff to apply on behalf of the City of Minneapolis to the Metropolitan Council for Tax Base Revitalization Account funding for one or more of the above-referenced projects. The City acknowledges that for each grant awarded to and accepted by the City, the City will be the grantee and will act as legal sponsor, and will administer and be responsible for grant funds expended for the project referred to in the applicable grant application.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Approved by Mayor Jacob Frey 4/28/2023.

(Published 4/29/2023)

On behalf of the Business, Inspections, Housing & Zoning Committee, Goodman offered Resolution 2023R-132 authorizing applications to Hennepin County's Environmental Response Fund [ERF] Grant Program for environmental investigation and/or remediation funding for the following projects:

1301 W Lake Apartments (1301 W Lake St), \$56,454; Agate Housing (2800 – 2817 27th Ave S), \$207,900; Envision Community Penn Avenue (2100, 2106 and 2110 Penn Ave N), \$86,551; Fare Game Restaurant (2900 and 2910 Johnson St NE), \$42,955; MPRB – Bethune Park (1304 10th Ave N), \$359,402 (“Direct”); RS EDEN House (1025 Portland Ave S), \$47,220 (“Direct”); Snelling Yards Family Housing (3601 E 44th St), \$315,000; Stinson Apartments (1714 E Hennepin Ave), \$50,000; Unity Building (401-405 E Lake St), \$32,450; Upper Harbor Park (3301 W River Rd). \$300,000.

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

RESOLUTION 2023R-132

By Goodman

Authorizing applications to the Hennepin County Environmental Response Fund for various projects.

Whereas, the City of Minneapolis intends to act as the legal sponsor for, and/or approves the independent and direct submission of, one or more of the following investigation or cleanup projects: 1301 W Lake Apartments (1301 W Lake St), Agate Housing (2800 – 2817 27th Ave S), Envision Community Penn Avenue (2100, 2106 and 2110 Penn Ave N), Fare Game Restaurant (2900 and 2910 Johnson St NE), MPRB –

Bethune Park (1304 10th Ave N), RS EDEN House (1025 Portland Ave S), Snelling Yards Family Housing (3601 E 44th St), Stinson Apartments (1714 E Hennepin Ave), Unity Building (401-405 E Lake St), and Upper Harbor Park (3301 W River Rd);

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

That the City Council approves the aforementioned investigation and/or cleanup projects (although said approval does not confer other benefits or waive zoning, land use, building code or other applicable requirements), for which Environmental Response Fund grant applications are being submitted to the Hennepin County Environment and Energy Department on May 1, 2023 by the City of Minneapolis or by the affected property owner or developer.

Be It Further Resolved that for each project identified above for which the City is not the applicant, the City Council approval granted by this resolution is specifically contingent upon the applicant agreeing to have City staff administer (subject to the applicable City grant administration fee) any Hennepin County ERF grant that results from an application submitted directly to the County by the project developer, if the City is administering funds from other grantors for related project activities.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Approved by Mayor Jacob Frey 4/28/2023.

(Published 4/29/2023)

On behalf of the Business, Inspections, Housing & Zoning Committee, Goodman offered Resolution 2023R-133 granting approval for Hennepin County Housing and Redevelopment Authority to undertake a housing project on behalf of CB Whittier Community Housing Limited Partnership, for a project at 2609 Blaisdell Ave S through the issuance of up to \$18,000,000 of Multifamily Housing Revenue Bonds.

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

RESOLUTION 2023R-133

By Goodman

Granting approval to undertake a housing or redevelopment project pursuant to Minnesota Statutes, Section 383B.77, as amended.

Whereas, at the request of CB Whittier Community Housing Limited Partnership, a Minnesota limited partnership (together with its affiliates or assigns, the “Borrower”), the Hennepin County Housing and Redevelopment Authority (the “Issuer”) is proposing to issue one or more series of tax-exempt or taxable multifamily housing revenue bonds or other obligations (the “Bonds”) and apply the proceeds derived from the sale of the Bonds to make a loan (the “Loan”) to the Borrower; and

Whereas, the Borrower has represented that it intends to apply the proceeds of the Loan to finance the acquisition, rehabilitation, construction, and equipping of an existing, elevator-served, 3-story building with approximately 45 units of rental housing and the acquisition, construction, and equipping of a new, elevator-served, 3-story building with approximately 40 units of rental housing and facilities functionally

related and subordinate thereto, to be known as Whittier Community Housing Project (the “Project”), located at 2609 Blaisdell Avenue in the City of Minneapolis (the “City”), within Hennepin County (the “County”), for occupancy by persons and families of low and moderate income; and

Whereas, the Issuer has represented to the City that on November 9, 2021, the Board of Commissioners of the Issuer (the “Board”) adopted a resolution granting preliminary approval to the issuance of the Bonds, in an aggregate principal amount not to exceed \$18,000,000, and directing a public hearing be held on a housing program and the proposed issuance of the Bonds thereunder to provide financing for the Project, and approving the submission of an application to the State of Minnesota Department of Management and Budget (“MMB”) for an allocation of bonding authority under Minnesota Statutes, Chapter 474A, as amended; and

Whereas, the Issuer has requested that the City approve the Project pursuant to Minnesota Statutes, Section 383B.77, as amended;

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

That the Issuer’s work or undertakings to assist the Project within the meaning of Minnesota Statutes, Section 383B.77, subdivision 3 is hereby approved.

Be It Further Resolved that the Bonds to be issued by the Issuer to finance the Project will not constitute a general or moral obligation of the City, or be secured by any taxing power of the City.

Be It Further Resolved that the Finance Officer and other officers of the City are authorized and directed to furnish to Dorsey & Whitney LLP, in its capacity as bond counsel to the Issuer (“Bond Counsel”), certified copies of all proceedings and records of the City relating to this resolution and such other affidavits, certificates, and other documents as may be required by Bond Counsel, and all such certificates, affidavits, and other documents, including any heretofore furnished, shall constitute representations of the City as to the truth of all statements contained therein.

Be It Further Resolved that it is hereby determined that any and all costs incurred by the City in connection with the financing of the Project will be paid by the Borrower. It is understood and agreed by the Borrower that the Borrower shall indemnify the City against all liabilities, losses, damages, costs, and expenses (including attorneys’ fees and expenses incurred by the City) arising with respect to the Project or the Bonds.

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

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Approved by Mayor Jacob Frey 4/28/2023.

(Published 4/29/2023)

COUNCIL ACTION 2023A-0280

The Minneapolis City Council hereby:

1. Approves extensions of the reservation and expenditure deadlines to September 2023 and March 2025, respectively, for the 2020 Affordable Housing Trust Fund (AHTF) Award to Whittier Community Housing as set forth in Legislative File 2023-00403 on file in the Office of the City Clerk.
2. Consents to assumption by CB Whittier Community Housing Limited Partnership of an outstanding \$525,000 City loan, re-subordination of the mortgage, and extension of the maturity date to match the new first mortgage term.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Approved by Mayor Jacob Frey 4/28/2023.

(Published 4/29/2023)

On behalf of the Business, Inspections, Housing & Zoning Committee, Goodman offered Resolution 2023R-134 granting approval for Hennepin County Housing and Redevelopment Authority to undertake the Oakland Square-Talmage Green affordable housing preservation project on behalf of Talmage Oakland Limited Partnership through issuance of up to \$11,000,000 in Multifamily Housing Revenue Bonds.

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

RESOLUTION 2023R-134

By Goodman

Granting approval to undertake a housing or redevelopment project pursuant to Minnesota Statutes, Section 383B.77, as amended.

Whereas, at the request of Talmage Oakland Limited Partnership, a Minnesota limited partnership (together with its affiliates or assigns, the “Borrower”), the Hennepin County Housing and Redevelopment Authority (the “Issuer”) is proposing to issue one or more series of tax-exempt or taxable multifamily housing revenue bonds or other obligations (the “Bonds”) and apply the proceeds derived from the sale of the Bonds to make one or more loans (the “Loan”) to the Borrower; and

Whereas, the Borrower has represented that it intends to apply the proceeds of the Loan to finance the acquisition, rehabilitation, construction, and equipping of an existing affordable rental housing development, consisting of approximately 57 units in approximately 16 buildings and certain land and facilities functionally related and subordinate thereto, located at or about 1010-1058 11th Avenue Southeast; 502 2nd Avenue Southeast (containing 4 units with individual reassigned addresses of 504 and 506 Second Avenue SE and 201 and 203 Fifth Street SE); 2609, 2613, 2617, 2619, 2633, 2635 and 2653 Portland Avenue; 2628, 2632, 2634, 2640-2642 and 2644-2646 Oakland Avenue; and 610-612 27th Street East in the City of Minneapolis (the “City”), for occupancy by persons and families of low and moderate income (the “Project”); and

Whereas, the Issuer has represented to the City that on November 8, 2022, the Board of Commissioners of the Issuer (the “Board”) adopted a resolution granting preliminary approval to the issuance of the Bonds, in an aggregate principal amount not to exceed \$11,000,000, and directing a public hearing be held on a housing program and the proposed issuance of the Bonds thereunder to provide financing for

the Project, and approving the submission of an application to the State of Minnesota Department of Management and Budget (“MMB”) for an allocation of bonding authority under Minnesota Statutes, Chapter 474A, as amended; and

Whereas, the Issuer has requested that the City approve the Project pursuant to Minnesota Statutes, Section 383B.77, as amended;

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

That the Issuer’s work or undertakings to assist the Project within the meaning of Minnesota Statutes, Section 383B.77, subdivision 3 is hereby approved.

Be It Further Resolved that the Bonds to be issued by the Issuer to finance the Project will not constitute a general or moral obligation of the City, or be secured by any taxing power of the City.

Be It Further Resolved that the Finance Officer and other officers of the City are authorized and directed to furnish to Kennedy & Graven, Chartered, in its capacity as bond counsel to the Issuer with respect to the Project (“Bond Counsel”), certified copies of all proceedings and records of the City relating to this resolution and such other affidavits, certificates, and other documents as may be required by Bond Counsel, and all such certificates, affidavits, and other documents, including any heretofore furnished, shall constitute representations of the City as to the truth of all statements contained therein.

Be It Further Resolved that it is hereby determined that any and all costs incurred by the City in connection with the financing of the Project will be paid by the Borrower. It is understood and agreed by the Borrower that the Borrower shall indemnify the City against all liabilities, losses, damages, costs, and expenses (including attorneys’ fees and expenses incurred by the City) arising with respect to the Project or the Bonds.

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

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2023A-0281

The Minneapolis City Council hereby approves partial loan forgiveness in the amount of \$75,000 for the Oakland Square CDBG loan as set forth in Legislative File 2023-00402 on file in the Office of the City Clerk.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2023A-0282

The Minneapolis City Council hereby approves minor modifications to the guidelines for the Minneapolis Naturally Occurring Affordable Housing (NOAH) Preservation Fund as set forth in Legislative File 2023-00405 on file in the Office of the City Clerk.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Approved by Mayor Jacob Frey 4/28/2023.

(Published 4/29/2023)

COUNCIL ACTION 2023A-0283

The Minneapolis City Council hereby:

1. Approves an application submitted by Carrie Christensen to rezone (PLAN15883) the property located at 11 8th Ave NE & 800 Sibley St NE to add the Split Zoning Overlay District, retaining the Floodplain Overlay District, Shoreland Overlay District, Mississippi River Corridor Critical Area Overlay District, Parks Built Form Overlay District, Corridor 4 Built Form Overlay District, and I2 Medium Industrial District.
2. Passage of Ordinance 2023-019 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: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

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

ORDINANCE 2023-019

By Goodman

Intro & 1st Reading: 1/10/2022

Ref to: BIHZ

2nd Reading: 4/27/2023

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 1, Block 1 SCHERER PARK ADDITION

Lot 2, Block 1 SCHERER PARK ADDITION

Lot 3, Block 1 SCHERER PARK ADDITION

(11 8th Avenue NE; 800 Sibley Street NE – Plate #14) to add the Split Zoning Overlay District, retaining the Floodplain Overlay District, Shoreland Overlay District, Mississippi River Corridor Critical Area Overlay District, Parks Built Form Overlay District, Corridor 4 Built Form Overlay District, and I2 Medium Industrial District.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2023A-0284

The Minneapolis City Council hereby:

1. Authorizes a \$1 million forgivable loan to the Indigenous Peoples Task Force, or a related entity, for the construction of the Mikwanedun Audisookon Art and Wellness Center project at 2313 13th Ave S.
2. Confirms that the Indigenous Peoples Task Force may use its Stabilized Compressed Earth Block (SCEB) construction program in lieu of the City's Registered Apprenticeship Program and Prevailing Wage policies for the SCEB portion of the construction project as previously approved.
3. Authorizes the increase in the amount of the interfund transfer from CARF Fund 01SDA to CDBG Fund 01400 from \$225,864.00 to \$376,440.00 for the previously approved land sale and write-down to \$1.00 of 2313 13th Ave S, at the time of property closing.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

The POLICY & GOVERNMENT OVERSIGHT Committee submitted the following report:

COUNCIL ACTION 2023A-0285

The Minneapolis City Council hereby:

1. Adopts findings that the proposed position of Director Health Operations in the Health Department meets the criteria in Section 20.1010 of the Minneapolis Code of Ordinances, City Council to Establish Positions; and approves the appointed position, evaluated at 563 total points, and allocated to Grade 12.
2. Passage of Ordinance 2023-020 amending Title 2, Chapter 20 of the Minneapolis Code of Ordinances relating to Administration: Personnel, approving the salary schedule for the position, which has a salary range of \$117,282 to \$139,031, in accordance with the adopted compensation plan for appointed officials effective April 27, 2023.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

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

ORDINANCE 2023-020
By Ellison
Intro & 1st Reading: 1/10/2022
Ref to: POGO
2nd Reading: 4/27/2023

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

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

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

Appointed Officials (CAP)	Step 1: \$117,282
Effective Date: April 27, 2023	Step 2: \$123,455
Fair Labor Standards Act: Exempt	Step 3: \$125,923
Overtime Code: 1	Step 4: \$128,443
Classification: Health Operations Director	Step 5: \$131,010
Points: 563	Step 6: \$133,631
Grade: 12	Step 7: \$136,303
Pay Frequency: Annual	Step 8: \$139,031

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2023A-0286

The Minneapolis City Council hereby:

1. Adopts findings that the proposed position of Deputy Director Elections & Voter Services in the City Clerk's Office meets the criteria in Section 20.1010 of the Minneapolis Code of Ordinances, City Council to Establish Positions; and approves the appointed position, evaluated at 468 total points, and allocated to Grade 10.
2. Passage of Ordinance 2023-021 amending Title 2, Chapter 20 of the Minneapolis Code of Ordinances relating to Administration: Personnel, approving the salary schedule for the position, which has a salary range of \$97,028 to \$115,021, in accordance with the adopted compensation plan for appointed officials effective April 27, 2023.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

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

ORDINANCE 2023-021
By Ellison
Intro & 1st Reading: 1/10/2022
Ref to: POGO
2nd Reading: 4/27/2023

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

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

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

Appointed Officials (CAP)

Effective Date: April 27, 2023	Step 1: \$97,028
Fair Labor Standards Act: Exempt	Step 2: \$102,135
Overtime Code: 1	Step 3: \$104,178
Classification: Deputy Director Elections & Voter Services	Step 4: \$106,261
Points: 468	Step 5: \$108,386
Grade: 10	Step 6: \$110,554
Pay Frequency: Annual	Step 7: \$112,765
	Step 8: \$115,021

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2023A-0287

The Minneapolis City Council hereby authorizes a collective bargaining agreement with the AFSCME Water Unit, for the period Jan 1, 2023, through Dec 31, 2025, consistent with the terms of the Executive Summary; and authorizes the Labor Relations Director to implement the terms and conditions of the agreement.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2023A-0288

The Minneapolis City Council hereby authorizes a collective bargaining agreement with the Minneapolis Building Trades Unit, for the period May 1, 2022, through Apr 30, 2025, consistent with the terms of the Executive Summary; and authorizes the Labor Relations Director to implement the terms and conditions of the agreement.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2023A-0289

The Minneapolis City Council hereby approves the following Council appointment to the Capital Long-Range Improvement Committee for a two-year term beginning January 1, 2023, and ending December 31, 2024: Nathan Bakken, Seat 9, Ward 5.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2023A-0290

The Minneapolis City Council hereby accepts the sole bid of Mark Northfield, Inc., d/b/a All Seasons Garage Door, submitted on Event 2400, in the amount of \$299,185, to provide all materials, labor, equipment and incidentals necessary for the High Speed Overhead Door Replacement project, and authorizes a contract for the project, all in accordance with City specifications.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2023A-0291

The Minneapolis City Council hereby accepts the low bid of Ti-Zack Concrete, Inc., submitted for Event 2368, in the amount of \$2,475,135.35, to provide all materials, labor, equipment and incidentals necessary for the Lyndale Ave N. Pedestrian Safety Project, and authorizes a contract for the project, all in accordance with City specifications.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2023A-0292

The Minneapolis City Council hereby accepts the low bid of Eureka Construction, Inc., submitted for Event 2363, in the amount of \$11,171,519.53, to provide all materials, labor, equipment and incidentals necessary for the 37th Ave NE Road Reconstruction Project, and authorizes a contract for the project, all in accordance with City specifications.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Approved by Mayor Jacob Frey 4/28/2023.

(Published 4/29/2023)

COUNCIL ACTION 2023A-0293

The Minneapolis City Council hereby authorizes an extension to contract C-43836 with Black & Veatch Corporation, through Dec 31, 2023, for continued design and construction engineering services related to the 10th Ave Bridge Water Main River Crossing Project.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2023A-0294

The Minneapolis City Council hereby authorizes an increase to contract No. C-43408 with Ice Mortgage Technology Inc., f/k/a Ellie Mae, in the amount of \$50,100 for a total amount not to exceed of \$86,510, and an extension through Mar 31, 2024, which is beyond the five-year term approved for a form contract, and the use of the vendor's contract amendment form(s) and terms and conditions to effect these changes, for utilization of and technical assistance with the loan administration software for the City's Home Improvement Program Lending Services.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2023A-0295

The Minneapolis City Council hereby authorizes an increase to contract COM0003889 with the Minnesota Bureau of Criminal Apprehension (BCA) in the amount of \$440,000 for a new total amount not to exceed \$1,320,000, and an extension through Dec 31, 2024, using the Minnesota BCA's contract form for DNA analysis of police case evidence.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2023A-0296

The Minneapolis City Council hereby authorizes an increase to contract C-44350 with Fairview Health Services, in the amount of \$250,000 for a new total amount not to exceed \$500,000, and an extension to the contract for a five-year period through Jun 30, 2028, for Clinical Lab Services for the School Based Clinics Program.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2023A-0297

The Minneapolis City Council hereby authorizes an increase to contract COM0002378 with Bolton & Menk, Inc., in the amount of \$456,000 for a total amount not to exceed \$2,260,600, for engineering and design services for the Bryant Ave S reconstruction project.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2023A-0298

The Minneapolis City Council hereby authorizes a contract with Hennepin County, in an amount not to exceed \$1,400,862.44, for the lease of election equipment through Feb 28, 2031, unless terminated earlier due to changes in the necessary equipment or due to expenses rising beyond projected increases and exceeding budgeted amounts.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Approved by Mayor Jacob Frey 4/28/2023.

(Published 4/29/2023)

COUNCIL ACTION 2023A-0299

The Minneapolis City Council hereby approves the settlement of lawsuit Brian Cody v. City of Minneapolis, by payment of \$24,000 to Brian Cody and attorneys Aaron Ferguson Law PLLC, and authorizes the City Attorney's Office to execute any documents necessary to effectuate the settlement.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2023A-0300

The Minneapolis City Council hereby approves the settlement of lawsuit Marquise Stewart and Leanna Hood v. City of Minneapolis, by payment of \$9,000 to Marquise Stewart and \$12,000 to Leanna Hood and attorneys Gonko & Vavreck, PLLC, and authorizes the City Attorney's Office to execute any documents necessary to effectuate the settlement.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2023A-0301

The Minneapolis City Council hereby approves the settlement of the matter of Steven Meldahl v. City of Minneapolis, Court File No. 27-CV-22-14991; the consolidated special assessment appeal brought by Steven Meldahl for the special assessment levies adopted in November 2022; by agreeing to cancel the Vacant Building Registration fee assessments levied against his property at 2942 Dupont Ave N in 2021 and 2022, and permitting Mr. Meldahl to enter a restoration agreement for the property, and authorizes the City Attorney's Office and Regulatory Services authority to execute any documents necessary to effectuate the settlement.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2023A-0302

The Minneapolis City Council hereby approves the settlement of the matter of Harold Wright v. City of Minneapolis et al. 4th Judicial District Case No. 27-CV-23-2926, by payment of \$20,000 to Mr. Wright, through attorneys at Mottaz & Sisk Injury Law, in exchange for Mr. Wright's dismissal of the lawsuit as brought against Minneapolis, and authorizes the City Attorney's Office to execute any documents necessary to effectuate settlement.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2023A-0303

The Minneapolis City Council hereby approves the Workers' Compensation claim of Romel Bacon-Brown by payment of \$95,000 to Romel Bacon-Brown and attorney, Meuser Law Firm, and authorizes the City Attorney's Office to execute any documents necessary to effectuate the agreement.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2023A-0304

The Minneapolis City Council hereby approves the Workers' Compensation claim of Jamie Karshbaum by payment of \$115,000 to Jamie Karshbaum and attorney, Meuser Law Firm, and authorizes the City Attorney's Office to execute any documents necessary to effectuate the agreement.

On roll call, the result was:

Ayes: Payne, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Koski, Johnson, Palmisano (10)

Noes: Wonsley, Chavez, Chughtai (3)

Absent: (0)

Adopted.

COUNCIL ACTION 2023A-0305

The Minneapolis City Council hereby:

1. Adopts findings that the proposed position of Director Race Equity, Inclusion & Belonging in the Racial Equity, Inclusion & Belonging Department meets the criteria in Section 20.1010 of the Minneapolis Code of Ordinances, City Council to Establish Positions; and approves the appointed position, evaluated at 685 total points, and allocated to Grade 15.
2. Passage of Ordinance 2023-022 amending Title 2, Chapter 20 of the Minneapolis Code of Ordinances relating to Administration: Personnel, approving the salary schedule for the position, which has a salary range of \$143,292 to \$169,863, in accordance with the adopted compensation plan for appointed officials effective April 27, 2023.

On roll call, the result was:

Ayes: Payne, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (12)

Noes: Wonsley (1)

Absent: (0)

Adopted.

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

ORDINANCE 2023-022

By Ellison

Intro & 1st Reading: 1/10/2022

Ref to: POGO

2nd Reading: 4/27/2023

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

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

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

Appointed Officials (CAP)

Effective Date: April 27, 2023

Fair Labor Standards Act: Exempt

Overtime Code: 1

Classification: Director Racial Equity, Inclusion & Belonging

Points: 685

Grade: 15

Pay Frequency: Annual

Step 1: \$143,292

Step 2: \$150,834

Step 3: \$153,850

Step 4: \$156,927
Step 5: \$160,066
Step 6: \$163,267

Step 7: \$166,532
Step 8: \$169,863

On roll call, the result was:

Ayes: Payne, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (12)

Noes: Wonsley (1)

Absent: (0)

Adopted.

COUNCIL ACTION 2023A-0306

The Minneapolis City Council hereby:

1. Adopts findings that the three proposed positions of Deputy City Operations Officer meet the criteria in Section 20.1010 of the Minneapolis Code of Ordinances, City Council to Establish Positions; and approves the appointed positions, evaluated at 815 total points, and allocated to Grade 18.
2. Passage of Ordinance 2023-023 amending Title 2, Chapter 20 of the Minneapolis Code of Ordinances relating to Administration: Personnel, approving the salary schedule for the three positions, which have a salary range of \$171,007 to \$202,718, in accordance with the adopted compensation plan for appointed officials effective April 27, 2023.

On roll call, the result was:

Ayes: Payne, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Koski, Johnson, Palmisano (10)

Noes: Wonsley, Chavez, Chughtai (3)

Absent: (0)

Adopted.

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

ORDINANCE 2023-023

By Ellison

Intro & 1st Reading: 1/10/2022

Ref to: POGO

2nd Reading: 4/27/2023

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

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

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

Appointed Officials (CAP)

Effective Date: April 27, 2023

Fair Labor Standards Act: Exempt

Overtime Code: 1

Classification: Deputy City Operations Officer

Points: 815

Grade: 18

Pay Frequency: Annual

Step 1: \$171,007

Step 2: \$180,008

Step 3: \$183,608

Step 4: \$187,280

Step 5: \$191,026
Step 6: \$194,846

Step 7: \$198,743
Step 8: \$202,718

On roll call, the result was:

Ayes: Payne, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Koski, Johnson, Palmisano (10)

Noes: Wonsley, Chavez, Chughtai (3)

Absent: (0)

Adopted.

The PUBLIC HEALTH & SAFETY Committee submitted the following report:

COUNCIL ACTION 2023A-0307

The Minneapolis City Council hereby:

1. Accepts a Justice Assistance Grant (JAG) from Hennepin County, in the amount of \$281,684.51, to support Police Department and City Attorney's Office initiatives.
2. Authorizes an agreement with Hennepin County for the grant through Sept 30, 2025.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2023A-0308

The Minneapolis City Council hereby authorizes the submission of a grant application to the U.S. Department of Justice, Office of Community Oriented Policing Services, in the amount of \$1,250,000, to hire ten additional police officers over three years to support the City's efforts to address violent crime and gun violence.

On roll call, the result was:

Ayes: Rainville, Vetaw, Osman, Goodman, Jenkins, Koski, Johnson, Palmisano (8)

Noes: Payne, Wonsley, Ellison, Chavez, Chughtai (5)

Absent: (0)

Adopted.

On behalf of the Public Health & Safety Committee, Vetaw offered Resolution 2023R-135 approving changes to the Public Art Policies and Procedures, related to the City's portable art collection, the process for locating artworks, and ensuring a manageable portable collection.

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

RESOLUTION 2023R-135

By Vetaw

Adopting revisions to the 2002 Public Art Policies and Procedures to address portable art works.

Whereas, the Minneapolis City Council approved Public Art Policies and Procedures on September 13, 2002, which were last revised and approved on August 31, 2007, by Council Action 2007A-0658; and

Whereas, these previous policies and procedures did not address portable art works, such as paintings, photographs, prints and small sculptures; and

Whereas, the City has accumulated portable art works over the years in multiple ways; and

Whereas, there is a need to determine which pieces to retain and install in new locations, which to deaccess, how to acquire such pieces in the future; and

Whereas, the City research on other policies in the United States, and gathered input from staff from other departments, the Public Art Advisory Panel, the Facilities Space and Assessment Management Committee, the Arts Commission, and the Policy Committee of the Arts Commission; and

Whereas, making decisions for future portable artworks within the criteria reflected in the proposed policy changes will result in a City Portable Collection that more closely aligns with the diversity of the Minneapolis;

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

That the revised Public Art Policies and Procedures are hereby adopted, as further set forth in Legislative File No. 2023-00410 in the Office of the City Clerk.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2023A-0309

The Minneapolis City Council hereby authorizes an agreement with Health Career Connection (HCC), in the amount of \$7,900, to host a public health intern in the Health Department for the period, May 15, 2023, through Dec 31, 2023.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2023A-0310

Vetaw moved to approve the following related to the Community Commission on Police Oversight, including an amendment to withdraw the appointment of James Westphal:

1. Josh Loar for Council appointment, Seat 1, Ward 1, for 2 year term, beginning Jun 1, 2023, and ending May 31, 2025.
2. Mara Schanfield for Council appointment, Seat 2, Ward 2, for 2 year term, beginning Jun 1, 2023, and ending May 31, 2025.
3. Paul Olsen for Council appointment, Seat 3, Ward 3, for 2 year term, beginning Jun 1, 2023, and ending May 31, 2025.
4. Melissa Newman for Council appointment, Seat 4, Ward 4, for 1 year term, beginning Jun 1, 2023, and ending May 31, 2024.
5. Jennifer Clement for Council appointment, Seat 5, Ward 5, for 1 year term, beginning Jun 1, 2023, and ending May 31, 2024.

6. AJ Awed for Council appointment, Seat 6, Ward 3, for 2 year term, beginning Jun 1, 2023, and ending May 31, 2025.
7. Mary Dedeaux-Swinton for Council appointment, Seat 7, Ward 7, for 1 year term, beginning Jun 1, 2023, and ending May 31, 2024.
8. Fartun Weli for Council appointment, Seat 8, Ward 8, for 1 year term, beginning Jun 1, 2023, and ending May 31, 2024.
9. Stacey Gurian-Sherman for Council appointment, Seat 9, Ward 9, for 2 year term, beginning Jun 1, 2023, and ending May 31, 2025.
10. Alexis Pederson for Council appointment, Seat 10, Ward 10, for 1 year term, beginning Jun 1, 2023, and ending May 31, 2024.
11. Philip Sturm for Council appointment, Seat 11, Ward 11, for 2 year term, beginning Jun 1, 2023, and ending May 31, 2025.
- ~~12. Approves James Westphal for Council appointment, Seat 12, Ward 12, for 2 year term, beginning Jun 1, 2023, and ending May 31, 2025.~~
- ~~13~~ 12. Nichelle Williams-Johnson for Council appointment, Seat 13, Ward 13, for 1 year term, beginning Jun 1, 2023, and ending May 31, 2024.
- ~~14~~ 13. Louis Smith for Mayoral appointment, Seat 14, Ward 13, for 2 year term, beginning Jun 1, 2023, and ending May 31, 2025.
- ~~15~~ 14. Latonya Reeves for Mayoral appointment, Seat 15, Ward 7, for 1 year term, beginning Jun 1, 2023, and ending May 31, 2024.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

The PUBLIC WORKS & INFRASTRUCTURE Committee submitted the following report:

On behalf of the Public Works & Infrastructure Committee, Koski offered Resolution 2023R-136 ordering the work to proceed and adopting special assessments for the Mill District Street Resurfacing Project No. 2348G as part of the 2023 Street Resurfacing Program.

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

RESOLUTION 2023R-136

By Johnson

Ordering the work to proceed and adopting special assessments for the Mill District Street Resurfacing Project No. 2348G as part of the 2023 Street Resurfacing Program.

Whereas, a public hearing was held on April 20, 2023, 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 2023R-084, passed March 9, 2023, 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 2023R-084, passed March 9, 2023.

Be It Further Resolved that the proposed special assessments in the total amount of \$447,875.71 for the Mill District Street Resurfacing Project (Levy No. 01027, 2348G), as on file in the Public Works Special Assessment Office, are hereby adopted and assessed against the benefited properties.

Be It Further Resolved that the number of successive equal annual principal installments by which the special assessments of more than \$150 may be paid shall be fixed at five (5) and that the interest be charged at an interest rate of 3.87%, with collection of the special assessments to begin on the 2024 real estate tax statements.

Be It Further Resolved that the number of installments by which the special assessments of \$150 or less may be paid shall be fixed at one (1) and that the interest be charged at an interest rate of 3.71%, with collection of the special assessments to begin on the 2024 real estate tax statements.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

On behalf of the Public Works & Infrastructure Committee, Koski offered Resolution 2023R-137 requesting the Board of Estimate and Taxation authorize the City's issuance and sale of assessment bonds in the amount of \$447,875.71 for the purpose of paying the assessed cost of street improvements in the Mill District Street Resurfacing Project No. 2348G.

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

RESOLUTION 2023R-137

By Johnson

Requesting the Board of Estimate and Taxation authorize the City's issuance and sale of assessment bonds in the amount of \$447,875.71 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 Mill District Street Resurfacing Project No. 2348G, 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: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

On behalf of the Public Works & Infrastructure Committee, Koski offered Ordinance 2023-024 amending Title 11 of the Minneapolis Code of Ordinances relating to Health and Sanitation, amending regulations governing solid waste, recycling, and graffiti abatement: Chapter 225 Garbage and Refuse and Chapter 226 Graffiti Nuisance Property.

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

ORDINANCE 2023-024
By Johnson
Intro & 1st Reading: 3/9/2023
Ref to: PWI
2nd Reading: 4/27/2023

Amending Title 11 of the Minneapolis Code of Ordinances relating to Health and Sanitation.

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

Section 1. That Section 225.620 contained in Chapter 225, Garbage and Refuse, be amended to read as follows:

225.620. Buildings to be numbered. (a) Owners, operators, or occupants of buildings containing dwelling units receiving solid waste collection from the city shall affix the street address number of such building in a manner and place in accordance with sections 244.970, 435.20 and 435.60 that is easily and readily discernible by collection crews.

(b) The director of public works shall provide written notice to the taxpayer and to the utility bill payer of unnumbered buildings that unless numbered as described in paragraph (a) above within fourteen (14) days, the director of public works shall place numbers on the building.

(c) The director of public works shall establish a schedule of charges for services provided in paragraph (b) above based on the cost of materials and providing such service. Service charges shall be added to the utility bill as provided in section ~~509.870~~ 505.60.

Section 2. That Section 225.640 contained in Chapter 225, Garbage and Refuse, be amended to read as follows:

225.640. Billing. For solid waste management services provided to building by the director of public works pursuant to section 225.600 of this Code:

(a) (1) There shall be one (1) base unit charge per dwelling unit per month. A dwelling unit whose occupants qualify as participating in the city's recycling program shall receive one (1) recycling reduction per month. For solid waste billing purposes, a rooming unit (as defined in section 244.40 of this Code) is equivalent to one-fourth (1/4) of a dwelling unit.

(b) (2) The number of dwelling units and rooming units in a building shall be determined on the basis of the department of inspections dwelling registration records or, if such are not current or in the opinion of the director of public works are in error, then on the basis of any other city records deemed to be reliable by the director of public works. Homesteaded duplexes and triplexes that use one (1) mobile refuse container (MRC) and have a valid rental dwelling license exemption from the department of inspections shall be charged as a single dwelling unit. The director of public works may determine the amount of waste being generated by these dwelling occupants. The director of public works shall only allocate a single MRC to a homesteaded duplex or triplex if it is sufficient to contain the waste generated by the dwelling occupants.

(c) (3) There shall be one (1) cart disposal charge per cart per month.

(d) (4) Base unit charges and disposal charges shall begin to accrue as of the date when the mobile refuse container(s) are delivered to the property or the date that solid waste service began, if service commenced before mobile refuse container(s) were delivered to the property. Base unit charges and cart disposal charges shall cease to accrue when either water service is turned off at the street valve serving the property by the city's water department or when determined by the director of public works.

(e) (5) Base unit charges, recycling reductions, and cart disposal charges shall be added to the utility bill as provided in section ~~509.870~~ 505.60.

Section 3. That Section 225.660 contained in Chapter 225, Garbage and Refuse, be amended to read as follows:

225.660. Assessment of delinquent solid waste charges not added to the utility bill. All solid waste charges which have not been paid within twenty (20) days after the bill has been sent shall be considered delinquent and may thereafter be assessed against the property served using the special assessments process in section ~~509.1080~~ 505.230.

Section 4. That Section 225.680 contained in Chapter 225, Garbage and Refuse, be amended to read as follows:

225.680. Storage of solid waste, yard waste and recyclable materials. (a) Every dwelling unit, rooming unit and shared bath unit shall be provided with an adequate number of serviceable mobile refuse containers (MRC) at the expense of the utility bill payer as required by the director of public works to hold solid waste accumulated by such units until collected for disposal.

(b) Every MRC, and every other container required or approved by the director of public works to temporarily store solid waste, yard waste and recyclable materials shall be placed upon the required solid waste collection point (SWCP) by 6:00 a.m. on the designated day of collection. For properties with an SWCP located at or near the front curb line, every MRC and other required or approved container:

- (1) Shall not be placed at the SWCP before 7:00 a.m. on the day before the designated day of collection.
- (2) Shall be removed by 7:00 a.m. on the day after the designated day of collection and not otherwise be stored in areas of the front yard visible from the front curb line, unless the SWCP has been established under section 225.670(c).
- (c) Notwithstanding the requirements of Chapter 445 of this Code, accumulations of snow and ice in excess of two (2) inches must be removed from the SWCP and a thirty-six (36) inch wide travel path to the alley or street provided, to allow for timely pickup on the designated day of collection.
- (d) All solid waste must be wrapped or bagged prior to being placed into the mobile refuse container (MRC). In no event shall loose refuse be placed at any time by any person into the MRC. Unless otherwise authorized by the director of public works, it is unlawful to place toxic or hazardous waste, household batteries, flammable liquids, solvents, paints, building debris, or hot ashes into any MRC. All yard waste and recyclable materials shall be placed in appropriate containers as required and approved by the director of public works.
- (e) The designated SWCP must be free from any obstruction from 6:00 a.m. to 3:00 p.m. on the designated day of collection.
- (f) A service charge shall be imposed when the director of public works performs the duties of nonexempt persons who violate subsection (b), (c), (d), or (e). The director of public works shall determine the cost of providing such service. Service charges shall be added to the utility bill as provided in section ~~509.870~~ 505.60.

Section 5. That Section 225.690 contained in Chapter 225, Garbage and Refuse, be amended to read as follows:

225.690. Solid waste collection outside of refuse containers; charges. (a) City haulers of solid waste in the city shall collect, gather-up and haul all solid waste, building or demolition debris, tires, or yard waste lying within a radius of twenty (20) feet of the solid waste collection point. The radius shall be applied only within the boundaries of the property on which collection takes place. If solid waste lies in a continuous pile within and outside the area circumscribed by the radius line, haulers shall proceed beyond the radius line to collect and gather-up solid waste. Under regulations drafted by the director of public works, time limitations and charges may be established for the collection under this section.

(b) With respect to each instance in which haulers are required to collect, gather-up and haul solid waste under paragraph (a) above, written notice shall be provided to any person or persons requiring such service that all future collections, gathering-up and hauling required for health, safety and welfare purposes, shall be done at the expense of the utility bill payer.

(c) The director of public works shall establish a schedule of service charges and procedures for services provided under paragraph (a), which shall reasonably relate to the additional cost of the service required. Service charges shall be:

- (1) Added to the utility bill as provided in section ~~509.870~~ 505.60; or
 - (2) Added to the account of a previous utility bill payer if the director of public works determines that a previous utility bill payer is responsible for the solid waste which was gathered up; or
 - (3) Billed to the taxpayer if there is information or materials in the solid waste which was gathered up that reasonably indicates the utility bill payer was not the source of the solid waste. The decision to bill the taxpayer will be made on a case by case basis, and nothing herein shall require the director of public works to bill the taxpayer.
- (d) If any bill in paragraph (c)(3) for additional service is delinquent it may be assessed against the property served in the manner and under the provisions of section 225.660.

Section 6. That Section 225.810 contained in Chapter 225, Garbage and Refuse, be amended to read as follows:

225.810. Penalty. Any building owner or operator who fails, omits, neglects, or refuses to comply with the provisions of section 225.780 or 225.790 after any period of compliance provided for in the notice required by section 225.800(b), shall be subject to a fine of one hundred dollars (\$100.00) for a first offense within twelve (12) months and a fine of two hundred dollars (\$200.00) for a second offense within twelve (12) months. A third offense within twelve (12) months shall subject the party to a fine of four hundred fifty dollars (\$450.00) and a seven hundred dollar (\$700.00) fine shall be imposed for the fourth and any subsequent violation within any twelve-month period. Any and all violations in each calendar month shall constitute one separate offense. Any building owner or operator charged a fine for a violation of the requirements of this article shall be notified of their appeal rights as provided in sections ~~509.920 and 509.930~~ 505.120 and 505.130. Fines which are collected by the city treasurer for noncompliance with any and all provisions of this article shall be designated for use by the department of public works for the purposes of promoting recycling awareness, education, and the improvement of services.

Section 7. That Section 226.40 contained in Chapter 226, Graffiti Nuisance Property, be amended to read as follows:

226.40. Procedures. (a) *Required graffiti abatement.* The owner or occupant of any property in the city shall remove, paint over or otherwise effectively abate any graffiti from such property within seven (7) days of the graffiti's appearance.

(b) *Procedures, forms and policies.* The graffiti abatement manager shall adopt procedures, forms, and written policies for administering and implementing the provisions of this chapter.

(c) *Notification.*

(1) Whenever the manager determines that graffiti exists in the city on any commercial structure, industrial structure, utility structure, residential structure or any other structure of any kind, the manager may issue an abatement notice pursuant to the authority of this section.

(2) The manager shall cause the notice to be served upon any known property owner, and any known occupant. Such owner or occupant shall have seven (7) days after the date of service of the notice in which to remove, paint over or otherwise effectively abate the graffiti.

(3) Service shall be accomplished by addressing the notice to the owner and occupant and sending it by personal service or by U.S. mail to the last known address of such owner or occupant based upon a certified list prepared by the manager. Service on the occupant may also be accomplished by posting the notice in a visible location on the subject property.

(4) If graffiti is not removed, painted over or otherwise effectively abated, the graffiti may be abated by or at the direction of the city as provided by this chapter or other provisions of this Code. The manager shall compute all costs of any abatement by or at the direction of the city. The costs of abatement shall include, but not be limited to, the cost of any inspections, abatement mobilization, and service of notices. The costs shall also include all departmental costs and expenses including overhead and allowance for time of city employees, expense of equipment used, and sums of money paid out for work done. The owner of the property shall be required to pay all costs of abatement as computed by the manager. The manager may bill the property owner for the costs of abatement by adding the charges to the property's utility services bill as set forth in section ~~509.870~~ 505.60 or may assess and levy the charges as a special assessment pursuant to the procedures set forth in section 227.100. A property owner's utility services shall not be disconnected for failure to pay that portion of a utility services bill that represents the costs of graffiti abatement.

(d) Appeal.

(1) Within seven (7) days of the receipt of the notice, the property owner or occupant may appeal the notice from the manager.

(2) Upon receipt of the appeal request, the manager shall set the matter for hearing before a designated hearing officer within twenty (20) business days. The property owner shall be entitled to be heard on all matters relating to graffiti and the process of abatement. If the hearing officer finds the property to be a graffiti nuisance property, and the owner/responsible party has been given notice in accordance with subsections (c) and (d) above, the designated hearing officer shall specify when and under what conditions the graffiti shall be abated.

(3) The manager shall designate one or more hearing officers. Such hearing officers shall render decisions on matters before them in an impartial manner. Such decisions shall be binding on the department.

(4) At any hearing under this section:

a. The applicant may appear in person or through a representative.

b. The parties may present evidence, testimony, and oral and written argument, and they may cross-examine each witness appearing on behalf of the other party.

c. The rules of evidence shall not apply. However, only reasonably relevant evidence shall be received and considered.

d. Burden of proof. The department bears the burden of proving that the property is a graffiti nuisance property and that the owner has been given notice in accordance with this section.

(5) Following the hearing, the hearing officer shall prepare findings of fact, a decision, and reasons therefore. The hearing officer's decision shall be based upon competent evidence in the record.

(e) Abatement of graffiti in specific cases.

(1) The manager may without notice summarily abate any graffiti on any utility poles and cabinets including, but not limited to, traffic signs and lights or on any property owned by the city or on any property located in the public right-of-way, but privately owned. The right to summarily abate graffiti on such property shall be a condition of its permission to be in the right-of-way. Reasonable care shall be taken to avoid damage to such property.

(2) The manager may without notice summarily abate any graffiti located anywhere on exterior walls and fences immediately abutting public streets and right-of-way or public property, or within five (5) feet of such street, right-of-way or public property. The manager may summarily abate graffiti located on such walls and fences that is beyond five (5) feet of such street, right-of-way or public property provided that the graffiti is visible from the street, right-of-way or public property. The manager shall ensure (1) that such abatement shall not entirely penetrate the wall of any building nor impair the structural integrity of the structure involved; (2) that reasonable efforts are made to avoid damage to the property; and, (3) that the wall is not in an area of a building that is designed for and used principally as a residence. In the case of a summary abatement without notice on private property or on private structures or equipment located in the right-of-way, the expense of such abatement and restoration shall be borne by the city.

(f) Abatement of graffiti generally. Whenever the manager has reasonable cause to believe that there exists upon any structure any graffiti requiring abatement under this chapter, the manager may enter upon the property at all reasonable times to perform any duty imposed on the manager under this chapter, and to enforce the provisions of this Code. The following steps may be taken as to any property that is not being abated pursuant to the foregoing provisions or other provisions of this Code and for which an abatement notice has been issued pursuant to paragraph (c)(1) of this section.

The manager shall leave a notice of the graffiti abatement in a reasonable location on the property and mail notice to the last known address of the owner or occupant that was originally served with the notice to abate. In performing graffiti abatement, the manager shall not intentionally penetrate entirely the wall of any structure or impair the structural integrity thereof.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

On behalf of the Public Works & Infrastructure Committee, Koski offered Ordinance 2023-025 amending Title 12, Chapter 244 of the Minneapolis Code of Ordinances relating to Housing: Maintenance Code, amending regulations governing the discontinuance of required utility services.

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

ORDINANCE 2023-025
By Johnson
Intro & 1st Reading: 3/9/2023
Ref to: PWI
2nd Reading: 4/27/2023

Amending Title 12, Chapter 244 of the Minneapolis Code of Ordinances relating to Housing: Maintenance Code.

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

Section 1. That Section 244.590 of the above-entitled ordinance be amended to read as follows:

244.590. Discontinuance of required services. (a) No owner or operator shall cause any service, facility, equipment or utility which is required to be supplied under the housing maintenance code to be removed, shut off, or discontinued in any occupied rooming unit, hotel unit, dwelling or dwelling unit let or occupied by said owner, or operator, except for such temporary interruption as may be necessary while actual repairs, replacements or alterations are in process of being made.

(b) An administrative fee of fifty dollars (\$50.00) shall be charged to the bill payer of a property where water services have been shut off for a period of forty-eight (48) hours for non-payment. An additional one hundred dollars (\$100.00) administrative fee shall be charged to the bill payer of a property where the property is placarded with a letter of intent to condemned for lack of utilities resulting from the water services being shut off for non-payment.

(c) Administrative fees charged for water shut off for non-payment shall be added to the property's utility services bill as set forth in section ~~509.870~~ 505.60.

Utility companies supplying service through a single meter to equipment or facilities that are required by the housing maintenance code shall post, on or near the front and rear entrances of a multiple dwelling or duplex containing such equipment or facilities, a notice of delinquency in payment of utility bills after the utility bills are sixty (60) days in arrears, or a notice of intent to discontinue such service for failure to pay utility bills not less than fifteen (15) calendar days prior to the actual discontinuance of the service. Said notice shall inform tenants of their right to make rent payments directly to the utility company. When the discontinuance of the service is done by said utility, they shall notify the director of regulatory service's authorized designee, either by mail, phone, or hand delivery within forty-eight (48) hours after the discontinuance of the service.

After a utility company has posted either notice described above, the tenants in the building may pay any rents owing to the owner or operator of the building directly to the utility company. The utility company shall make available to any requesting tenant or tenant's representative the utility account of the multiple dwelling or duplex housing which has been posted pursuant to this article. Any such payment shall be considered a reduction of rent owed by the tenant and a reduction of the utility bill owed by the owner or operator of the building.

A utility company shall not discontinue service if it has received payments from the tenants sufficient to:

(1) Cover one hundred (100) percent of the current bill and one-third (1/3) of the past-due bill within thirty (30) days after posting the original notice.

(2) Cover one hundred (100) percent of the current bill and two-thirds (2/3) of the past-due bill within sixty (60) days after posting the original notice.

(3) Cover one hundred (100) percent of the current bill and one hundred (100) percent of the past-due bill within ninety (90) days after posting the original notice.

The utility company may discontinue service without further notice if it has not received the payments specified above.

No person shall deface or remove any notice posted by a utility company pursuant to this section. Such notice shall be removed only by the utility company which posted the notice or with its consent.

For the purposes of this section only, the term "utility company" shall include the water and sewer department of the City of Minneapolis.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

On behalf of the Public Works & Infrastructure Committee, Koski offered Ordinance 2023-026 amending Title 19 of the Minneapolis Code of Ordinances relating to Water, Stormwater and Sanitary Sewers, amending regulations governing ownership of waterlines and utility appeals: Chapter 509 Water Works and Chapter 510 Stormwater Management System and Operation of a Stormwater Utility.

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

ORDINANCE 2023-026
By Johnson
Intro & 1st Reading: 3/9/2023
Ref to: PWI
2nd Reading: 4/27/2023

Amending Title 19 of the Minneapolis Code of Ordinances relating to Water, Stormwater and Sanitary Sewer: Water Works.

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

Section 1. That Section 509.410 contained in Chapter 509, Water Works, be amended to read as follows:

509.410. - Ownership and responsibility. (a) The water service line shall consist of:

(1) A water service tap; a gate valve and manhole, a gate cone at the main, or a curb stop box and curb stop valve; and

(2) Shut off valves at the water meter; and

(3) The water service line between the water main and the water meter.

(b) The water service line shall be owned by the property it serves, and each piece of the water service line shall be maintained and kept in good operating condition by the property owner. Failure to do so will result in the division immediately issuing a written notice to the owner of the property setting forth the correction or repair required to be done and the date on which such repair is to be completed. Such completion date shall not exceed fifteen (15) calendar days after the date of said notice. If the deficiency is not corrected within the stipulated time frame, the division shall have the necessary corrections made and the cost thereof will be applied to the property owner's utility bill and, if not paid promptly, with the property as a special assessment on the tax rolls. If applied as a special assessment, the procedures used will be as outlined in Section ~~509.620~~509.610.

Section 2. That Section 510.70 contained in Chapter 510 Stormwater Management System and Operation of a Stormwater Utility, be amended to read as follows:

510.70. Appeal procedure. (a) Owners of residential developed property, non-residential developed property or vacant property, with respect to which a stormwater charge has been imposed, that disagree:

- (1) With the class into which their single-family residential developed property is placed;
- (2) With the calculation of the stormwater charge;
- (3) With whether their property is benefited by the stormwater utility; or
- (4) With whether their property is entitled to a credit or the continuation of a credit or on the amount of a credit;

may appeal the calculation or finding to a designee of the director by giving written notice of the appeal to the director at the director's customary offices within the (10) days of notice of that determination.

The director's designee assigned to hear such appeal shall not be a person that is regularly assigned to utility billing or the stormwater utility. Appeals from the calculation or finding to the designee of the director, as delineated herein above are separate and distinct from the billing complaint procedures established by sections ~~509.920 and 509.930~~ 505.120 and 505.130 of this Code.

(b) The director's designee shall give written notice of the time and place for the review requested, pursuant to subsection (a) hereof, to the appealing owner or non-owner user. The review shall be held within fifteen (15) days of receipt by the director of the written appeal. In addition to any oral presentation, appellant shall state all grounds supporting the appeal in writing, attaching any exhibits, such as photographs, drawings or maps and affidavits that support the claim. In addition, the appellant shall submit a land survey prepared by a registered surveyor showing dwelling units, total property area, type of surface material and impervious area, as appropriate, and any other information that the director shall designate in writing to the appellant. The director may waive the submission of a land survey, if director determines that the survey is not necessary to make a determination on the appeal.

(c) The burden of proof shall be on the appellant to demonstrate, by clear and convincing evidence, that the determination of the director, from which the appeal is being taken, is erroneous.

(d) The filing of a notice of appeal shall not stay the imposition, calculation or duty to pay the stormwater charge. The appellant shall pay the stormwater charge, as stated in the billing.

(e) Within fifteen (15) days of the review, the director's designee shall send a written copy of the designee's decision to the appellant with a copy to the director.

(f) If the appellant believes this decision is in error, the appellant may file a written request for a review by the city council based on the written record by filing a request with the city clerk with a copy to the director. The request for review shall be reviewed based on the written record by a committee or subcommittee of the city council, or by a person appointed by the city council, or any designated combination thereof, within thirty (30) days of the filing of the request. The report of the committee, subcommittee and/or other reviewer shall be referred to the full council and be acted upon by the full council within thirty (30) days of the review. The decision of the city council on appeal is subject to judicial review, as provided by the laws of the state.

(g) If the director's designee's determines, upon appeal, that appellant should not pay a charge, pay a charge amount less than the amount appealed from, receive a credit or receive a greater credit than the credit appealed from or the city council, upon appeal, so determines, the city shall issue a check to the appellant in the appropriate amount within ten (10) days of the date of the applicable decision, provided the charge has, as required herein, been paid by the appellant.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2023A-0311

The Minneapolis City Council hereby authorizes negotiation with private property owners to acquire easements and additional right-of-way, if needed, for the 2023 Parkway Paving Program and Americans with Disabilities Act (ADA) Pedestrian Ramp Program.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Approved by Mayor Jacob Frey 4/28/2023.

(Published 4/29/2023)

COUNCIL ACTION 2023A-0312

The Minneapolis City Council hereby authorizes a cooperative funding agreement with Hennepin County Regional Railroad Authority (HCRRA) for the repair of the Martin Sabo Bridge over Hiawatha Ave (TH 55).

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Approved by Mayor Jacob Frey 4/28/2023.

(Published 4/29/2023)

COUNCIL ACTION 2023A-0313

The Minneapolis City Council hereby authorizes Cooperative Agreement No. PW 48-20-22 with Hennepin County for multimodal improvements along County State Aid Highway (CSAH) 3 (Lake St) and CSAH 43 (Lagoon Ave).

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Approved by Mayor Jacob Frey 4/28/2023.

(Published 4/29/2023)

On behalf of the Public Works & Infrastructure Committee, Koski offered Resolution 2023R-138 authorizing concurrence with the Shingle Creek Watershed legal boundary update.

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

RESOLUTION 2023R-138

By Johnson

Authorizing concurrence with the Shingle Creek Watershed legal boundary update.

Whereas, the Shingle Creek Watershed Management Commission and the West Mississippi Watershed Management Commission (collectively, the “Requesting WMOs”) have undertaken a process to review and amend as needed their boundaries with neighboring watersheds in accordance with the requirements of Minnesota Statutes, Section 103B.215 (“Act”); and

Whereas, the Act requires the Requesting WMOs to include with their petition for a watershed boundary change to the Minnesota Board of Water and Soil Resources “a written statement of concurrence in the petition from the governing body of each statutory or home rule charter city and town and each watershed management organization having jurisdiction over the territory proposed to be added or transferred;” and

Whereas, the Requesting WMOs prepared and provided maps showing the proposed boundary changes (“Boundary Change Maps”) which are incorporated herein by reference; and

Whereas, the Boundary Changes identified in the Boundary Change Maps were developed using updated hydrologic information, and more accurately reflect the hydrologic boundaries, and so the City Council determines it is appropriate to issue a written statement of concurrence to change the boundaries as reflected in the Boundary Change Maps submitted by the Requesting WMOs;

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

That the City of Minneapolis concurs with the boundary changes proposed by the Requesting WMOs and as reflected in the Boundary Change Maps as further set forth in Legislative File No. 2023-00334 on file in the Office of the City Clerk.

Be It Further Resolved that Public Works staff shall forward this Resolution to the Requesting WMOs which shall serve as the City’s written statement of concurrence with the proposed boundary change.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Approved by Mayor Jacob Frey 4/28/2023.

(Published 4/29/2023)

COUNCIL ACTION 2023A-0314

The Minneapolis City Council hereby approves the following Council appointment to the Bicycle Advisory Committee for a two-year term beginning June 1, 2022, and ending May 31, 2024: Ben Carrier, Seat 14, City Council Designee.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2023A-0315

The Minneapolis City Council hereby approves the following appointment to the METRO Blue Line Extension Light Rail Transit (BLRT) Community Advisory Committee (CAC) beginning April 30, 2023: Audua Pugh, Ward 5.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2023A-0316

The Minneapolis City Council hereby:

1. Authorizes a Joint Powers Agreement with the City of Columbia Heights, in the estimated amount of \$6,409,847.71, for the 37th Ave NE Street Reconstruction Project No. 6778 (CPV127), from Central Ave NE to Stinson Blvd.
2. Passage of Resolution 2023R-139 approving appropriation of funds to the Public Works Department.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

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

RESOLUTION 2023R-139

By Johnson

Amending the 2023 Capital 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 and revenue source for the Public Works Capital Fund (04100-9010937-CPV127) by \$7,050,832.48 to reflect reimbursement of project costs from the City of Columbia Heights to the City of Minneapolis for the 37th Ave NE Street Reconstruction Project No. 6778 (CPV127).

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2023A-0317

The Minneapolis City Council hereby authorizes a cooperative agreement with Hennepin County, whereby the City will receive an amount not to exceed \$75,000, for work completed as part of 37th Ave NE Street Reconstruction Project No. 6778 (CPV127) at the intersection of 37th Ave NE and Stinson Blvd.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2023A-0318

The Minneapolis City Council hereby approves the application submitted by Sabri Properties LLC for a large block event permit to allow the Cinco De Mayo Block Party to be held on May 14, 2023, on Lake St E between 2nd Ave S and Portland Ave S, and to operate outside the hours permitted under Minneapolis Code of Ordinances, Section 455.35(c)(1).

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2023A-0319

The Minneapolis City Council hereby approves the application submitted by Northeast Minneapolis Arts Association (NEMAA) for a large block event permit to allow the Art-A-Whirl block event to be held on May 19-21, 2023, on 14th Ave NE between Van Buren St NE and Quincy St NE and on Quincy St NE between 15th Ave NE and 12th Ave NE, and to operate outside the hours permitted under Minneapolis Code of Ordinances, Section 455.35(c)(1).

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2023A-0320

The Minneapolis City Council hereby approves the application submitted by the Minneapolis Downtown Improvement District for a large block event permit to allow the Warehouse District Live Block Party to be held on all weekends between May 26 and Oct 29, 2023, on 1st Ave N between 4th St N and 6th St N, and to operate outside the hours permitted under Minneapolis Code of Ordinances, Section 455.35(c)(1).

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2023A-0321

The Minneapolis City Council hereby approves the application submitted by the 50th and France Business Association for a large block event permit to allow the Edina Art Fair to be held June 2-4, 2023, on France Ave S between 49th St W and 51st St W and on 50th St W between France Ave S and Chowen Ave S, and to operate outside the hours permitted under Minneapolis Code of Ordinances, Section 455.35(c)(1).

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2023A-0322

The Minneapolis City Council hereby authorizes an easement agreement with Central Lutheran Church, in the amount of \$223,494, for permanent and temporary easements for the 15th St Sanitary Sewer Rehabilitation Project, as further set forth in Legislative File No. 2023-00391 on file in the Office of the City Clerk.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2023A-0323

The Minneapolis City Council hereby:

1. Accepts a grant from the Board of Soil and Water Resources (BWSR), in the amount of \$75,000, to construct green infrastructure as part of the 2023 Concrete Rehabilitation Program project along Minnehaha Ave S.
2. Authorizes an agreement with the Board of Soil and Water Resources for the activities and requirements of the grant.
3. Passage of Resolution 2023R-140 approving appropriation of funds to the Public Works Department.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

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

RESOLUTION 2023R-140

By Johnson

Amending The 2023 Capital 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 grant appropriation and revenue (account 322505) in the amount of \$75,000 for the Public Works Capital Paving Division's Concrete Rehabilitation Program (04100-9010937-CPV108) for the Board of Soil and Water Resources grant.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

COUNCIL ACTION 2023A-0324

The Minneapolis City Council hereby adopts the 2023-2025 Minneapolis Vision Zero Action Plan, as further set forth in Legislative File No. 2023-00336 on file in the Office of the City Clerk.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Approved by Mayor Jacob Frey 4/28/2023.

(Published 4/29/2023)

NOTICE OF ORDINANCE INTRODUCTIONS

Goodman gave notice of intent to introduce at the next regular meeting of the City Council an ordinance amending Title 1, Chapter 2 of the Minneapolis Code of Ordinances relating to General Provisions: Administrative Enforcement and Hearing Process, amending provisions related to city employees authorized to issue administrative citations and offenses subject to administrative enforcement.

INTRODUCTION & REFERRAL CALENDAR

Ellison moved to introduce an ordinance amending Title 21 of the Minneapolis Code of Ordinances relating to Interim Ordinances, which was given its first reading and referred to the Business, Inspections, Housing & Zoning Committee, adding a new Chapter 596 providing for a moratorium on the establishment, re-establishment, or expansion of commercial laundry, electricity generation plant where energy is produced through combustion, general industrial uses listed and described in section 550.30(f)(3) of the zoning code, scrap/salvage yard, metal milling facility, or waste disposal facility.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

RESOLUTIONS

Palmisano moved to adopt Resolution 2023R-141 honoring Joan Hammell for her service and dedication to the City of Minneapolis.

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

RESOLUTION 2023R-141

**By Goodman, Payne, Wonsley, Rainville, Vetaw, Ellison,
Osman, Jenkins, Chavez, Chughtai, Koski, Johnson, and Palmisano**

Honoring Joan Hammell for her service and dedication to the City of Minneapolis.

Whereas, on January 26, 1987, Joan Hammell began her work for the City of Minneapolis and has dedicated most of her 36 years of service to Business Licensing; and

Whereas, Joan Hammell worked as a Project Coordinator for Business Licensing where she has worn many hats and been a vital part of the department; and

Whereas, Joan Hammell has been the gatekeeper for the Very Important Council agendas, ordinance work, public hearings, and consent items submitted by Business Licensing, assuring that all documents were official, correct, included the proper requirements, and were accessible. Her work to implement the Legislative Management System ensured that it was accessible for our department to use correctly and in sync with the City Clerk's Office; and

Whereas, Joan Hammell was responsible for our many license applications, documents, website presence, and SharePoint site - work that requires creativity, innovation, and attention to detail. She supported the people who use these systems and coordinated with our department partners to ensure process perfection; and

Whereas, Joan Hammell has coordinated groups to create license applications, standard operating procedures, templates for the many documents our department submits, and most recently the Forms Team, who overhauled all the existing applications, making them more concise and user friendly; and

Whereas, throughout the many years she has worked with Business Licensing, Joan Hammell has helped co-workers with their gardens, painted houses, helped them move, fixed things, and she has been the office seamstress. Her special skill and ability to host potlucks and office events created memorable moments for all. Her famous card group enjoyed lunch together over a fun spirited game of cards; and

Whereas, after more than three decades of service, Joan Hammell will enjoy her well-deserved time discovering new adventures, spending quality time with her wonderful family and friends, and working on some of her many hobbies that include sewing, crafting, hosting gatherings, tap dancing, and travel, just to name a few;

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

That the Mayor and City Council do hereby honor Joan Hammell for her significant contributions and commitment to the City of Minneapolis and its residents and express their deep appreciation for her service and wish her well in her future endeavors.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Palmisano moved to adopt Resolution 2023R-142 honoring Kirk Washington, Jr.

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

RESOLUTION 2023R-142

**By Ellison, Payne, Wonsley, Rainville, Vetaw, Osman,
Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, and Palmisano**

Honoring Kirk Washington, Jr.

Whereas, Kirk Washington, Jr. was a poet, artist, author, teacher, farmer, visionary, and activist in Minneapolis; and

Whereas, Kirk Washington, Jr. was married to Aster Nebro and the father of two daughters, Azalea and Keah; and

Whereas, Kirk Washington, Jr. was a fourth generation Minnesotan, and a longtime resident of North Minneapolis, and whose career was built around speaking the gospel of the Northside; and

Whereas, Kirk Washington, Jr. told his story and the stories of the forgotten, the oppressed, and the marginalized with verve; and

Whereas, Kirk Washington, Jr. left his mark on Minneapolis as a graffiti artist, a spoken word artist, and as a story teller; and

Whereas, Kirk Washington, Jr. reminded all of us that education is a life-long journey through his pursuit of his academic endeavors at MCTC & Metropolitan State University; and

Whereas, Kirk Washington, Jr. was a Creative City-making Artist from Intermedia Arts that brought all of our communities and cultures together, through the arts and conversation;

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

That May 9, 2023, be recognized as Kirk Washington, Jr. Day honoring the legacy of service to the residents and communities of Minneapolis, including especially his commitment to the arts and the residents of the Northside.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Palmisano moved to adopt Resolution 2023R-143 declaring May 2023 as Public Service Recognition Month in the City of Minneapolis.

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

RESOLUTION 2023R-143

**By Jenkins, Palmisano, Payne, Wonsley, Rainville, Vetaw,
Ellison, Osman, Goodman, Chavez, Chughtai, Koski, and Johnson**

Declaring May 2023 as Public Service Recognition Month in the City of Minneapolis.

Whereas, public employees at federal, state, and local levels are responsible for anticipating, providing, and planning for the needs of their communities and for delivering essential services and programs that advance the common good and improve the wellbeing of all communities; and

Whereas, people across the nation—including here in the City of Minneapolis—benefit each day from the vast array of services and programs provided by public employees who are committed to the tenets of good government and public administration; and

Whereas, public service is a noble calling that enables individuals to use their gifts and talents—either as a portion or even all of their careers—to contribute to the health, safety, and general welfare of their communities both now and in the future; and

Whereas, employees of the City of Minneapolis demonstrate each day their professionalism, dedication, and focus on making this community made up of many communities the best that it possibly can be; and

Whereas, public Service Recognition Month provides an opportunity to recognize, promote, and appreciate the important contributions of our public servants;

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

That the month of May 2023 is hereby designated and declared to be Public Service Recognition Month in the City of Minneapolis.

That the Mayor and City Council do hereby recognize and honor all employees of the City of Minneapolis for the significant contributions they make and the challenges they face each day, and commend them for their many accomplishments. The Mayor and City Council offer sincere gratitude and thanks for all their efforts to serve, protect, promote, and advance the health, safety, and welfare of all residents, businesses, and visitors of our community.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

Palmisano moved to adopt Resolution 2023R-144 honoring Asian American, Native Hawaiian, and Pacific Islander Heritage Month in the City of Minneapolis.

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

RESOLUTION 2023R-144

**By Chughtai, Payne, Wonsley, Rainville, Vetaw, Ellison,
Osman, Goodman, Jenkins, Chavez, Koski, Johnson, and Palmisano**

Honoring Asian American, Native Hawaiian, and Pacific Islander Heritage Month in the City of Minneapolis.

Whereas, 32,000 Asian American, Native Hawaiian, and Pacific Islanders (AANHPI) account for 5.6 percent of the City's population; and

Whereas, the Asian Minnesotan population represents over 30 ethnicities, including but not limited to: Asian Indians, Chinese, Filipinos, Japanese, Korean, Vietnamese, Burmese, Cambodian, Hmong, Pakistani, Taiwanese, Bangladeshi, and Nepalese; and

Whereas, the diverse Asian American community includes political refugees from war-torn countries, asylum seekers, immigrants, adoptees, green card holders, new citizens, and multi-generational American born citizens; and

Whereas, the City of Minneapolis recognizes the importance of supporting and uplifting the voices of its AANHPI residents, acknowledging their struggles, and celebrating their accomplishments; and

Whereas, Asian American, Native Hawaiian, and Pacific Islander communities in Minneapolis face challenges, including underrepresentation in the city's workforce leadership, and disparities in areas such as economic inclusion, housing security, public safety, healthcare, education, and sustainable transportation options; and

Whereas, the model minority myth hides the oppression AANHPI communities experience and distracts us from working in solidarity against our collective oppression; and

Whereas, xenophobic and anti-Asian rhetoric continues to fuel unfounded fears and perpetuate stigmas against AAPIs and have contributed to the recent increase of violence against AAPI communities; and

Whereas, Asian and Pacific American employees organized the Minneapolis Asian Pacific Employees group to explore the diversity among Asian Pacific employees, to find community in our similarities, and to find strength in our differences; and

Whereas, employee resource groups provide valuable opportunities for the City to collaborate with historically marginalized staff to improve the workplace as well as attract, hire, and retain employees and strengthen the mission of the City of Minneapolis to serve all residents in the City; and

Whereas, the United States Congress passed Public Law 102-450 in 1992 which annually designates May as Asian/Pacific American Heritage Month;

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

That the Mayor and City Council do hereby recognize the month of May as Asian American, Native Hawaiian, and Pacific Islander Heritage Month and celebrate the rich cultural diversity and contributions of these communities.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

CLOSED SESSION

City Attorney Kristyn Anderson stated that the meeting may, upon a proper motion, be closed under the Minnesota Open Meeting Law for the purpose of discussing attorney-client communications.

At 11:18 a.m., Jenkins moved to adjourn to a closed session, pursuant to Minnesota Statutes Section 13D.05, Subdivision 3(b) for the purpose of discussing the litigation matters of Smith and Obiri v. City of Minneapolis and Andre Moore v. Tony Partyka, Neal Walsh, John Doe No. 1 and No. 2, and the City of Minneapolis.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Goodman, Jenkins, Chavez, Chughtai, Koski, Johnson, Palmisano (13)

Noes: (0)

Absent: (0)

Adopted.

At 11:27 a.m., Council President Jenkins called the closed session to order, a quorum being present.

Present – Council Members Elliott Payne, Robin Wonsley (In at 11:31 a.m.), Michael Rainville, LaTrisha Vetaw, Jeremiah Ellison (In at 11:51 a.m.), Jamal Osman (In at 11:31 a.m.; Out at 12:10 p.m.), Lisa Goodman (Out at 11:34 a.m.), Andrea Jenkins, Jason Chavez, Aisha Chughtai, Emily Koski, Linea Palmisano.
Absent – Council Member Andrew Johnson.

Also Present – City Attorney Kristyn Anderson; and Assistant City Attorneys Tracey Fussy (Out at 11:54 a.m.) and Sarah Riskin; Rachel Kitze Collins, Esq. (Out at 11:54 a.m.), Lockridge Grindal Nauen; Deputy Police Chief Troy Schoenberger (Out at 11:54 a.m.); City Clerk Casey Joe Carl; and Assistant City Clerk Jackie Hanson.

Kitze Collins summarized the Andre Moore v. Tony Partyka, Neal Walsh, John Doe No. 1 and No. 2, and the City of Minneapolis lawsuit from 11:30 a.m. to 11:54 a.m.

Riskin summarized the Smith and Obiri v. City of Minneapolis lawsuit from 11:55 a.m. to 12:15 p.m.

At 12:15 p.m., Palmisano moved that the meeting be opened.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Jenkins, Chavez, Chughtai, Koski, Palmisano (11)

Noes: (0)

Absent: Goodman, Johnson (2)

Adopted.

The closed session of the City Council meeting was recorded with the recording on file in the Office of the City Clerk.

At 12:15 p.m., the meeting was reconvened in open session.

Present – Council Members Elliott Payne, Robin Wonsley, Michael Rainville, LaTrisha Vetaw, Jeremiah Ellison, Jamal Osman, Andrea Jenkins, Jason Chavez, Aisha Chughtai, Emily Koski, Linea Palmisano.
Absent – Council Members Lisa Goodman, Andrew Johnson.

COUNCIL ACTION 2023A-0325

Vetaw moved that all claims against the City of Minneapolis and any of its named or unnamed employees, including claims for attorneys' fees and costs, asserted by Gina Obiri in the matter of *Smith and Obiri v. City of Minneapolis*, be settled in the amount of \$20,500 payable in the following manner:

1. One check in the amount of \$14,805 payable to Gina Obiri, for which the City will issue a Form 1099-MISC; and
2. One check in the amount of \$5,695 payable to Gina Obiri's attorney, Smith Law, for which the City will issue a Form 1099-MISC to each of Gina Obiri and her attorney.

Further, the City Attorney's Office is authorized to execute all documents necessary to effectuate this settlement.

On roll call, the result was:

Ayes: Payne, Wonsley, Rainville, Vetaw, Ellison, Osman, Jenkins, Chavez, Chughtai, Koski, Palmisano (11)

Noes: (0)

Absent: Goodman, Johnson (2)

Adopted.

ADJOURNMENT

The meeting was adjourned at 12:22 p.m.

Casey Joe Carl,
City Clerk