

**OFFICIAL PROCEEDINGS  
MINNEAPOLIS CITY COUNCIL**

**REGULAR MEETING OF  
APRIL 13, 2018**

(Published April 21, 2018, in *Finance and Commerce*)

**CALL TO ORDER**

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

Present - Council Members Cam Gordon, Steve Fletcher, Abdi Warsame, Lisa Goodman, Alondra Cano, Jeremy Schroeder, Andrew Johnson, Linea Palmisano, President Lisa Bender.

Absent - Council Members Kevin Reich, Phillipe Cunningham, Jeremiah Ellison, Andrea Jenkins.

On motion by Johnson, the agenda was adopted.

On motion by Johnson, the minutes of the regular meeting of March 23, 2018, were accepted.

On motion by Johnson, the petitions, communications, and reports were referred to the proper Committees.

The following actions, resolutions, and ordinances were signed by Mayor Jacob Frey on April 17, 2018. 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 ECONOMIC DEVELOPMENT & REGULATORY SERVICES Committee submitted the following reports:**

**COUNCIL ACTION 2018A-0211**

The Minneapolis City Council hereby approves the appointment by the Executive Committee of David Frank to the appointed position of Director of Community Planning & Economic Development for a two-year-term beginning Jan. 2, 2018.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

**COUNCIL ACTION 2018A-0212**

The Minneapolis City Council hereby approves the application for Holiday Station Store #468, 620 Central Ave NE, (Ward 3), submitted by Holiday Stationstores, LLC, for an Extended Hours License (LIC364196 new license), subject to final inspection and compliance with all provisions of applicable codes and ordinances.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

Approved by Mayor Jacob Frey 4/13/2018.

(Published 4/17/2018)

**COUNCIL ACTION 2018A-0213**

The Minneapolis City Council hereby:

1. Approves the application for El Nuevo Miramar, 501 E Lake St, submitted by El Nuevo Miramar, Inc., for an On Sale Liquor, Class B License (expansion of premises), subject to final inspection and compliance with all provisions of applicable codes and ordinances.
2. Approves the application for El Nuevo Miramar, 501 E Lake St, submitted by El Nuevo Miramar, Inc., for a Sidewalk Café License (new license), subject to final inspection and compliance with all provisions of applicable codes and ordinances.
3. Approves the application for El Nuevo Miramar, 501 E Lake St, submitted by El Nuevo Miramar, Inc., for a Special Late Night Food License (new license), subject to final inspection and compliance with all provisions of applicable codes and ordinances.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

Approved by Mayor Jacob Frey 4/13/2018.

(Published 4/17/2018)

**COUNCIL ACTION 2018A-0214**

The Minneapolis City Council hereby approves the revocation of the rental licenses held by Don Klyberg for the properties located at 2126 Irving Ave N, 2814 Newton Ave N, 2113 Ilion Ave N, 2524 Portland Ave, 2216 Ilion Ave N, and 3220 Oliver Ave N for failure to meet licensing standards pursuant to section 244.1910 (13a) of the Minneapolis Code of Ordinances.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

**COUNCIL ACTION 2018A-0215**

The Minneapolis City Council hereby approves the Department of Licenses and Consumer Services Agenda recommendations granting applications for Liquor, Business, and Gambling Licenses as recommended in the Licenses and Consumer Services Agenda for March 27, 2018, subject to final inspection and compliance with all provisions of applicable codes and ordinances.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

Approved by Mayor Jacob Frey 4/13/2018.

(Published 4/17/2018)

**COUNCIL ACTION 2018A-0216**

The Minneapolis City Council hereby adopts the Business License Settlement Conference Agreement for Harriet's Inn, 4000 Lyndale Ave S, negotiated between the City of Minneapolis and CP Lyndale, LLC, allowing the licensee to retain the On Sale Wine License, subject to adherence with the conditions contained therein.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

Approved by Mayor Jacob Frey 4/13/2018.

(Published 4/17/2018)

**COUNCIL ACTION 2018A-0217**

The Minneapolis City Council hereby authorizes an Assignment, Assumption and Modification of Redevelopment Contract with Tied House Properties, LLC (as assignor) and Double Black Diamond, Inc. or an affiliate (as assignee/new developer) regarding the redevelopment of the commercial component of the property located at 201 Lowry Ave NE.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

Approved by Mayor Jacob Frey 4/13/2018.

(Published 4/17/2018)

**COUNCIL ACTION 2018A-0218**

The Minneapolis City Council hereby authorizes development and execution of a Memorandum of Understanding with Twin Cities RISE to endorse and use a Fair Chance Hiring Toolkit to support employers' efforts to recruit, hire, train, and retain job seekers with criminal records.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

Approved by Mayor Jacob Frey 4/13/2018.

(Published 4/17/2018)

**The ENTERPRISE Committee submitted the following reports:**

**COUNCIL ACTION 2018A-0219**

The Minneapolis City Council hereby authorizes the submittal of a pre-application to the Bloomberg Arts Project, in an amount up to \$1,000,000, for the Bloomberg Public Arts Challenge.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

**COUNCIL ACTION 2018A-0220**

The Minneapolis City Council hereby authorizes an increase to Contract No. C-41634 with Medical Priority Consultants, Inc. d/b/a Priority Dispatch in the amount of \$105,000 for a not-to-exceed amount of \$626,695, for enhanced services and training needed for the 911 Call Handling Protocol software system.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

**COUNCIL ACTION 2018A-0221**

The Minneapolis City Council hereby authorizes a contract with Safran (MorphoTrak) for five (5) years in an amount not-to-exceed \$35,000 for maintenance and support services of the Latent Station (fingerprint system) for the Minneapolis Police Department (MPD) crime laboratory, using the supplier's contract template instead of the City's standard agreement form.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

**COUNCIL ACTION 2018A-0222**

The Minneapolis City Council hereby authorizes issuance of a Request for Proposal to provide and implement a new system to manage the Office of Community Planning and Economic Development's (CPED) affordable housing and economic development initiatives.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

**COUNCIL ACTION 2018A-0223**

The Minneapolis City Council hereby authorizes issuance of a Request for Proposal to provide and implement a new Website Content Management System (WCMS) to manage the City's website and content across numerous city departments.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

**COUNCIL ACTION 2018A-0224**

The Minneapolis City Council hereby authorizes an extension to Contract No. C98-12701(A) with N Harris (dba: Systems & Software, Inc.) through Dec. 31, 2023, and adds the City's current terms and conditions to the contract, for licensing, upgrades, implementation services, support, and maintenance of the utility billing system enQuesta.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

**The HOUSING POLICY & DEVELOPMENT Committee submitted the following reports:**

On behalf of the Housing Policy & Development Committee, Gordon offered Resolution 2018R-097 authorizing execution of a Quitclaim Deed for \$1 from the City of Minneapolis to Lurah Bean to correct a title description error in a tax forfeit deed the City acquired from the State of Minnesota for property at 2212 36th Ave N.

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

**RESOLUTION 2018R-097**

**By Gordon**

**Authorizing execution of a Quitclaim Deed for \$1 from the City of Minneapolis to Lurah Bean to correct a title description error in a tax forfeit deed the City acquired from the State of Minnesota for property at 2212 36th Ave N.**

Whereas, the City of Minneapolis (the "City"), acquired a vacant single-family structure at 2212 36th Ave N through Hennepin County Taxpayer Services on July 12, 2017 for \$1.00; and

Whereas, the legal description that was on the deed received by the City inadvertently included property that belongs to the adjacent property, 3600 Queen Ave N; and

Whereas, to correct any title confusion, Hennepin County has requested that the City release any interest that the City may have to that part of Lots 8 and 9, Block 8, Oak Wood Addition to Minneapolis, Hennepin County, Minnesota, lying west of the east 62.00 feet, as measured along the north and south lines thereof;

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

That the Finance Officer or other appropriate official of the City is hereby authorized to execute and deliver a Quitclaim Deed as described above in favor of Lurah Bean in exchange for \$1.00; provided, however, that this Resolution does not constitute such a conveyance and no such conveyance shall be created until executed and delivered by the Finance Officer or other appropriate City official of the City.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

**COUNCIL ACTION 2018A-0225**

The Minneapolis City Council hereby:

1. Approves an award of Affordable Housing Trust Funds for the Dundry-Hope Block Stabilization Phase II project in the amount of \$199,000.
2. Approves an extension of the terms of the AHTF loan of \$332,000 to run simultaneously with the new debt.

3. Approves the release of two properties from the 1994 Minneapolis Community Development Agency (MCDA) loan.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

#### **COUNCIL ACTION 2018A-0226**

The Minneapolis City Council hereby:

1. Authorizes a contract with Minnesota Homeownership Center in an amount not-to-exceed \$175,000, for a period of one year through Dec. 31, 2018, subject to up to two additional one-year extensions by the CPED Director, dependent on availability of funds in future approved City budgets, as follows: \$80,000 for programmatic functions for homebuyer education and detailed homeownership counseling services; and \$95,000 for administration and oversight of homebuyer education and detailed homeownership counseling services.
2. Authorizes a contract with Minnesota Homeownership Center in an amount not-to-exceed \$100,000, for a period of one year through Dec. 31, 2018, subject to up to two additional one-year extensions by the CPED Director dependent on availability of funds in future approved City budgets, as follow: \$85,000 for Financial Wellness programmatic functions; and \$15,000 for Financial Wellness program administration and oversight.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

#### **The INTERGOVERNMENTAL RELATIONS Committee submitted the following reports:**

On behalf of the Intergovernmental Relations Committee, Johnson offered Resolution 2018R-098 approving the redevelopment plan of the Upper St. Anthony Falls Lock and Dam and the surrounding area, as well as the prohibition of development of any hydroelectric generating facilities on the Upper St. Anthony Falls Lock and Dam, and the proposed principles and objectives for federal legislation.

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

#### **RESOLUTION 2018R-098**

**By Johnson**

**Approving the redevelopment plan of the Upper St. Anthony Falls Lock and Dam and the surrounding area ("The Falls"), as well as the prohibition of development of any hydroelectric generating facilities on the Upper St. Anthony Falls Lock and Dam, and the proposed principles and objectives for federal legislation.**

Whereas, in 2014, the U.S. Army Corps of Engineers (the “USACE”) was directed by an Act of the United States Congress to close the Upper St. Anthony Falls Lock and Dam to navigation by Section 2010 of the Water Resources Reform and Development Act of 2014; and, on June 9, 2015, it was closed to navigation; and

Whereas, in October, 2015, the USACE announced its intent to begin a disposition study for the Upper St. Anthony Falls Lock and Dam pursuant to Section 216 of the Flood Control Act of 1970 (84 Stat. 1830); and

Whereas, the Upper St. Anthony Falls Lock and Dam continues to be used for flood risk management, public tours, and as a launching point for emergency water rescues; and

Whereas, the Upper St. Anthony Falls Lock and Dam is a unit of Mississippi National River and Recreation Area (“MNRRA”), which was established by Congress in an act of November 18, 1988 and identified as a nationally significant historical, recreational, scenic, cultural, natural, economic and scientific resource (16 U.S.C. 460zz et. seq.); and

Whereas, Friends of the Lock and Dam, a nonprofit with 501c3 status, in cooperation with other local stakeholders and community partners, has developed a vision for the Upper St. Anthony Falls Lock and Dam as described in “The Falls: St. Anthony Falls Lock and Dam Park and Visitor Center” (“The Falls”) which is responsive to decades of public planning consistently recommending the creation of an iconic visitor center and attraction at St. Anthony Falls; and

Whereas, The Falls redevelopment vision is entirely congruent with the recommendations and adopted plans of the City and other key stakeholder entities, including the City’s recent *Destination Transformation 2030* plan; the Minneapolis Park and Recreation Board’s *Central Mississippi Riverfront Regional Park Master Plan*; the Downtown Council’s *Intersections: Downtown 2025* plan; the National Parks Conservation Association’s *Transforming the Lock* plan; and the St. Anthony Falls Heritage Board’s *Changing Relationships to the Power of the Falls – West Bank* plan, as well as numerous other long range plans for the area; and

Whereas, Friends of the Lock and Dam is working with a broad coalition of interested parties to advance legislation for inclusion in the next Water Resources Development Act (“WRDA”) bill to further The Falls initiative and support the outcomes described in the other adopted plans described herein; and

Whereas, the City of Minneapolis is seeking \$1.5 million of state bonds for predesign and design of the Upper St. Anthony Falls redevelopment, and Friends of the Lock and Dam have committed to matching bonding funds 2 to 1 (\$3 million private funds) for predesign, and design of The Falls; and Friends of the Lock and Dam has already raised \$5 million in private contributions to support these efforts; and

Whereas, the City Council has previously directed Intergovernmental Relations, Community Planning & Economic Development, City Attorney and Public Works staff to work with representatives of Friends of the Lock and Dam, USACE, Minneapolis Park and Recreation Board, and other interested parties to examine options for the future of the Upper St. Anthony Falls Lock, including examining different ownership and operational structures that could meet the state constitutional and statutory requirements for the receipt of state bond funds and other public financing support;

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



That the City Council recognizes the Upper St. Anthony Falls Lock and Dam and surrounding area as a nationally significant historical, recreational, scenic, cultural, natural, economic and scientific resource.

Be It Further Resolved that the City Council approves and supports the implementation of The Falls initiative, and reaffirms its direction to staff to work with representatives of Friends of the Lock and Dam, USACE and other interested parties to examine options to implement The Falls initiative.

Be It Further Resolved that to revitalize and preserve the value of the Upper St. Anthony Falls Lock - an invaluable part of MNRRA - the City Council hereby states its opposition to the development of any hydroelectric generating facilities on the Upper St. Anthony Falls Lock.

Be It Further Resolved that the City Council supports and commits the City to work toward outcomes described in principle for WRDA legislation attached hereto as Exhibit A, contained in Legislative File No. 2018-00319 in the Office of the City Clerk.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

#### **COUNCIL ACTION 2018A-0227**

The Minneapolis City Council hereby amends the State Legislative Policy Positions, Jobs and Workforce Development section to reflect the City's support of state funding for, and is committed to, working with East Phillips residents to support a community re-development and green jobs project in the South Minneapolis Green Zone and on a portion of the former Roof Depot site not required for municipal operations, which the city purchased to expand the existing Hiawatha campus to include the City's water facility located at 1680 E 28th St and 2717 Longfellow Ave.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

#### **COUNCIL ACTION 2018A-0228**

The Minneapolis City Council hereby amends the State Legislative Policy Positions, Jobs and Workforce Development section to reflect the City's support for the Minneapolis American Indian Center's request of \$7,600,000 to the State of Minnesota's General Fund for the renovation and expansion of their current facility.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

**The PUBLIC HEALTH, ENVIRONMENT, CIVIL RIGHTS & ENGAGEMENT Committee submitted the following reports:**

**COUNCIL ACTION 2018A-0229**

The Minneapolis City Council hereby:

1. Confirms the following Mayoral appointments to the Minneapolis Advisory Committee on People with Disabilities for two-year terms, beginning Jan 1, 2018, and ending Dec 31, 2019: Ethan Pleshe, Seat 8, Ward 7; and Kayla Nance, Seat 15, Ward 6.
2. Confirms the following Mayoral reappointments to the Minneapolis Advisory Committee on People with Disabilities for two-year terms, beginning Jan 1, 2018, and ending Dec 31, 2019: Kenneth Rodgers, Seat 11, Ward 3; Amanda Tempel, Seat 12, Ward 1; Phil Burke, Seat 13, Ward 10; and Evan Henspeter, Seat 14, Ward 11.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

**COUNCIL ACTION 2018A-0230**

The Minneapolis City Council hereby:

1. Authorizes acceptance of a grant from the Mississippi Watershed Management Organization, in the amount of \$19,200, to hire interns to assist in erosion control enforcement for the year 2018.
2. Authorizes an agreement with the Mississippi Watershed Management Organization for the grant.
3. Passage of Resolution 2018R-099 approving appropriation of funds to the Health Department.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

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

**RESOLUTION 2018R-099**

**By Warsame**

**Amending The 2018 General Appropriation Resolution.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the Health Department in the Grants-Other Fund (01600-8600155) by \$19,200, and increasing the revenue estimate (01600-8600155 - Revenue Code 322505) by \$19,200.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

**The TRANSPORTATION & PUBLIC WORKS Committee submitted the following reports:**

On behalf of the Transportation & Public Works Committee, Fletcher offered Resolution 2018R-100 ordering the work to proceed and adopting the special assessments for the Irving Ave N Street Resurfacing Project No. 2299D (CPV1856) in the 2018 Street Resurfacing Program.

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

**RESOLUTION 2018R-100**

**By Reich**

**Ordering the work to proceed and adopting the special assessments for the Irving Ave N Street Resurfacing Project No. 2299D (CPV1856) in the 2018 Street Resurfacing Program.**

Whereas, a public hearing was held on March 27, 2018, 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 2018R-021, passed Feb 9, 2018, to consider the proposed special assessments as on file in the City Engineer's 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 City Engineer is hereby ordered to proceed and do the work as designated in said Resolution 2018R-021, passed Feb 9, 2018.

Be It Further Resolved that the proposed special assessments in the total amount of \$133,185.19 for the Irving Ave N Street Resurfacing Project No. 2299D (Levy 01027, Project 2299D, CPV1856), as on file in the City Engineer's 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 4.1%, with collection of the special assessments to begin on the 2019 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 3.6%, with collection of the special assessments to begin on the 2019, real estate tax statements.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

On behalf of the Transportation & Public Works Committee, Fletcher offered Resolution 2018R-101 requesting the Board of Estimate and Taxation authorize the City to issue and sell City of Minneapolis bonds in the amount of \$133,185 for the purpose of paying the assessed cost of street improvements in the Irving Ave N Street Resurfacing Project No. 2299D (CPV1856).

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

**RESOLUTION 2018R-101**

**By Reich**

**Requesting the Board of Estimate and Taxation authorize the City to issue and sell City of Minneapolis bonds in the amount of \$133,185 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 Irving Ave N Street Resurfacing Project No. 2299D (CPV1856), 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: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

On behalf of the Transportation & Public Works Committee, Fletcher offered Resolution 2018R-102 ordering the work to proceed and adopting the special assessments for the Lyndale Ave N Street Resurfacing Project No. 2299E (CPV1856) in the 2018 Street Resurfacing Program.

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

**RESOLUTION 2018R-102**

**By Reich**

**Ordering the work to proceed and adopting the special assessments for the Lyndale Ave N Street Resurfacing Project No. 2299E (CPV1856) in the 2018 Street Resurfacing Program.**

Whereas, a public hearing was held on March 27, 2018, 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 2018R-021, passed Feb 9, 2018, to consider the proposed special assessments as on file in the City Engineer's 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 City Engineer is hereby ordered to proceed and do the work as designated in said Resolution 2018R-021, passed Feb 9, 2018.

Be It Further Resolved that the proposed special assessments in the total amount of \$497,903.49 for the Lyndale Ave N Street Resurfacing Project No. 2299E (Levy 01027, Project 2299E, CPV1856), as on file in the City Engineer's 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 4.1%, with collection of the special assessments to begin on the 2019 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 3.6%, with collection of the special assessments to begin on the 2019 real estate tax statements.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

On behalf of the Transportation & Public Works Committee, Fletcher offered Resolution 2018R-103 requesting the Board of Estimate and Taxation authorize the City to issue and sell City of Minneapolis bonds in the amount of \$497,905 for the purpose of paying the assessed cost of street improvements in the Lyndale Ave N Street Resurfacing Project No. 2299E (CPV1856).

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

**RESOLUTION 2018R-103**

**By Reich**

**Requesting the Board of Estimate and Taxation authorize the City to issue and sell City of Minneapolis bonds in the amount of \$497,905 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 Lyndale Ave N Street Resurfacing Project No. 2299E (CPV1856), 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: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

On behalf of the Transportation & Public Works Committee, Fletcher offered Resolution 2018R-104 amending Resolution 2017R-193 entitled "Ordering the work to proceed and adopting the special assessments for the North and South Sheridan Area Residential Street Resurfacing Project No. 9964E," passed April 28, 2017, to postpone the levy of special assessments until 2018 to begin collection on 2019 real estate tax statements.

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

**RESOLUTION 2018R-104**

**By Reich**

**Amending Resolution 2017R-193 entitled "Ordering the work to proceed and adopting the special assessments for the North and South Sheridan Area Residential Street Resurfacing Project No. 9964E," passed April 28, 2017, to postpone the levy of special assessments until 2018 to begin collection on 2019 real estate tax statements.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution be amended to read as follows to postpone the levy of special assessments until 2018 to begin collection on 2019 real estate tax statements due to CenterPoint gas main and Minneapolis water main improvements that delayed resurfacing of some of the project streets:

"Whereas, a public hearing was held on April 18, 2017, 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 2017R-053, passed Jan 27, 2017, to consider the proposed special assessments as on file in the City Engineer's 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 City Engineer is hereby ordered to proceed and do the work as designated in said Resolution 2017R-053, passed Jan 27, 2017.

Be It Further Resolved that the proposed special assessments in the total amount of \$1,421,132.08 for the North and South Sheridan Area Residential Street Resurfacing Project No. 9964E (Levy 01027, CPV1756), as on file in the City Engineer's 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 3.9%, with collection of the special assessments to begin on the ~~2017~~ 2019 real estate tax statements.

Be It Further Resolved that the number of installments by which the special assessments of \$150 or less may be paid shall be fixed at one (1) and that the interest be charged at an interest rate of 2.8%, with collection of the special assessments to begin on the ~~2017~~ 2019 real estate tax statements."

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

On behalf of the Transportation & Public Works Committee, Fletcher offered Resolution 2018R-105 amending Resolution 2017R-116 entitled "Ordering the work to proceed and adopting the special assessments for the 2017 Concrete Streets Rehabilitation Program, Waite Park Residential Area Street Rehabilitation Project No. 9970," passed March 10, 2017, to postpone the levy of special assessments until 2018 to begin collection on 2019 real estate tax statements.

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

**RESOLUTION 2018R-105**

**By Reich**

**Amending Resolution 2017R-116 entitled "Ordering the work to proceed and adopting the special assessments for the 2017 Concrete Streets Rehabilitation Program, Waite Park Residential Area Street Rehabilitation Project No. 9970," passed March 10, 2017, to postpone the levy of special assessments until 2018 to begin collection on 2019 real estate tax statements.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution be amended to read as follows to postpone the levy of special assessments until 2018 to begin collection on 2019 real estate tax statements due to the delay in rehabilitating some of the project streets:

"Whereas, a public hearing was held on Feb. 28, 2017, 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 2017R-016, passed Jan. 13, 2017, to consider the proposed special assessments as on file in the City Engineer's 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 City Engineer is hereby ordered to proceed and do the work as designated in said Resolution 2017R-016, passed Jan. 13, 2017, as amended by Resolution 2017R-115, passed March 10, 2017.

Be It Further Resolved that the proposed special assessments in the total amount of \$1,357,823.36 for the 2017 Concrete Street Rehabilitation Program, Waite Park Residential Area Concrete Street Rehabilitation Project No. 9970 (Levy 01027, Project 9970, CPV17108), as on file in the City Engineer's 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 3.9%, with collection of the special assessments to begin on the ~~2018~~ 2019 real estate tax statements.

Be It Further Resolved that the number of installments by which the special assessments of \$150 or less may be paid shall be fixed at one (1) and that the interest be charged at an interest rate of 2.8%, with collection of the special assessments to begin on the ~~2018~~ 2019 real estate tax statements."

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

On behalf of the Transportation & Public Works Committee, Fletcher offered Resolution 2018R-106 supporting Alternative No. 2 (via Trunk Highway 55) as the Locally Preferred Alternative for the future highway Bus Rapid Transit (BRT) service on Trunk Highway 169 connecting Scott County to downtown Minneapolis.

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

#### **RESOLUTION 2018R-106**

**By Reich**

**Supporting Alternative No. 2 (via Trunk Highway 55) as the Locally Preferred Alternative for the future highway Bus Rapid Transit (BRT) service on Trunk Highway 169 connecting Scott County to downtown Minneapolis.**

Whereas, Scott County, the Metropolitan Council, and Minnesota Department of Transportation (MnDOT) commissioned the Highway 169 Mobility Study in 2017; and

Whereas, the project purpose is to increase access to jobs and destinations, offer transportation choices, and improve safety and travel time for Highway 169 users; and

Whereas, the project will directly connect to the Blue Line Extension and the C-Line Bus-Rapid Transit routes via the Penn Ave Station; and



Whereas, the project has a projected daily ridership of 5,600 people per day with a reverse commute ridership of 3,200 riders; and

Whereas, the project will serve an estimated 2,300 transit-dependent riders per day, providing service every 15 minutes; and

Whereas, the project is estimated to cost \$45.5 million to construct and \$13.6 million per year to operate; and

Whereas, the BRT project should be combined, where possible with a MN PASS Lane along Trunk Highway 169 to minimize travel times and to increase efficiency along the corridor; and

Whereas, the City of Minneapolis supports efforts to provide interim service along the corridor until capital improvements are made;

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

That Alignment No. 2 (via Trunk Highway 55) be selected as the Locally Preferred Alternative and Bus Rapid Transit be the preferred modal choice.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

#### **COUNCIL ACTION 2018A-0231**

The Minneapolis City Council hereby approves comments on the Supplemental Environmental Assessment/Amended Draft Section 4(f) Evaluation for the Green Line Extension, as set forth in Legislative File No. 2018-00350, and directs the Public Works Department to submit the comments to the Metropolitan Council.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

On behalf of the Transportation & Public Works Committee, Fletcher offered Resolution 2018R-107 requesting the Minnesota Commissioner of Transportation to make additions to and removals from the Municipal State Aid (MSA) Street System within the City of Minneapolis.

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

**RESOLUTION 2018R-107**

**By Reich**

**Requesting the Minnesota Commissioner of Transportation to make additions to and removals from the Municipal State Aid (MSA) Street System within the City of Minneapolis.**

Whereas, it appears to the City Council of the City of Minneapolis that the street hereinafter described should be added to the system of "Municipal State Aid Streets" under the provisions of Minnesota Statutes of 1983, Chapter 162; and

Whereas, it is the desire of said City Council that said street be added to the system of "Municipal State Aid Streets" as previously established;

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

That the street described and numbered as follows be designated as a "Municipal State Aid Street" of said City subject to the approval of the Commissioner of Transportation of the State of Minnesota:

- MSA Route 466, 36th Ave N - Penn Ave N to Lyndale Ave N.

Be It Further Resolved that the streets described and numbered as follows no longer be designated as a "Municipal State Aid Street" of said City subject to the approval of the Commissioner of Transportation of the State of Minnesota:

- MSA Route 436, Kennedy St NE - Arthur St NE to Stinson Blvd.
- MSA Route 443, Arthur St NE - Broadway St NE to Kennedy St NE.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

**COUNCIL ACTION 2018A-0232**

The Minneapolis City Council hereby approves the recommended layout for 4th St S, between 3rd Ave S and 4th Ave S (City Hall block), Special Improvement of Existing Street No. 2285 (CPV095), as set forth in Legislative File No. 2018-00354.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

**COUNCIL ACTION 2018A-0233**

The Minneapolis City Council hereby:

1. Approves the recommended layout for the North Loop Paving Project for the reconstruction of five street segments in the North Loop neighborhood.
2. Authorizes a cooperative agreement with Hennepin County, in the estimated amount of \$100,000, for Hennepin County cost participation on additional curb extensions along Washington Ave N in coordination with the project.
3. Authorizes negotiation with private property owners to acquire easements and additional right-of-way, if necessary for the project.
4. Passage of Resolution 2018R-108 directing the City Engineer to proceed with a variance request from State Aid Rules for vertical curves in the reconstruction of 5th Ave N between 5th St N and Washington Ave N.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

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

**RESOLUTION 2018R-108**

**By Reich**

**Directing the City Engineer to proceed with a variance request from State Aid Rules per Administrative Variance to State Aid Operations Rules, 3-4.03, to the Minnesota Commissioner of Transportation for the reconstruction of 5th Ave N between 5th St N and Washington Ave N.**

Whereas, the City of Minneapolis wishes to reconstruct 5th Ave N between 5th St N and Washington Ave N within the North Loop Paving Project; and

Whereas, Minnesota Department of Transportation (MnDOT) State Aid Design Tables B(1) 5-892.211 and B(2) 5-892.211 (Crest and Sag Vertical Curves) per Administrative Variance to State Aid Operation Rules, Tables B(1) 5-892.211 and B(2) 5-892.211 (October 22, 2004, and January 4, 2005), require new or reconstruction projects meet or exceed the minimum lengths indicated in the following design charts;” and

Whereas, the existing right-of-way doesn’t accommodate a vertical curve meeting a minimum design speed of 30 miles per hour (MPH) on 5th Ave N between 3rd St N and 4th St N without acquiring right-of-way; and

Whereas, State Aid Rules provide that a political subdivision may request a variance from the Rules;

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

That the City Engineer is hereby directed to submit to the Commissioner of Transportation a formal request for variance from MnDOT State Aid Design Rules, B(1) 5-892.211 and B(2) 5-892.211 (Crest and Sag Vertical Curves) per Administrative Variance to State Aid Operation Rules, effective October 22, 2004, and January 4, 2005, to permit the reconstruction of 5th Ave N between 5th St N and Washington Ave N with a sub-standard vertical curve.

Be It Further Resolved that the City Council of the City of Minneapolis hereby indemnifies, saves, and hold harmless the State of Minnesota and its agents and employees of and from claims, demands, actions, or causes of action arising out of or by reason of the reconstruction of 5th Ave N between 5th St N and Washington Ave N in accordance with Design Tables B(1) 5-892.211 and B(2) 5-892.211 and further agrees to defend, at their sole cost and expense, any action or proceeding commenced for the purpose of asserting any claim arising as a result of the granting this variance.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

#### **COUNCIL ACTION 2018A-0234**

The Minneapolis City Council hereby:

1. Approves the layout for the pedestrian improvement project along five street segments within the North Loop Neighborhood, as set forth in Legislative File No. 2018-00358.
2. Authorizes negotiation with private property owners to acquire easements and additional right-of-way, if necessary, for the project.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

On behalf of the Transportation & Public Works Committee, Fletcher offered Resolution 2018R-109 designating the improvement of certain existing streets in the 2018 Concrete Streets Rehabilitation Program, Waite Park (School Area) Project No. 2308 (CPV108).

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

#### **RESOLUTION 2018R-109**

**By Reich**

**Designating the improvement of certain existing streets in the 2018 Concrete Streets Rehabilitation Program, Waite Park (School Area) Project No. 2308 (CPV108).**

Resolved by The City Council of The City of Minneapolis:

That the following existing streets within the City of Minneapolis are hereby designated to be improved, pursuant to the provisions of Minneapolis City Charter, Article IX, Section 9.6(c), by concrete repair and diamond grind overlay and other improvements as necessary:

**Waite Park Neighborhood (School Area) 2308:**

36th Ave NE from Johnson St NE to Cleveland St NE  
Hayes St NE from 36th Ave NE to 34th Ave NE  
Wilshire Pl NE from 36th Ave NE to 34th Ave NE  
Garfield St NE from 36th Ave NE to 33rd Ave NE  
Ulysses St NE from Johnson St NE to 33rd Ave NE  
34th Ave NE from Johnson St NE to Ulysses St NE  
34th Ave NE from Ulysses St NE to Garfield St NE  
Arthur St NE from 33rd Ave NE to dead end.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

**COUNCIL ACTION 2018A-0235**

The Minneapolis City Council hereby adopts a report receiving a cost estimate of \$1,700,000 for street rehabilitation improvements and a list of benefited properties for the 2018 Concrete Streets Rehabilitation Program, Waite Park (School Area) Project No. 2308 (CPV108), as designated by Resolution 2018R-109, passed April 13, 2018, and directs that the City Engineer prepare a proposed Street Resurfacing Special Improvement Assessment against the list of benefited properties by applying the 2018 Uniform Assessment Rates as per Resolution 2017R-430, passed Oct 20, 2017.

Further, a public hearing is scheduled for May 15, 2018, in accordance with Minneapolis City Charter, Article IX, Section 9.6(c), and Minneapolis Code of Ordinances, Section 24.110, to consider approving the rehabilitation of the above-designated street locations and to consider the amount proposed to be assessed to each benefited property and the amount to be funded by the City.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

On behalf of the Transportation & Public Works Committee, Fletcher offered Resolution 2018R-110 designating the improvement of certain existing streets in the 34th Ave S (58th St E to E Minnehaha Pkwy) Street Reconstruction Project, Special Improvement of Existing Street No. 6753 (PV087).

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

**RESOLUTION 2018R-110**

**By Reich**

**Designating the improvement of certain existing streets in the 34th Ave S (58th St E to E Minnehaha Pkwy) Street Reconstruction Project, Special Improvement of Existing Street No. 6753 (PV087).**

Resolved by The City Council of The City of Minneapolis:

That the following existing streets within the City of Minneapolis are hereby designated to be improved, pursuant to the provisions of Minneapolis City Charter, Article IX, Section 9.6(c), by full removal of the existing road, select sidewalk, new pavement, new curb and gutter, utility improvements, planted boulevards with trees, street lighting, new signage, and new pavement markings:

34th Ave S from 58th St E to E Minnehaha Pkwy.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

**COUNCIL ACTION 2018A-0236**

The Minneapolis City Council hereby adopts a report receiving a cost estimate of \$10,800,000 for street reconstruction improvements and a list of benefited properties for the 34th Ave S Street Reconstruction Project No. 6753 (PV087), as designated by Resolution 2018R-110, passed April 13, 2018, and directs that the City Engineer prepare a proposed Street Reconstruction Special Improvement Assessment against the list of benefited properties by applying the 2018 Uniform Assessment Rates as per Resolution 2017R-430, passed Oct 20, 2017.

Further, a public hearing is scheduled for June 5, 2018, in accordance with Minneapolis City Charter, Article IX, Section 9.6(c), and Minneapolis Code of Ordinances, Section 24.110, to consider approving the reconstruction of the above-designated street location and to consider the amount proposed to be assessed to each benefited property and the amount to be funded by the City.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

**COUNCIL ACTION 2018A-0237**

The Minneapolis City Council hereby authorizes an amendment to Contract No. C-40425 with CH2M Hill Engineers, Inc., increasing the contract by \$49,300 for a total contract amount of \$689,300, for scope amendments for the Fridley Softening Plant recarbonation improvements.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

**COUNCIL ACTION 2018A-0238**

The Minneapolis City Council hereby authorizes a contract with Short Elliott Hendrickson Inc., in an amount not to exceed \$2,600,000, for preconstruction and construction management services for the Hennepin Ave (12th St S to Washington Ave) Street Reconstruction Project (PV118).

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

**COUNCIL ACTION 2018A-0239**

The Minneapolis City Council hereby authorizes a contract with Black and Veatch, in an amount not to exceed \$975,000 through Dec 2021, for engineering design and construction services for a new water transmission main crossing the Mississippi River at 10th Ave SE.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

On behalf of the Transportation & Public Works Committee, Fletcher offered Resolution 2018R-111 accepting gifts from Green Minneapolis for construction and operating costs of Peavey Plaza.

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

**RESOLUTION 2018R-111**

**By Reich**

**Accepting gifts from Green Minneapolis for construction and operating costs of Peavey Plaza.**

Whereas, Peavey Plaza is owned by the City of Minneapolis and maintained by the Public Works Department; and

Whereas, Peavey Plaza was constructed in 1974 and is in need of rehabilitation; and

Whereas, Peavey Plaza was added to the National Register of Historic Places in 2012; and

Whereas, the City is in the process of undertaking a renovation of the Plaza in collaboration with the Minneapolis Downtown Council, Green Minneapolis, the Minnesota Orchestral Association, and members of the historic preservation and disabled communities; and

Whereas, Green Minneapolis is undertaking a fund raising campaign for the benefit of and in cooperation with the City seeking \$4 million to fund the design and construction of the revitalization of Peavey Plaza and is seeking an additional \$2 million for operating expenses of the Plaza as a public plaza following construction; and

Whereas, to date, Green Minneapolis has obtained commitments for cash and in-kind contributions in the amount of \$2 million for the design and construction of the Plaza Project and the Enhancements; and

Whereas, Green Minneapolis and the City entered into an agreement authorizing and establishing general parameters for the campaign and providing for use of the donations to fund design and construction of the Plaza Project and enhancements and operating expenses of the plaza; and

Whereas, the City of Minneapolis is generally authorized to accept donations of real and personal property pursuant to Minnesota Statutes, Section 465.03, for the benefit of its citizens, and is specifically authorized to accept gifts and bequests for the benefit of recreational services pursuant to Minnesota Statutes, Section 471.17;

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

That Green Minneapolis' donation of \$851,000 to reimburse the City for carried costs of construction of Peavey Plaza shall be accepted as a gift on behalf of the City of Minneapolis.

Be It Further Resolved that the City, in its discretion, will provide recognition to donors within the parameters of preserving the tax exempt status of the State of Minnesota general obligation bonds that funded the \$2 million grant for the Plaza Project. The Peavey Plaza Steering Committee may make recommendations to the City for recognition(s) of donors. City staff will seek City Council and State of Minnesota approval of recognition that implicates design features or permanent signage such as inclusion on a commemorative monument to be placed on or adjacent to the Plaza or signs expressing gratitude at specific features. City staff may approve other forms of recognition such as participation with groundbreaking, opening, and other ceremonies. If donors request other forms of recognition, the City and Green Minneapolis will cooperate to determine whether other forms of recognition will be provided and to document the recognition with the donor. Acceptance of a gift does not imply endorsement of any product, service, or entity nor entitle the donor to favored treatment in pending or future procurement decisions.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.



On behalf of the Transportation & Public Works Committee, Fletcher offered Resolution 2018R-112 amending the 2018 Capital Improvement Appropriation Resolution to increase the appropriation for the Downtown Asset Fund by \$851,000 for Peavey Plaza capital improvements.

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

**RESOLUTION 2018R-112**

**By Warsame**

**Amending the 2018 Capital Improvement Appropriation Resolution.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the Downtown Asset Fund (01710-8750500-801504) by \$851,000 for the Peavey Plaza capital improvements.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

**COUNCIL ACTION 2018A-0240**

The Minneapolis City Council hereby authorizes the acceptance of the low bid of PCI Roads, LLC, submitted on Official Publication No. 8507, in the amount of \$809,000, to provide all materials, labor, equipment, and incidentals for the construction of the gate valve vault repair and replacement for the City of Minneapolis Public Works Department, and authorizes a contract for the project, all in accordance with City specifications.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

**COUNCIL ACTION 2018A-0241**

The Minneapolis City Council hereby authorizes the acceptance of the low bid of Diversified Infrastructure Services, Inc., submitted on Official Publication No. 8514, in the amount of \$303,990.05, to provide all materials, labor, equipment, and incidentals for the cleaning of the large diameter sanitary sewer system for the City of Minneapolis Public Works Department, and authorizes a contract for the project, all in accordance with City specifications.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

**COUNCIL ACTION 2018A-0242**

The Minneapolis City Council hereby authorizes the acceptance of the low bid of Huls Bros. Trucking, submitted on Official Publication No. 8506, for an estimated annual expenditure of \$2,000,000, to provide all materials, labor, equipment, and incidentals necessary for the hauling and disposal of agricultural liming material for the City of Minneapolis Public Works Department Water Treatment and Distribution Division, and authorizes a contract from April 1, 2018, through March 31, 2019, with an option to extend for two additional calendar years through March 31, 2021, at the sole discretion of the City, all in accordance with City specifications.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

**COUNCIL ACTION 2018A-0243**

The Minneapolis City Council hereby authorizes the acceptance of the low bid of Global Specialty Contractors, Inc., submitted on Official Publication No. 8524, in the amount of \$7,210,577, to provide all materials, labor, equipment, and incidentals for the construction of the Peavey Plaza Rehabilitation Project for the City of Minneapolis Public Works Department, and authorizes a contract for the project, all in accordance with City specifications.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

Approved by Mayor Jacob Frey 4/13/2018.

(Published 4/17/2018)

**COUNCIL ACTION 2018A-0244**

The Minneapolis City Council hereby authorizes the acceptance of the low bid of Tiller Corporation doing business as Commercial Asphalt Company, submitted on Official Publication No. 8530, in the amount of \$4,665,700, to produce and deliver bituminous mixtures as needed to various locations in the City of Minneapolis from April 1, 2018, through March 31, 2019, all in accordance with City specifications. Bidder offers to increase quantities by up to 100% during the contract term.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

**COUNCIL ACTION 2018A-0245**

The Minneapolis City Council hereby authorizes the acceptance of the low bid of AVR, Inc., submitted on Official Publication No. 8533, in the amount of \$1,361,137.50, to produce and deliver ready mix concrete as needed for various locations in the City of Minneapolis from April 1, 2018, to March 31, 2019, all in accordance with City specifications. Contract value will be established at \$1,514,787.50 to include additional items from the low bidder as specified in their bid response and as required by the City. Bidder offers to increase quantities by up to 100% during the contract term.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

**COUNCIL ACTION 2018A-0246**

The Minneapolis City Council hereby authorizes the termination of the Minneapolis Combined Sewer Overflow National Pollutant Discharge Elimination System (NPDES) Permit MN0046744, issued on Feb 26, 1997, in coordination with Metropolitan Council Environmental Services.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

**The WAYS & MEANS Committee submitted the following reports:**

**COUNCIL ACTION 2018A-0247**

The Minneapolis City Council hereby authorizes an increase to Contract No. C-41643 with Ice Builders, Inc. in the amount of \$657,806.17 for a new total of \$3,620,847.02 for necessary change orders due to a design flaw in the Target Center ice replacement project.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

Approved by Mayor Jacob Frey 4/13/2018.

(Published 4/17/2018)

**COUNCIL ACTION 2018A-0248**

The Minneapolis City Council hereby authorizes the issuance of a Request for Proposals (RFP) for the Convention Center and Target Center Consulting Pools for three (3) year contracts running from Jan. 2019 - Dec. 2021.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

**COUNCIL ACTION 2018A-0249**

The Minneapolis City Council hereby authorizes an increase to Contract No. C-41587 with Egan Company in the amount of \$134,110, for a new total of \$900,950, for necessary changes and additional costs for the Target Center network installation project.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

Approved by Mayor Jacob Frey 4/13/2018.

(Published 4/17/2018)

**COUNCIL ACTION 2018A-0250**

The Minneapolis City Council hereby authorizes an amendment to Contract No. 21606 extending the lease with Minnesota Department of Transportation (MnDOT) for City use of land under the interstate highway 394 bridges during 2020-2024, in the amount of \$21,000 per year, for equipment and vehicle storage and for sewer maintenance operations.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

On behalf of the Ways & Means Committee, Warsame offered Resolution 2018R-113, accepting a donation from Clear Channel Outdoor, Inc., for digital billboard space from April 1 - Dec. 31, 2017, to increase awareness of Minneapolis 311, the Talking Is Teaching campaign, sick and safe time ordinance, the Nov. 7 election, the We Are Minneapolis effort, and Snow Emergency parking rules.

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

**RESOLUTION 2018R-113**

**By Warsame**

**Accepting donation of billboard display time from Clear Channel Outdoor.**

Whereas, the City of Minneapolis is generally authorized to accept donations of real and personal property pursuant to Minnesota Statutes Section 465.03 for the benefit of its citizens, and is specifically authorized to accept gifts and bequests for the benefit of recreational services pursuant to Minnesota Statutes Section 471.17; and

Whereas, the following persons and entities have offered to contribute the gifts set for the below to the City:

<u>Name of Donor</u>	<u>Gift</u>
Clear Channel Outdoor	Billboard space from April 1 to December 31, 2017; and

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

Whereas, all such donations have been contributed to assist the City in increasing awareness of Minneapolis 311, the Talking Is Teaching campaign, sick and safe time ordinance, the Nov. 7 election, the We Are Minneapolis effort and Snow Emergency parking rules.

Whereas, the City Council finds that it is appropriate to accept the donation offered;

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

That the donation described above is accepted to assist the City in increasing awareness of Minneapolis 311, the Talking Is Teaching campaign, sick and safe time ordinance, the Nov. 7 election, the We Are Minneapolis effort and Snow Emergency parking rules.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

#### **COUNCIL ACTION 2018A-0251**

The Minneapolis City Council hereby authorizes the sole bid of Impact Proven Solutions, submitted on Official Publication No. 8495, and authorizes a two (2) year contract in the amount of \$1,000,000 to provide all materials, labor, equipment and incidentals for providing various mailing services, as needed and called for, for the City of Minneapolis - Finance and Property Services Revenue and Collections Department, all in accordance with City specifications.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

**COUNCIL ACTION 2018A-0252**

The Minneapolis City Council hereby amends Council Action 2018A-0081, passed Feb 23, 2018, to correct a mathematical error to increase the revised contract total with Riverview Windows, Inc. from \$2,350,000 to \$2,450,000 for lead remediation services for eligible homes.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

Approved by Mayor Jacob Frey 4/13/2018.

(Published 4/17/2018)

**COUNCIL ACTION 2018A-0253**

The Minneapolis City Council hereby:

1. Adopts findings that the proposed position of Director Learning and Development Solutions meets the criteria in Section 20.1010 of the Minneapolis Code of Ordinances, City Council to establish positions; and approves the appointed position of Director Learning and Development Solutions, evaluated at 568 total points and allocated to Grade 12.
2. Passage of Ordinance 2018-012 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 \$104,949 to \$124,410, in accordance with the adopted compensation plan for appointed officials effective Mar. 20, 2018.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

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

**ORDINANCE 2018-012**

**By Warsame**

**Intro & 1st Reading: 1/8/2018**

**Ref to: W&M**

**2nd Reading: 4/13/2018**

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

The City Council of the City of Minneapolis do 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: March 20, 2018**

FLSA	OTC	CLASSIFICATION	PTS	G	P	Step 1	Step 2	Step 3	Step 4
E	1	Director Learning and Development Solutions	568	12	A	\$104,949	\$110,472	\$112,682	\$114,936
						Step 5	Step 6	Step 7	Step 8
						\$117,234	\$119,579	\$121,971	\$124,410

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

**COUNCIL ACTION 2018A-0254**

The Minneapolis City Council directs the City Coordinator's office through the Supplier Diversity Workgroup to present to the Enterprise Committee of Sept. 13, 2018, options that adapt the Target Market Program to align with the City goal of equity by incorporating racial, gender, and geographic equity into the program within state statutes and federal laws.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

**The ZONING & PLANNING Committee submitted the following reports:**

**COUNCIL ACTION 2018A-0255**

The Minneapolis City Council hereby:

1. Approves the Council reappointment of Ryan Kronzer, Seat 4, Ward 10, to the City Planning Commission for a two-year term beginning Feb. 1, 2018, and ending Jan. 31, 2020.
2. Confirms the Mayoral appointment of Jean Coleman, Seat 2, Ward 3, to the City Planning Commission for a two-year term beginning Feb. 1, 2018, and ending Jan. 31, 2020.
3. Confirms the Mayoral reappointment of Matt Brown, Seat 7, Ward 1, to the City Planning Commission for a two-year term beginning Feb. 1, 2018, and ending Jan. 31, 2020.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

**COUNCIL ACTION 2018A-0256**

The Minneapolis City Council hereby grants an appeal submitted by Nancy Aleksuk, on behalf of 3 Degrees Ministries, regarding the decision of the Zoning Board of Adjustment overturning the determination of the Zoning Administrator that 3 Degrees Ministries is a Religious Institution Place of Assembly and therefore does affect the spacing requirements for a sexually oriented use as outlined in Section 549.350 of the Minneapolis Zoning Code, and adopts staff findings as originally prepared by the Department of Community Planning & Economic Development.

On motion by Schroeder, the action was amended to delete the language "adopts staff findings as originally prepared by the Department of Community Planning & Economic Development" and insert in lieu thereof "adopts Findings of Fact as submitted by the City Attorney's Office."

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted, as amended.

**COUNCIL ACTION 2018A-0257**

The Minneapolis City Council hereby:

1. Approves an application submitted by JWT Lake Street, LLC to rezone (PLAN5829) the properties located at 1715 and 1717 Lake St E from the C1 Neighborhood Commercial District to the C2 Neighborhood Corridor Commercial District to allow a grocery store with a tobacco license within an existing building.
2. Passage of Ordinance 2018-013 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: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

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

**ORDINANCE 2018-013**

**By Schroeder**

**Intro & 1st Reading: 1/8/2018**

**Ref to: ZP**

**2nd Reading: 4/13/2018**

**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:

1715 Lake Street E

Subdivision of J.G. Lennon's Block 16 Out Lots to Minneapolis (E 24 Ft of W 48 Ft of Lot 1, E 24 Ft of W 48 Ft of Lot 2, and N 11 8/10 Ft of E 24 Ft of W 48 Ft of Lot 3), Hennepin County, Minnesota.

1717 Lake Street E

Subdivision of J.G. Lennon's Block 16 Out Lots to Minneapolis (E 73.76 Ft of Lots 1 & 2, also the E 73.65 Ft of N 11.8 Ft of Lot 3), Hennepin County, Minnesota.

(Plate #26) to the C2 Neighborhood Corridor Commercial District.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

**COUNCIL ACTION 2018A-0258**

The Minneapolis City Council hereby:

1. Approves an application submitted by HCM Architects to rezone (PLAN5877) the properties located at 2601-2629 University Ave NE from the R2B Two-family District to the I2 Medium Industrial District to construct a new street and equipment maintenance facility and garage for public vehicles.
2. Approves an application submitted by HCM Architects to rezone (PLAN5877) a portion of the property located at 2547 5th St NE from the I1 Light Industrial District to the I2 Medium Industrial District to construct a new street and equipment maintenance facility and garage for public vehicles.
3. Approves an application submitted by HCM Architects to rezone (PLAN5877) a portion of the property located at 340 27th Ave NE from the I2 Medium Industrial District to the I1 Light Industrial District to construct a new street and equipment maintenance facility and garage for public vehicles.
4. Passage of Ordinance 2018-014 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: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

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

**ORDINANCE 2018-014**  
**By Schroeder**  
**Intro & 1st Reading: 1/8/2018**  
**Ref to: ZP**  
**2nd Reading: 4/13/2018**

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

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

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

Lots 1-8, B.M. Morse's Rearrangement of Block 8, B.S. Wright's Addition to Minneapolis (2601 – 2629 University Avenue NE – Plate #9) to the I2 Medium Industrial District.

Section 2. 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:

That part of Auditor's Subdivision No. 89, Hennepin County, Minnesota, lying easterly of Tract A, Registered Land Survey No. 417 and lying northerly of a line described as follows:

Commencing at the southeast corner said Tract A, Registered Land Survey No. 417; Thence North 27 degrees 28 minutes 45 seconds West on an assumed bearing along the easterly line of said Tract A, a distance of 228.95 feet to the point of the beginning of the line to be described; thence North 80.16 feet; thence North 62 degrees 45 minutes 09 seconds East 105.29 feet to an angel point in said easterly line of Tract A; thence continue North 62 degrees 45 minutes 09 seconds East 45.28 feet to the easterly line of Auditor's Subdivision No. 89 and there terminating (Portion of 2547 5th St NE – Plate #9) to the I2 Medium Industrial District.

Section 3. 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:

That part of Tract A, Registered Land Survey No. 417, Hennepin County, Minnesota, lying easterly of a line described as follows:

Commencing at the southeast corner of Tract A, Registered Land Survey Number 417; thence South 89 degrees 55 minutes 57 seconds West on an assumed bearing along the south line of said Tract A, a distance of 62.26 feet to the point of beginning of said line; thence North 119.78 feet to its intersection with the easterly line of said Tract A and said line there terminating (portion of 340 27th Ave NE – Plate #9) to the I1 Light Industrial District.

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

**COUNCIL ACTION 2018A-0259**

The Minneapolis City Council hereby:

1. Approves an application submitted by The Lander Group to vacate (Vac-1674) part of the alley in Block 17, Palmer's Addition to Minneapolis, adjacent to the 38th St E light rail station, subject to the retention of easement rights by Xcel Energy and CenturyLink.
2. Passage of Resolution 2018R-114 vacating that part of the alley in Block 17, Palmer's Addition to Minneapolis, adjacent to the 38th St E light rail station (Vac-1674).

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

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

**RESOLUTION 2018R-114**

**By Schroeder**

**Vacating that part of the alley in Block 17, Palmer's Addition to Minneapolis, adjacent to the 38th Street E light rail station (Vacation File No. 1674):**

Resolved by The City Council of The City of Minneapolis:

That part of the alley in Block 17, as dedicated in Palmer's Addition to Minneapolis, according to the recorded plat thereof, Hennepin County, Minnesota, lying northerly of the easterly prolongation of the south line of Lot 16, said Block 17 and lying southerly of the easterly prolongation of the north line of Outlot A, Palmer's Second Addition, according to the recorded plat thereof, Hennepin County, Minnesota.

That part of the alley as dedicated in Palmer's Second Addition, according to the recorded plat thereof, Hennepin County, Minnesota, lying southerly of the easterly prolongation of the north line of Outlot A, said Palmer's Second Addition.

is hereby vacated except that such vacation shall not affect the existing authority of Comcast and Xcel Energy, their successors and assigns, to enter upon that portion of the aforescribed portion of the alley which is described in regard to each of said corporations as follows, to wit:

CenturyLink, subject to an easement over the entire area to be vacated.

Xcel Energy, subject to an easement over the entire area to be vacated.

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

On roll call, the result was:

Ayes: Gordon, Fletcher, Warsame, Goodman, Cano, Schroeder, Johnson, Palmisano, President Bender (9)

Noes: (0)

Absent: Reich, Cunningham, Ellison, Jenkins (4)

Adopted.

### **REPORTS OF SPECIAL COMMITTEES**

#### **The AUDIT Committee submitted the following report:**

On motion by Palmisano, the recommendation to fund an enterprise-wide formal business impact analysis as part of the Business Continuity and Disaster Recovery IT Audit was referred to the Ways & Means Committee.

#### **The EXECUTIVE Committee submitted the following reports:**

On motion by Johnson, the reappointment of John Fruetel to the appointed position of Fire Chief was referred to the Public Safety & Emergency Management Committee for a public hearing to be held April 19, 2018.

On motion by Johnson, the reappointment of Noah Schuchman to the appointed position of Director of Regulatory Services was referred to the Economic Development & Regulatory Services Committee for the setting of a public hearing.

### **NOTICE OF ORDINANCE INTRODUCTIONS**

Johnson gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of an ordinance amending Title 13 of the Minneapolis Code of Ordinances relating to Licenses and Business Regulations, adding a new Chapter 352 entitled *Innovative and Emerging Small Business Pilot Permit*.

### **ADJOURNMENT**

On motion by Johnson, the meeting was adjourned to Room 315, City Hall, for the purpose of discussing the litigation matter of Walter Louis Franklin II, Trustee of the Estate of Terrance Terrell Franklin v. City of Minneapolis, et al.

### **ADJOURNED SESSION**

Council President Bender called the adjourned session to order at 10:00 a.m. in Room 315, a quorum being present.

City Attorney Susan Segal stated that the meeting may be closed as permitted by the attorney-client privilege under the Minnesota Open Meeting Law to discuss attorney-client communications.

At 10:01 a.m., on motion by Bender, the meeting was closed pursuant to Minnesota Statutes Section 13D.05, Subdivision 3(b) to discuss the litigation matter of Walter Louis Franklin II, Trustee of the Estate of Terrance Terrell Franklin v. City of Minneapolis, et al.

Present - Council Members Cam Gordon, Steve Fletcher, Abdi Warsame (Out at 11:04 a.m.), Lisa Goodman (Out at 10:49 a.m.; In at 10:52 a.m.; Out at 10:56 a.m.), Alondra Cano, Jeremy Schroeder, Andrew Johnson (Out at 10:33 a.m.; In at 10:34 a.m.), Linea Palmisano, President Lisa Bender.

Absent - Council Members Kevin Reich, Phillipe Cunningham, Jeremiah Ellison, Andrea Jenkins.

Also Present - Susan Segal, City Attorney; Tracey Fussy, Litigation Manager; Assistant City Attorneys Sara Lathrop and Brian Carter, City Attorney's Office; Mike Kjos, Assistant Police Chief, Police Department; Mayor Jacob Frey (Out at 10:53 a.m.); Gia Vitali, Mayor's Chief of Staff (Out at 10:53 a.m.); Casey Joe Carl, City Clerk, and Jackie Hanson, City Clerk's Office.

Segal reviewed the Walter Louis Franklin II, Trustee of the Estate of Terrance Terrell Franklin v City of Minneapolis, et al lawsuit from 10:02 a.m. to 11:05 a.m.

At 11:05 a.m., on motion by Johnson, the meeting was opened.

The adjourned session of the City Council meeting was tape recorded with the tape on file in the office of the City Clerk.

The meeting was adjourned.

Casey Joe Carl,  
City Clerk