

**OFFICIAL PROCEEDINGS
MINNEAPOLIS CITY COUNCIL**

**REGULAR MEETING OF
JUNE 15, 2018**

(Published June 23, 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 Kevin Reich, Cam Gordon, Steve Fletcher, Phillipe Cunningham, Jeremiah Ellison, Lisa Goodman, Andrea Jenkins, Alondra Cano, Jeremy Schroeder, Andrew Johnson, Linea Palmisano, and President Lisa Bender.

Absent - Council Member Abdi Warsame.

Jenkins moved adoption of the agenda.

On motion by Goodman, the agenda was amended to include under the Order of Notice of Ordinance Introductions a notice of intent to introduce ordinances relating to amending provisions related to qualifications to apply for, obtain, or maintain a permit or license.

On motion by Bender, the agenda was amended to include under the Order of Resolutions a resolution declaring June 20 "World Refugee Day" in the City of Minneapolis.

On motion by Jenkins, the agenda, as amended, was adopted.

On motion by Jenkins, the minutes of the adjourned meeting of May 24, 2018, the regular meeting of May 25, 2018, and the adjourned meeting of June 7, 2018, were accepted.

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

The following actions, resolutions, and ordinances were signed by Mayor Jacob Frey on June 19, 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-0417**

The Minneapolis City Council hereby approves the application for GEEK LOVE CAFE AT MOON PALACE BOOKS, 3032 MINNEHAHA AVE, Minneapolis, MN, submitted by MOON PALACE BOOKS LLC, BLAmend, LIC367296, for a permanent Expansion of Premises License, adding 18 outdoor seats to a private outdoor patio, subject to final inspection and compliance with all provisions of applicable codes and ordinances.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

Approved by Mayor Jacob Frey 6/18/2018.

(Published 6/19/2018)

COUNCIL ACTION 2018A-0418

The Minneapolis City Council hereby approves the application for FIVE GUYS, 555 NICOLLET MALL, Suite 157, Minneapolis, MN, submitted by B AND B OF NICOLLET LLC, BLFood, LIC367209, for a Sidewalk Café License, subject to final inspection and compliance with all provisions of applicable codes and ordinances.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

Approved by Mayor Jacob Frey 6/18/2018.

(Published 6/19/2018)

COUNCIL ACTION 2018A-0419

The Minneapolis City Council hereby approves the application for BROKEN CLOCK BREWING, 3134 CALIFORNIA ST NE, Minneapolis, MN, submitted by Broken Clock Brewing Cooperative, BLBrewery, LIC366730, for adding On-Sale Liquor with Sunday Sales, Taproom Class "E" to their existing Off-Sale Malt Liquor, Growler License, subject to final inspection and compliance with all provisions of applicable codes and ordinances.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

Approved by Mayor Jacob Frey 6/18/2018.

(Published 6/19/2018)

COUNCIL ACTION 2018A-0420

The Minneapolis City Council hereby approves the application for ALL SQUARE, 4047 MINNEHAHA AVE, Minneapolis, MN, submitted by ALL SQUARE, BLWine, LIC355408, for new On-Sale Wine with Strong Beer Class "E" License, subject to final inspection and compliance with all provisions of applicable codes and ordinances.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

Approved by Mayor Jacob Frey 6/18/2018.

(Published 6/19/2018)

COUNCIL ACTION 2018A-0421

The Minneapolis City Council hereby withdraws the revocation of the Food Manufacturing License for CHICAGO GRILL BBQ SOUL FOOD, 2118 WEST BROADWAY, Minneapolis, MN, held by KHILAN INC, BLFood, LIC59489, due to payment of fees pursuant to Minneapolis Code of Ordinances sections 259.15 and 360.140, and thereby approves said license.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2018A-0422

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

1. THE LOCAL- AN EPICUREAN CAFE AND PUB, 931 NICOLLET MALL Minneapolis, MN, submitted by THE LOCAL AN EPICUREAN CAFE AND PUB LLC, BLAmend, LIC366941
2. EASTLAKE, 920 LAKE ST E Minneapolis, MN, submitted by EASTLAKE CRAFT BREWERY LLC, BLAmend, LIC366951
3. MAVEN, 901 LAKE ST W Minneapolis, MN, (Ward 10) submitted by COUNTER INTELLIGENCE LLC, BLLiquor, LIC364858
4. TAP SOCIETY, 4555 GRAND AVE S Minneapolis, MN, submitted by TAP SOCIETY CORPORATION, BLWine, LIC365467
5. VICINITY COFFEE, 3350 LYNDAL AVE S Minneapolis, MN, submitted by TR2 LLC, BLWine, LIC366788
6. APOY, 4301 NICOLLET AVE Minneapolis, MN, submitted by APOY MPLS LLC, BLWine, LIC367196

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

Approved by Mayor Jacob Frey 6/18/2018.

(Published 6/19/2018)

COUNCIL ACTION 2018A-0423

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

1. TAP SOCIETY, 4555 GRAND AVE S Minneapolis, MN, (Ward 8) submitted by TAP SOCIETY CORPORATION, BLFood, LIC366945
2. APOY, 4301 NICOLLET AVE Minneapolis, MN, submitted by APOY MPLS LLC, BLFood, LIC367330
3. MAVEN, 901 LAKE ST W Minneapolis, MN, submitted by COUNTER INTELLIGENCE LLC, BLFood, LIC367482
4. MINNEAPOLIS MICROBLADING STUDIO, 3801 50TH ST W Minneapolis, MN, submitted by MINNEAPOLIS MICROBLADING STUDIO, BLGeneral, LIC366960

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

Approved by Mayor Jacob Frey 6/18/2018.

(Published 6/19/2018)

COUNCIL ACTION 2018A-0424

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

1. THE NORMANDY KITCHEN, 405 8TH ST S Minneapolis, MN, (Ward 7) submitted by LANDMARC HOSPITALITY GROUP LLC, BLFood, LIC56579
2. CITY WORKS RESTAURANT AND POUR HOUSE, 600 HENNEPIN AVE Minneapolis, MN, (Ward 3) submitted by BOTTLENECK MN LLC, BLFood, LIC56918
3. THE LOCAL- AN EPICUREAN CAFE AND PUB, 931 NICOLLET MALL Minneapolis, MN, (Ward 7) submitted by THE LOCAL AN EPICUREAN CAFE AND PUB LLC, BLFood, LIC60506
4. HIGH BROW STUDIO, 701 3RD ST N Minneapolis, MN, submitted by HIGH BROW STUDIO LLC, BLGeneral, LIC344274
5. TAQUERIA LOS OCAMPO, 809 LAKE ST E Minneapolis, MN, submitted by TAQUERIA LOS OCAMPO 4 INC, BLGeneral, LIC351205
6. TOP DOGS, 424 HENNEPIN AVE Minneapolis, MN, submitted by CLIFTON HOLLIDAY, BLGeneral, LIC351347
7. TOP DOGS, 722 HENNEPIN AVE Minneapolis, MN, submitted by CLIFTON HOLLIDAY, BLGeneral, LIC351348
8. MINNEAPOLIS MICROBLADING STUDIO, 625 4TH AVE S Minneapolis, MN, submitted by MINNEAPOLIS MICROBLADING STUDIO, BLGeneral, LIC354536

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

Approved by Mayor Jacob Frey 6/18/2018.

(Published 6/19/2018)

COUNCIL ACTION 2018A-0425

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

1. GUTHRIE THEATER FOUNDATION, 818 2ND ST S Minneapolis, MN, submitted by Guthrie Theater Foundation, BLGeneral, LIC367544
2. CORNERHOUSE, 200 EAST LYNDAL AVE N Minneapolis, MN, submitted by CORNERHOUSE, BLGeneral, LIC367545
3. RONALD MCDONALD HOUSE CHARITIES, 225 3RD AVE S Minneapolis, MN, submitted by RONALD MCDONALD HOUSE CHARITIES UPPER MIDWEST, BLGeneral, LIC367546
4. RONALD MCDONALD HOUSE CHARITIES, 225 3RD AVE S Minneapolis, MN, submitted by RONALD MCDONALD HOUSE CHARITIES UPPER MIDWEST, BLGeneral, LIC367553

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

Approved by Mayor Jacob Frey 6/18/2018.

(Published 6/19/2018)

COUNCIL ACTION 2018A-0426

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

1. TWIN CITIES WRESTLING CLUB INC, 328 WEST BROADWAY Minneapolis, MN, submitted by TWIN CITIES WRESTLING CLUB INC, BLGeneral, LIC353583
2. THE ALIVENESS PROJECT, 1414 NICOLLET AVE Minneapolis, MN, submitted by THE ALIVENESS PROJECT, BLGeneral, LIC354239
3. TWIN CITIES WRESTLING CLUB, submitted by TWIN CITIES WRESTLING CLUB INC, BLGeneral, LIC66415
4. MINNEAPOLIS RIVERVIEW LIONS, submitted by MINNEAPOLIS RIVERVIEW LIONS CLUB, BLGeneral, LIC68864
5. MINNEAPOLIS RIVERVIEW LIONS, submitted by MINNEAPOLIS RIVERVIEW LIONS, BLGeneral, LIC69716

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

Approved by Mayor Jacob Frey 6/18/2018.

(Published 6/19/2018)

COUNCIL ACTION 2018A-0427

The Minneapolis City Council hereby:

1. Adopts the Business License Settlement Conference Agreement for AQUA NIGHTCLUB, 400 1ST AVE N Minneapolis, MN, submitted by TWIN CITIES ENTERTAINMENT INC, BLAmend, LIC367533, allowing the licensee to retain the On Sale Liquor, Class B with Sunday Sales License, subject to adherence with the conditions contained therein.
2. Rescinds the Business License Operating Conditions related to the On Sale Liquor, Class B License held by Twin Cities Entertainment, Inc, 400 1st Ave N, approved by the Minneapolis City Council on Nov. 17, 2006, (2006R-573) and Nov. 18, 2011 (2011R-592).

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

Approved by Mayor Jacob Frey 6/18/2018.

(Published 6/19/2018)

COUNCIL ACTION 2018A-0428

The Minneapolis City Council hereby approves the reinstatement of the Rental Dwelling License for the property at 2500 Emerson Ave S, formerly held by Stephen Frenz, to be held by new owner James Gray, based on submittal of an acceptable management plan and verification that said property is now in compliance with rental licensing standards.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2018A-0429

The Minneapolis City Council hereby approves the reinstatement of the Rental Dwelling License for the property at 3312 Blaisdell Ave, formerly held by Stephen Frenz, to be held by new owner Brent Holmes, based on submittal of an acceptable management plan and verification that said property is now in compliance with rental licensing standards.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2018A-0430

The Minneapolis City Council hereby approves the reinstatement of the Rental Dwelling License for the property at 214 19th St E, formerly held by Stephen Frenz, to be held by new owner Joseph Knapp, based on submittal of an acceptable management plan and verification that said property is now in compliance with rental licensing standards.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2018A-0431

The Minneapolis City Council hereby approves the reinstatement of the Rental Dwelling License for the property at 1308 Powderhorn Terrace, formerly held by Stephen Frenz, to be held by new owner James D. Ostlund, based on submittal of an acceptable management plan and verification that said property is now in compliance with rental licensing standards.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

The ENTERPRISE Committee submitted the following reports:

COUNCIL ACTION 2018A-0432

The Minneapolis City Council hereby authorizes an increase to Contract No. C-41484 with Aeritae Consulting Group Ltd. in the amount of \$900,000 for a total amount not-to-exceed \$2,400,000 for the replacement of the Solid Waste Information System (SWIS).

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2018A-0433

The Minneapolis City Council hereby authorizes an increase of the contracts related to the ServiceNow pool, Contract No. C-40535 with Aeritae, Contract No. C-41150 with Accenture, and Contract No. C-40686 with Integrhythm, in an amount totaling \$800,000, for a new not-to-exceed total project expenditure amount of \$2,750,000, to provide consulting and implementation services for Information Technology's (IT) expanding ServiceNow environment.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2018A-0434

The Minneapolis City Council hereby authorizes an increase to Contract No. C-43012 with DRT Benefits d/b/a 121 Benefits in the amount of \$100,000, and extends the contract through Aug. 31, 2019, to provide required compliance services including COBRA administration, State continuation, retiree and leave of absence billing services, filing of IRS returns, and producing forms required by the Affordable Care Act (ACA) for 2018.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2018A-0435

The Minneapolis City Council hereby authorizes the negotiation of two Master Agreements with the University of Minnesota for research/technical assistance and for certain uses of, and entry upon, real property owned or operated by the University.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2018A-0436

The Minneapolis City Council hereby directs the Office of City Clerk and the Police Department to collaborate on production of a single point-of-access and data request procedures to maximize public convenience in requesting data from the City of Minneapolis, and to report back on these efforts to the Enterprise Committee at its regular meeting in Sept. 2018.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2018A-0437

The Minneapolis City Council hereby directs the Information Governance Policy Committee (IGPC) to report back to the Enterprise Committee at its regular meeting in Sept. 2018 with a "State of Data" report that includes, but is not limited to, the following components:

1. A summary of the IGPC's work and accomplishments to-date and intended work plan through December 2019, including a prioritized list of enterprise policies and related proposals;
2. The annual Open Data Compliance Report, which hereafter is to be incorporated into the annual work plans of the IGPC and included in its annual report to the City Council; and
3. The status of enterprise work resulting from the 2015 Records Management (Data Governance) Audit and the management response from the Office of City Clerk, together with any policy-level recommendations to advance the enterprise goal of increasing access to, and transparency of, government data to achieve a City that is "open by design."

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

The HOUSING POLICY & DEVELOPMENT Committee submitted the following reports:

COUNCIL ACTION 2018A-0438

The Minneapolis City Council hereby:

1. Passage of Resolution 2018R-192 authorizing form documents and delegating authority to the Department of Community Planning & Economic Development to make and execute loan agreements consistent with City and Minnesota Housing Finance Agency requirements for the City's Rehab Support Program and Minnesota Housing's Fix Up Loan Program, Rehabilitation Loan Program and Emergency and Accessibility Loan Program.
2. Directs staff to return to City Council in five years to report on Minnesota Housing Lender Participation Agreement activities to determine whether to continue the Lender Participation Agreement.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

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

RESOLUTION 2018R-192

By Gordon

Adopting form documents and delegating authority to make and execute loan agreements consistent with City and Minnesota Housing Finance Agency requirements for the City's Rehab Support Program and Minnesota Housing's Fix Up Loan Program, Rehabilitation Loan Program and Emergency and Accessibility Loan Program.

Whereas, the City has determined to participate in Minnesota Housing's Home Improvement Loan Programs;

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

That pursuant to Minneapolis Code of Ordinances §17.60, authority is delegated by the City Council to the Director of the Department of Community Planning and Economic Development (CPED) or his designee, the Manager of Residential & Real Estate Development for CPED to make and execute Rehab Support/Fix Up Loan Participation Agreements, Rehabilitation Loan Program Homeowner Agreements, and Emergency & Accessibility Loan Program Homeowner Agreements in the forms approved by the City Attorney's Office for authorizing loans and disbursing funds for the improvements consistent with the policies and procedures established, maintained and modified from time to time for the City's Rehab Support Program and Minnesota Housing's Fix Up Loan Program, Rehabilitation Loan Program and Emergency and Accessibility Loan Program respectively.

Be It further Resolved that the City Attorney's Office may approve nominal changes to any pre-approved form Rehab Support/Fix Up Loan Participation Agreement, Rehabilitation Loan Program Homeowner Agreement, and Emergency & Accessibility Loan Program Homeowner Agreement as requested by the Director of CPED or his designee, the Manager of Residential & Real Estate Development so long as they are not inconsistent with relevant City Council approved guidelines or Minnesota Housing Program Manuals.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

On behalf of the Housing Policy & Development Committee, Gordon offered Resolution 2018R-193 adopting form documents and delegating authority to make and execute Home Improvement Participation Agreements consistent with City Council approved requirements for the City's Home Improvement Program.

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

RESOLUTION 2018R-193

By Gordon

Adopting form documents and delegating authority to make and execute Home Improvement Participation Agreements consistent with City Council approved requirements for the City's Home Improvement Program.

Whereas, the City has determined to change the administration of its Home Improvement Program by bringing the services in-house as opposed to contracting them out;

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

That pursuant to Minneapolis Code of Ordinances §17.60, authority is delegated by the City Council to the Director of the Department of Community Planning and Economic Development (CPED) or his designee, the Manager of Residential & Real Estate Development for CPED to make and execute Participation Agreements in the form approved by the City Attorney's Office for authorizing loans and disbursing funds for the improvements consistent with the policies and procedures established, maintained and modified from time to time for the City's Home Improvement Program.

Be It Further Resolved that the City Attorney's Office may approve nominal changes to any pre-approved form Participation Agreement for the Home Improvement Program as requested by the Director of CPED or his designee, the Manager of Residential & Real Estate Development so long as they are not inconsistent with City Council approved guidelines for the Home Improvement Program.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2018A-0439

The Minneapolis City Council hereby approves a loan of up to \$1,525,000 from the Affordable Housing Trust Fund (AHTF) for the Park 7 Apartments project located at 615 S 7th St to House of Charity Property Development LLC or an affiliated entity and authorizing the execution of necessary documents.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2018A-0440

The Minneapolis City Council hereby authorizes the issuance of a Request for Proposals (RFP) for projects to provide services and programming that address Housing Opportunities for Persons with AIDS (HOPWA) grant priorities and will be funded by the forthcoming 2018 HOPWA grant.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2018A-0441

The Minneapolis City Council hereby:

1. Approves the Year 2019 Housing Tax Credit Program Qualified Allocation Plan (QAP) and Procedural Manual.
2. Authorizes staff to proceed with a Request for Proposals.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

Approved by Mayor Jacob Frey 6/18/2018.

(Published 6/19/2018)

COUNCIL ACTION 2018A-0442

The Minneapolis City Council hereby directs the City Attorney's Office to report to the Housing Policy & Development Committee no later than July 25, 2018, on the legal framework and relationship between the City of Minneapolis and the Minneapolis Public Housing Authority (MPHA), including:

1. A description of the Unified Participation Plan as defined in Section 420.130 of the Minneapolis Code of Ordinances, including how the plan is amended.
2. The authority and responsibility of the City of Minneapolis over the MPHA.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

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

On behalf of the Public Health, Environment, Civil Rights & Engagement Committee, Cunningham offered Ordinance 2018-021 amending Title 3, Chapter 47 of the Minneapolis Code of Ordinances relating to Air Pollution and Environmental Protection: Energy and Air Pollution, amending provisions related to nuisance odor.

On motion by Johnson, Section 47.110(a)(2) of the ordinance was amended to read as follows:

"(2) Creates an obnoxious odor in the atmosphere ~~as defined by~~ in violation of section 47.150, and after consideration of paragraph (b) of this section;"

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

ORDINANCE 2018-021
By Johnson
Intro & 1st Reading: 5/11/2018
Ref to: PECE
2nd Reading: 6/15/2018

Amending Title 3, Chapter 47 of the Minneapolis Code of Ordinances relating to Air Pollution and Environmental Protection: Energy and Air Pollution.

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

Section 1. That Section 47.110 of the above-entitled ordinance be amended to read as follows:

47.110. Public nuisance prohibition and abatement. (a) It shall constitute a public nuisance and be unlawful for any person to make, continue, permit, or cause to be emitted into the open air any dust, gasses, fumes, vapors, smokes and/or odors with objectionable properties and in such quantities as would be likely to cause discomfort or annoyance to a reasonable person of normal sensibilities that does one (1) or more of the following:

- (1) Injures or are sufficient to injure the health or safety of any person or the public;
 - (2) Creates an obnoxious odor in the atmosphere in violation of section 47.150, and after consideration of paragraph (b) of this section;
 - (3) Causes damage to property;
 - (4) Creates a nuisance or hazard by obscuring vision; or
 - (5) Produces a deleterious effect upon trees, plants or other forms of vegetation.
- (b) Characteristics and conditions which shall be considered in determining whether an emission is discomforting, annoying, objectionable, obnoxious, or excessive for the purposes of paragraph (a) of this section shall include, but not be limited to the following:
- (1) Proximity of the emission to the nearest point of ~~habitation~~ human activity;
 - (2) Duration of the emission;
 - (3) Whether the emission is recurrent, intermittent, or constant;
 - (4) Whether or not emission abatement measures are possible and whether or not they are used to reduce the emission; or

(5) The quality or state of the ambient air.

(c) Any emission of smoke, particulate matter, or other matter from any source in excess of the limitation established in or pursuant to this chapter shall be deemed a public nuisance and may be abated by the Minneapolis Health Department. Such abatement shall be in addition to all other remedies provided by law or equity.

Section 2. That Section 47.150 of the above-entitled ordinance be amended to read as follows:

47.150. Odor. Odors shall be deemed unlawful if one (1) or more air contaminants migrate from the premises from which it originated ~~for a period exceeding thirty (30) minutes' duration and interferes with the reasonable and comfortable use and enjoyment of property that can be confidently detected at a Dilution to Threshold (D/T) ratio of seven (7) dilutions of filtered to contaminated air or greater by an authorized City of Minneapolis staff member using a field olfactometer at the nearest point of human activity on an adjacent property with an initial observation followed by a second observation at least fifteen (15) minutes later within a one hour period.~~

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted, as amended.

COUNCIL ACTION 2018A-0443

The Minneapolis City Council hereby:

1. Authorizes a five-year Renewable*Connect contract with Xcel Energy for 19.2 million kilowatt hours (kWh) annually.
2. Authorizes a five-year Renewable*Connect contract with Xcel Energy for 23.2 million kWh annually.
3. Authorizes termination of Contract No. C-43389, dated June 2017, at the request of Xcel Energy, for 17.8 million kWh of Renewable*Connect electricity.
4. Authorizes a new 10-year Renewable*Connect contract with Xcel Energy for 17.8 million kWh annually.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

**The TRANSPORTATION & PUBLIC WORKS Committee submitted the following reports:
COUNCIL ACTION 2018A-0444**

The Minneapolis City Council hereby:

1. Approves the following Council appointments to the Bicycle Advisory Committee (BAC) for two-year terms, beginning June 1, 2018, and ending May 31, 2020: Emily Smoak, Seat 2, Ward 2; Erica Dani, Seat 4, Ward 4; Aaron Shaffer, Seat 8, Ward 8; Emily Wade, Seat 10, Ward 10; and Elizabeth Johnston, Seat 13, Ward 13.
2. Approves the following Council reappointments to the Bicycle Advisory Committee (BAC) for two-year terms beginning June 1, 2018, and ending May 31, 2020: Dan Miller, Seat 1, Ward 1; Chris Linde, Seat 3, Ward 3; Georgianna Yantos, Seat 5, Ward 5; Matthew Hendricks, Seat 6, Ward 6; Richard Anderson, Seat 7, Ward 7; Elissa Schufman, Seat 9, Ward 9; Paul Frenz, Seat 11, Ward 11; and Nick Mason, Seat 12, Ward 12.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Resolution 2018R-194 adopting the Minneapolis Stormwater Management Program and National Pollutant Discharge Elimination System (NPDES) Municipal Separate Storm Sewer System (MS4) Phase I Permit Report for 2017 Activities.

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

RESOLUTION 2018R-194

By Reich

Adopting the Minneapolis Stormwater Management Program and National Pollutant Discharge Elimination System (NPDES) Municipal Separate Storm Sewer System (MS4) Phase I Permit Report for 2017 Activities.

Whereas, the City of Minneapolis is committed to improving water quality in the lakes, wetlands, streams, and Mississippi River; and

Whereas, on January 21, 2011, the City of Minneapolis was issued National Pollutant Discharge Elimination System (NPDES) Municipal Separate Storm Sewer System (MS4) Permit No. MN0061018 (Permit); and

Whereas, the Stormwater Management Program was prepared in accordance with the Permit, was approved by the Minnesota Pollution Control Agency (MPCA) in 2013, and was updated in 2014 and in 2015 and provided to the MPCA; and

Whereas, as required under the Permit, a public hearing was held on June 5, 2018; and

Whereas, the Annual Report for 2017 Activities will now be submitted to the Minnesota Pollution Control Agency;

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

That the Minneapolis City Council hereby adopts the Stormwater Management Program and the Annual Report on 2017 Activities.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Resolution 2018R-195 ordering the work to proceed and adopting the special assessments for the 34th Ave S Street Reconstruction Project No. 6753.

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

RESOLUTION 2018R-195

By Reich and Warsame

Ordering the work to proceed and adopting the special assessments for the 34th Ave S Street Reconstruction Project No. 6753.

Whereas, a public hearing was held on 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 the proposed improvements as designated in Resolution 2018R-110 passed April 13, 2018, to consider the proposed special assessments as on file in the Office of the City Clerk, 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-110, passed April 13, 2018.

Be It Further Resolved that the proposed special assessments in the total amount of \$1,436,233.92 for the 34th Ave S Street Reconstruction Project (Levy 01026, Project 6753C, CPV087, Municipal State Aid (MSA) Street No. 247), as on file in the City Engineer's Special Assessment Office, be and hereby are 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 twenty (20) with the interest charged at the rate of 4.6%, with collection of the special assessments to begin on the 2020 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) with the interest charged at the rate of 3.6%, with collection of the special assessments to begin on the 2020 real estate tax statements.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Resolution 2018R-196 requesting the Board of Estimate and Taxation to issue and sell City of Minneapolis bonds in the amount of \$1,436,235 for the purpose of paying the assessed cost of street improvements in the 34th Ave S Street Reconstruction Project, Special Improvement of Existing Street No. 6753.

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

RESOLUTION 2018R-196

By Reich and Warsame

Requesting the Board of Estimate and Taxation to issue and sell City of Minneapolis bonds in the amount of \$1,436,235 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 34th Ave S (Municipal State Aid (MSA) Street No. 247) Street Reconstruction Project, Special Improvement of Existing Street No. 6753 (CPV087), to be assessed against benefited properties as estimated by the City Council, which assessments shall be collectible in twenty (20) successive annual installments, payable in the same manner as real estate taxes.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Resolution 2018R-197 ordering the City Engineer to abandon and remove the areaways located in the public street right-of-way that are in conflict with the street reconstruction projects in the 34th Ave S project area.

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

RESOLUTION 2018R-197
By Reich and Warsame

Ordering the City Engineer to abandon and remove the areaways located in the public street right-of-way that are in conflict with the street reconstruction projects in the 34th Ave S project area.

Whereas, the City of Minneapolis has scheduled the reconstruction starting in 2019 in the 34th Ave S (Municipal State Aid (MSA) Street No. 247) project area of Minneapolis; and

Whereas, there are areaways located in the public street right-of-way that are in conflict with said reconstruction; and

Whereas, a public hearing was held on June 5, 2018, in accordance Minneapolis City Charter, Article IX, Section 9.6(c), and Minneapolis Code of Ordinances, Sections 24.110 and 95.90, to consider the proposed abandonment and removal of the above-mentioned areaways and to consider all written and oral objections and statements regarding the proposed areaway abandonment and removal;

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

That the City Engineer is hereby ordered and directed to abandon and remove the conflicting areaways located in the public street right-of-way adjoining the properties along both sides of 34th Ave S (Municipal State Aid (MSA) Street No. 247) from the intersection of 58th St E to E Minnehaha Pkwy.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2018A-0445

The Minneapolis City Council hereby authorizes a contract with Alliance for Sustainability, in an amount not to exceed \$37,000 per year, for Litter Be Gone™ event management and implementation services for a term of three years, with the option to extend the contract on an annual basis for two additional years.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

Approved by Mayor Jacob Frey 6/18/2018.

(Published 6/19/2018)

COUNCIL ACTION 2018A-0446

The Minneapolis City Council hereby authorizes a contract with Progressive Rail, Inc., in the amount of \$156,600, for the purpose of upgrading the existing railroad crossings at two locations within the 61st St W Street Reconstruction Project No. 2288 (CPV103).

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

Approved by Mayor Jacob Frey 6/18/2018.

(Published 6/19/2018)

COUNCIL ACTION 2018A-0447

The Minneapolis City Council hereby authorizes a contract with CHA Consulting, Inc., in the amount of \$7,500, for review of pre-construction documents and review of the geotechnical monitoring plan for the installation of City storm sewer under the Canadian Pacific Rail tracks crossing on 61st St W.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Resolution 2018R-198 authorizing approval of appraised value, offer of compensation, and acquisition by eminent domain for pipeline easement.

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

RESOLUTION 2018R-198

By Reich

Authorizing approval of appraised value, offer of compensation, and acquisition by eminent domain for pipeline easement.

Whereas, the City installed an underground water main beneath Aldrich Avenue approximately 100 years ago ("Pipeline"). The Pipeline crosses beneath a railway corridor currently owned by BNSF Railway Company ("BNSF") in the following location: at or near the station of Minneapolis, County of Hennepin, State of Minnesota, Line Segment 0022, Mile Post 12.13 as shown on the attached Drawing No. 70886, dated September 26, 2017, attached hereto as Exhibit A ("Premises"); and

Whereas, the City believes it owns an express or prescriptive easement for the Pipeline beneath the Premises, but to date has been unable to locate an express easement; and

Whereas, BNSF has not acknowledged the existence of the City's easement rights and will not agree that the City is entitled to access the Pipeline beneath the Premises absent execution of a BNSF license agreement demanding unbalanced and unacceptable terms; and

Whereas, the Pipeline has fallen into disrepair and requires an immediate temporary repair, followed by a permanent repair or replacement; and

Whereas, loss of the Pipeline would eliminate redundancy in this critical system, and would delay or prohibit required repairs in nearby segments of the system; and

Whereas, the City Council deems it necessary and expedient for the public health and welfare to repair and restore the Pipeline and to secure the City's legal right to enter to repair, maintain, and replace the Pipeline; and

Whereas, the City's century-long history of using the Pipeline has not interfered with the operation of the railway corridor; all Pipeline repair or replacement work must be performed to industry standards for a safe and durable water pipeline; and the City Council has no reason to believe continued use of the Pipeline will unreasonably interfere with railroad operations now or in the future; and

Whereas, it is necessary to acquire certain real property interests, as described and depicted in Exhibit B set forth below, in order to repair the Pipeline and secure the City's legal right to maintain, repair and replace the Pipeline ("Pipeline Easement"); and

Whereas, the City Council finds that it is reasonably necessary, proper, and convenient, and in the interest of the general welfare that the City acquire title to and possession of the Pipeline Easement; and

Whereas, the City Council finds that the urgent need to repair and restore the Pipeline makes it necessary to acquire title to and possession of the Pipeline Easement before the filing of the final report of the condemnation commissioners to be appointed by the district court; and

Whereas, the City has engaged an independent real estate appraiser to provide the City with the appraiser's opinion of damages caused by the City's acquisition of the Pipeline Easement needed for the Project;

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

1. That the acquisition of the Pipeline Easement is necessary and for a public purpose in furtherance of the Project;
2. That the proper City officers and agents are authorized and directed to acquire the Pipeline Easement needed for the Project by voluntary negotiation and, if necessary, through the exercise of the power of eminent domain;
3. That the proper City officers and agents are authorized and directed to make an offer of compensation for the Pipeline Easement consistent with the independent appraisal, and to attempt to negotiate the voluntary acquisition of the Pipeline Easement;

4. That the law firm of Kennedy & Graven, Chartered, is authorized and directed to take all steps necessary on behalf of the City to acquire through eminent domain the Pipeline Easement if it is not timely acquired by voluntary negotiation, including filing an action in eminent domain and using the quick take procedure under Minn. Stat. § 117.042;
5. That the City Public Works Director is authorized to approve the appraised value for the Pipeline Easement if the Public Works Director determines that the independent appraisal adequately reflects the fair market value thereof for the purposes of Minn. Stat. § 117.042.

EXHIBIT A

The Premises (see Easement Exhibit contained in Legislative File No. 2018-00647)

EXHIBIT B - WATER MAIN EASEMENT DESCRIPTION:

An easement for water main purposes 80.00 feet in width, over, under and across those parts of the following described property:

Lots 1, 2 and 3, Block 21, Groveland Addition to Minneapolis, according to the recorded plat thereof, Hennepin County, Minnesota, vacated Aldrich Avenue North, formerly 19th Street, vacated Chestnut Street, formerly Chestnut Avenue, as dedicated in said Groveland Addition to Minneapolis, the Northeast Quarter of the Northeast Quarter of Section 28, the Southeast Quarter of the Southeast Quarter of Section 21, all in Township 29, Range 24, said Hennepin County. The center line of said easement is described as follows:

Commencing at the northeast corner of the Northeast Quarter of said Section 28; thence North 89 degrees 40 minutes 03 seconds West, bearings based on Hennepin County Coordinate Grid, along the north line of said Northeast Quarter, a distance of 384.55 feet, thence North 09 degrees 30 minutes 44 seconds West a distance of 80.59 feet to the northeasterly extension of the southeasterly line of Block 3, McFarlane's Addition to Minneapolis and the point of beginning of said center line to be described; thence South 09 degrees 30 minutes 44 seconds East, a distance of 212.59 feet to the northwesterly line of HENNEPIN COUNTY REGIONAL RAILROAD AUTHORITY PROPERTY MAP NO. 10, according to the recorded map thereof and said center line there terminating.

The sidelines of said easement shall be prolonged or shortened to terminate along said northwesterly line, and the southeasterly line of said Block 3 and its northeasterly extension.

Said easement contains 16,995 square feet, more or less.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2018A-0448

The Minneapolis City Council hereby:

1. Authorizes the submittal of a series of applications for federal transportation funds through the 2018 Metropolitan Council's Regional Solicitation Program, as further set forth in Legislative File No. 2018-00649.
2. Authorizes the commitment of local funds to provide the required local match for the federal funding.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2018A-0449

The Minneapolis City Council hereby authorizes the acceptance of the low bid of Veit & Company, Inc., submitted on Official Publication No. 8564, in the amount of \$611,072.01, to provide all materials, labor, equipment, and incidentals for the construction of the Upton, Vincent, and 51st Ave N Sanitary Sewer Replacement 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: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2018A-0450

The Minneapolis City Council hereby authorizes the acceptance of the low responsive bid of Concrete Idea, Inc., submitted on Official Publication No. 8505, in the amount of \$639,900, to provide all materials, labor, equipment, and incidentals for the construction of Americans with Disabilities Act (ADA) pedestrian ramps 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: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2018A-0451

The Minneapolis City Council hereby authorizes the acceptance of the low bid of Meyer Companies, doing business as Pete's Water & Sewer, submitted on Official Publication No. 8568, in the amount of \$330,829.60, to provide all materials, labor, equipment, and incidentals for the construction of the

Girard Ave S Sanitary Sewer Replacement 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: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

The WAYS & MEANS Committee submitted the following reports:

COUNCIL ACTION 2018A-0452

The Minneapolis City Council hereby authorizes an increase to Contract No. C-43187 with Ebert Inc. in the amount of \$44,028.79, for fence improvements, pavement improvements, and some minor miscellaneous items that were not included in the scope of the Under Freeway Impound Lot Project.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2018A-0453

The Minneapolis City Council hereby authorizes an increase to Contract No. C-43587 with Northern Lines Contracting in the amount of \$81,465 for house deconstruction and removal of previously unknown additional underground debris related to the East Side Storage & Maintenance Facility Demolition Project.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2018A-0454

The Minneapolis City Council hereby accepts the low bid of Morcon Construction Co., Inc., submitted on Official Publication No. 8548, in the amount of \$1,470,000, to provide all materials, labor, equipment and incidentals necessary for the Minneapolis Convention Center Ductwork Replacement Project, and authorizes a contract for the project, all in accordance with City specifications.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2018A-0455

The Minneapolis City Council hereby accepts the sole bid of ReachMaster, Inc., submitted on Official Publication No. 8577 in the amount of \$147,000, to furnish and deliver a High Reach Aerial Lift for the Minneapolis Convention Center to service high reach lighting fixtures, as well as safely accommodate production installations for events, all in accordance with City specifications.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2018A-0456

The Minneapolis City Council hereby approves the settlement of the claim of Kristin Johnson by payment in the amount of \$9,000 to Kristin Johnson, and \$6,000 in attorneys' fees to Teske, Katz, Kitzer & Rochel, and authorizes the City Attorney's Office to execute any documents necessary to effectuate the settlement.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2018A-0457

The Minneapolis City Council hereby:

1. Authorizes a one-time transfer of \$25,000 from the City Coordinator's 2018 budget to the Community Planning & Economic Development (CPED) Department's budget for a renewable electricity sector workforce development assessment to be completed in 2018.
2. Passage of Resolution 2018R-199 transferring funds to the Community Planning & Economic Development Department (CPED) from the City Coordinator's Office.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

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

RESOLUTION 2018R-199
By Warsame and Fletcher

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 decreasing the appropriation in the City Coordinator's Office in the General Fund (00100-8400100) by \$25,000, and increasing the appropriation for the Community Planning and Economic Development Department in the General Fund (00100-8900610) by \$25,000. This appropriation transfer is one-time only.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

The ZONING & PLANNING Committee submitted the following reports:

COUNCIL ACTION 2018A-0458

The Minneapolis City Council hereby approves an amendment to the City's Comprehensive Plan to amend the Future Land Use Map for the properties located at 1000 N 3rd St and 1001 Washington Ave N to remove the Industrial Employment District and re-guide the sites from Industrial to Transitional Industrial land use in order to allow for residential development, and adopts the Findings of Fact of the City Planning Commission.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2018A-0459

The Minneapolis City Council hereby:

1. Approves an application submitted by Paul Halvorson to rezone (PLAN6332) the property located at 2535 Aldrich Ave S from the R2B Two-family District to the R3 Multiple-family District to convert from a duplex to a fourplex.
2. Passage of Ordinance 2018-022 amending Title 20, Chapter 521 of the Minneapolis Code of Ordinances relating to Zoning Code: Zoning Districts and Maps Generally.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

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

ORDINANCE 2018-022
By Schroeder
Intro & 1st Reading: 1/8/2018
Ref to: ZP
2nd Reading: 6/15/2018

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 parcel of land, pursuant to MS 462.357:

Lot 6, Block 6, TWENTYFIFTH STREET ADDITION TO MINNEAPOLIS (2535 Aldrich Ave S – Plate #18) to the R3 Multiple-family District.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

COUNCIL ACTION 2018A-0460

The Minneapolis City Council hereby:

1. Approves an application submitted by One Thousand 3rd, LLC and Bulk Storage, LLC to rezone (PLAN6210) the property located at 1000 N 3rd St to add the IL Industrial Living Overlay District to construct a new six-story mixed-use building with 129 dwelling units and 10,000 square ft. of commercial space.
2. Passage of Ordinance 2018-023 amending Title 20, Chapter 521 of the Minneapolis Code of Ordinances relating to Zoning Code: Zoning Districts and Maps Generally.

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

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

ORDINANCE 2018-023
By Schroeder
Intro & 1st Reading: 1/8/2018
Ref to: ZP
2nd Reading: 6/15/2018

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:

PID: 2202924210435

Parts of Lots 1, 2, and 3, Block 28, Bradford and Lewis's Addition to Minneapolis, described as follows:

Lots 1 and 2, Block 28, said addition, except part thereof commencing on the northwesterly line of Tenth Avenue North where the northeasterly line of Lot 1, Block 28, said addition, intersects said northwesterly line of Tenth Avenue North; thence northwesterly, parallel with Third Street and at right angles to said avenue, 110 feet more or less to the old Military Reserve Line; thence northeasterly on said line to line dividing Bassett, Moore and Cases's Addition from Bradford and Lewis's Addition; thence southeasterly to beginning.

Lot 3 in said Block 28, except that part thereof commencing at the northwesterly corner of said Lot 3; thence southeasterly along southwesterly line of said Lot 3, 40 feet; thence northeasterly in a straight line, parallel with the southeasterly line of said Lot 3, to the intersection of the northerly line of said Lot 3; thence westerly along said northerly line of said Lot 3, to point of beginning.

(Abstract Property)

AND

That part of Lot 3, in Block 28, of Bradford and Lewis's Addition to Minneapolis, described as follows: Commencing at the Northwesterly corner of said Lot 3; thence Southeasterly along the Southwesterly line of said Lot 3, 40 feet; thence Northeasterly in a straight line parallel with the Southeasterly line of said Lot 3 to the intersection of the Northerly line of said Lot 3; thence Westerly along said Northerly line to a place of beginning.

(Torrens Property, Certificate of Title No. 1443685)

(1000 N 3rd Street – Plate #19) to add the Industrial Living Overlay District

On roll call, the result was:

Ayes: Reich, Gordon, Fletcher, Cunningham, Ellison, Goodman, Jenkins, Cano, Schroeder, Johnson, Palmisano, President Bender (12)

Noes: (0)

Absent: Warsame (1)

Adopted.

REPORTS OF SPECIAL COMMITTEES

The EXECUTIVE Committee submitted the following report:

On motion by Jenkins, the appointed position of Director Operations and Engagement in the Regulatory Services Department, and associated salary schedule, was referred to the Ways & Means Committee.

NOTICE OF ORDINANCE INTRODUCTIONS

Cunningham and Reich gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of the following ordinances amending the Minneapolis Code of Ordinances, adding and amending provisions related to materials and waste reduction in the demolition and wrecking of residential dwellings:

1. Title 3, Chapter 59 relating to Air Pollution and Environmental Protection: Construction Activities.
2. Title 5, Chapter 87 relating to Building Code: Administration and Enforcement.
3. Title 5, Chapter 117 relating to Building Code: Wrecking.

Reich gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of an ordinance amending Title 18 of the Minneapolis Code of Ordinances relating to Traffic Code, adding a new Chapter 492 entitled "Low Power Vehicles" to regulate the operation and sharing of low power vehicles.

Fletcher gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of an ordinance amending Title 2, Chapter 41 of the Minneapolis Code of Ordinances relating to Administration: Information Governance, adding regulations addressing the privacy and security of data.

Goodman gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of the following ordinances amending the Minneapolis Code of Ordinances, amending provisions related to qualifications to apply for, obtain, or maintain a permit or license:

1. Title 1, Chapter 1 relating to General Provisions: In General.
2. Title 12, Chapter 244 relating to Housing: Maintenance Code.
3. Title 13, Chapter 259 relating to Licenses and Business Regulations: In General.
4. Title 20, Chapter 525 relating to Zoning Code: Administration and Enforcement.

INTRODUCTION & REFERRAL CALENDAR

Pursuant to notice, on motion by Johnson, the subject matter of the following ordinance was introduced, given its first reading, and referred to the Zoning & Planning Committee:

Amending Title 20, Chapter 551 of the Minneapolis Code of Ordinances relating to Zoning Code: Overlay Districts, amending regulations related to signs.

RESOLUTIONS

Resolution 2018R-200 recognizing the 50th Anniversary of the 1968 Federal Fair Housing Act and declaring Housing Equity in Minneapolis Day was adopted.

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

RESOLUTION 2018R-200

**By Jenkins, Reich, Gordon, Fletcher, Cunningham, Ellison,
Warsame, Goodman, Cano, Bender, Schroeder, Johnson, and Palmisano**

Recognizing the 50th Anniversary of the 1968 Federal Fair Housing Act and declaring June 21, 2018, Housing Equity in Minneapolis Day.

Whereas, Minneapolis has always been home to people of different races, ethnicities, and economic backgrounds; and

Whereas, beginning in 1910 racially-restrictive covenants began to be placed on property titles and homes in Minneapolis and within a few years, large swaths of the city were reserved for the exclusive use of people of the white race; and

Whereas, in the 1930s, the Federal Housing Administration's Home Owners' Loan Corporation (HOLC) linked race to lending practices, the federal government commissioned color-coded maps that delineated mortgage risks in different neighborhood leading to the practice known as "redlining," which dried up access to capital in neighborhoods that included people of color; and

Whereas, by 1940, most of the city's neighborhoods were off limits to African Americans to purchase homes, pushing them into specific areas; and

Whereas, residents of the Old Southside and near Northside built supportive communities that were bound together by racial solidarity and racism; and

Whereas, efforts to end racial discrimination in housing included adopting state legislation outlawing racially restrictive covenants in 1953 and fair housing legislation in 1961, and community campaigns such as the Greater Minneapolis Interfaith Fair Housing Program; and

Whereas, as a culmination of the national civil rights movement and in the wake of the murder of Rev. Dr. Martin Luther King, in 1968 the United States Congress passed the Fair Housing Act to reverse decades of residential discrimination and segregation and usher in a new era of housing equity and racial justice, including in Minneapolis; and

Whereas, the 2008 global mortgage crisis further decimated African American homeownership and housing security, by targeting African Americans and other communities of color with predatory lending; and

Whereas, in this year of 2018, Minneapolis residents face housing disparities as challenging as those of 50 years ago, with too many people not having safe, dignified housing, tenants of color being exploited, and homeownership rates for African-American households still among the lowest in the nation; and

Whereas, in Minneapolis and across the region, policy makers and community leaders are making affordable housing a top priority, and are working toward inclusive, community-centered processes to address the true barriers to fair housing; and

Whereas, tenants and community organizers are mobilizing against unfair housing practices by utilizing tools stemming from the Fair Housing Act, but also building power on their own terms and pressing for solutions based on community needs; and

Whereas, over a dozen organizations are coming together to present *Racism, Rent, and Real Estate: Fair Housing Reframed*, a series of events exploring the past, present and future of housing equity in Minneapolis, which will be kicked off at Sabathani Community Center on Thursday, June 21; and

Whereas, the housing equity events will educate Minneapolitans about our largely unrecognized history of housing discrimination; and

Whereas, the housing equity events will engage and surface knowledge from community members who have been impacted by housing challenges and discrimination; and

Whereas, the housing equity events will connect past racist policies and practices to current racial biases that impact housing; and

Whereas, the housing equity events will explore the benefits and the harms incurred in the name of the Fair Housing Act; and

Whereas, the housing equity events will broaden the discussion about housing by humanizing the issue and making it current and accessible to real people's lives; and

Whereas, the housing equity events will catalyze conversations that change the grand narrative and build political will; and

Whereas, the housing equity events will translate awareness into action;

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

That the Mayor and City Council do hereby declare Thursday, June 21, 2018, as Housing Equity in Minneapolis Day.

Resolution 2018R-201 declaring June 20 "World Refugee Day" in the City of Minneapolis was adopted.

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

RESOLUTION 2018R-201

**By Warsame, Reich, Gordon, Fletcher, Cunningham, Ellison
Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, and Palmisano**

Declaring June 20 "World Refugee Day" in the City of Minneapolis.

Whereas, throughout the course of history, and even into modern times, there have arisen conflicts between nations and peoples which have inhibited and assailed the freedom and safety of countless men, women, and children around the world; and

Whereas, during these trying times, many courageous individuals have made—and continue to make—the difficult decision to leave their native country in search of safety and opportunity, with more than 23.5 million refugees and more than 65 million displaced persons across the globe today as the result of persecution, conflict, violence, human rights violations, and terror; and

Whereas, the greatness of the United States stems from the rich diversity of its people who, for generations, have come from across the world to settle here and to contribute to the multifaceted fabric of our society, our culture, and our economy; and

Whereas, since 1980, the United States Refugee Act has represented this nation’s commitment to protecting refugees through resettlement and asylum programs, and the State of Minnesota and the City of Minneapolis have been active and proud supporters of those programs; and

Whereas, on December 4, 2000, the United Nations passed a resolution declaring June 20 to be “World Refugee Day” to honor the courage and determination of those who are forced to leave their homes and loved ones; and

Whereas, the City of Minneapolis is the proud home to a number of immigrants and refugees who have helped shape and continue to influence our social, cultural, and economic diversity and prosperity, fundamentally enriching the extraordinary character of this singular community of many communities;

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

That the Mayor and City Council hereby declare June 20, 2018, to be “**WORLD REFUGEE DAY**” in the City of Minneapolis, joining with thousands of other local communities across the world and with refugees and their families, friends, and allies to commemorate the millions of men, women, and children forced to flee their homes and seek shelter as the result of persecution, conflict, violence, human rights violations, and terror.

Be It Further Resolved that the Mayor and Council honor the numerous contributions offered to this community by its refugees, honors their resiliency, and pledges to continue support for refugees through housing, employment, healthcare, and meaningful community connections.

Be It Further Resolved that the Mayor and Council recognize and celebrate the hard-earned wisdom, diverse experiences, and unceasing courage of refugees, both in Minneapolis and across the world, who enrich and strengthen the fabric of communities that have welcomed them.

Be It Further Resolved that the Mayor and Council also call upon federal and state political leaders to work together and with leaders from other nations to end the strife and persecution that gives rise to refugee crises and to provide care, support, and protection for those refugees who have been forced to flee. The Mayor and Council recognize that the U.S. refugee protection and resettlement program has enjoyed bipartisan support for more than thirty years, and encourage national leaders to continue those programs which offer critical services to vulnerable refugees and helps to unite families fractured by forced migration.

Be It Further Resolved that the Mayor and Council also call upon all residents of the great City of Minneapolis to commemorate this day by honoring the bravery and sacrifices of refugees who have resettled in our community, providing a warm welcome and a safe harbor for those individuals and families who now call Minneapolis their home.

ADJOURNMENT

On motion by Jenkins, the meeting was adjourned to Room 315, City Hall, for the purpose of discussing the litigation matter of Gorsegrner v. City of Minneapolis.

The City Clerk announced, based on notice from the Attorney's Office, the session would need to be rescheduled to another meeting date.

On motion by Jenkins, the meeting was adjourned.

Casey Joe Carl,
City Clerk