

**OFFICIAL PROCEEDINGS
MINNEAPOLIS CITY COUNCIL**

**REGULAR MEETING OF
SEPTEMBER 27, 2019**

(Published October 5, 2019, 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, Jeremiah Ellison, Abdi Warsame, Lisa Goodman, Andrea Jenkins, Alondra Cano, Lisa Bender, Jeremy Schroeder, Andrew Johnson, Linea Palmisano.

Absent – Council Member Phillippe Cunningham.

Jenkins moved adoption of the agenda.

Bender moved to amend the agenda to include under the Order of Adjournment the legal matter in re Appeal of Implementation of Section 621(a)(1) of the Cable Communications Policy Act of 1984 as Amended by the Cable Television Consumer Protection and Competition Act of 1992 as part of the closed session.

The agenda, as amended, was adopted.

On motion by Jenkins, the minutes of the regular meeting of September 13, 2019, 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 October 3, 2019. 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 report:
COUNCIL ACTION 2019A-0766**

The Minneapolis City Council hereby approves the application for Snack Bar, 800 WASHINGTON AVE N Minneapolis, MN, (Ward 3) submitted by Snack Bar LLC, BLLiquor, LIC379543, for an On Sale Liquor with

Sunday Sales, No Live Entertainment 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, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Cunningham (1)

Adopted.

Approved by Mayor Jacob Frey 9/30/2019.

(Published 10/1/2019)

COUNCIL ACTION 2019A-0767

The Minneapolis City Council hereby approves the application for LOWRY HILL MEATS, 1934 HENNEPIN AVE Minneapolis, MN, submitted by LOWRY HILL MEATS LLC, BLWine, LIC382428, for an On Sale Wine with Strong Beer, No Live Entertainment 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, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Cunningham (1)

Adopted.

Approved by Mayor Jacob Frey 9/30/2019.

(Published 10/1/2019)

Goodman moved to delete from the agenda the matter of the revocation of the On Sale Liquor with Sunday Sales, No Live Entertainment License for Encore Karaoke & Sushi Lounge, 2111 FRANKLIN AVE E Minneapolis, MN, (Ward 6), held by Encore Entertainment Group INC, BLLiquor, LIC78301, as outstanding fines and fees owed to the City of Minneapolis have been paid.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0768

The Minneapolis City Council hereby rescinds Resolution 2012R-390, adopted July 20, 2012, and adopts a new Business License Operating Conditions Agreement for UPTOWN THEATRE, 2906 HENNEPIN AVE Minneapolis, MN, (Ward 7) submitted by CINEMA BEVERAGES HOLDING CO LLC, BLAmend, LIC382816, allowing the applicant to retain the On Sale Liquor, General Entertainment License, subject to adherence with the conditions contained therein, which are as follows:

1. Licensee will not have live bands.
2. Licensee will not have dance events.
3. Licensee will not have plays or burlesque shows.

4. Licensee's exit doors will be closed during all performances.
5. All patrons who order and/or consume alcoholic beverages must wear a wristband designating they are of legal drinking age. A two drink limit, per person, per trip to the bar, will be enforced.
6. Security staff members will have uniforms/suits that clearly identify them as security.
7. Security staff will ensure that the auditorium will be checked every half hour and will check patrons for wristband usage.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

Approved by Mayor Jacob Frey 9/30/2019.

(Published 10/1/2019)

COUNCIL ACTION 2019A-0769

The Minneapolis City Council hereby approves the Business License Operating Conditions Agreement for Stokeyard Outfitters SBP, submitted by Sauna Society Builders, BLGeneral, LIC382503, allowing the applicant to obtain an Innovative/Emerging Small Business Pilot Program Permit, subject to final inspection and compliance with the conditions contained therein, which are as follows:

1. Licensee will not operate without a valid permit issued by the Business License Division of Minneapolis.
2. Licensee shall follow all traffic laws, parking rules and posted signage as described in MCO188.485.
3. Licensee shall not operate within 100 feet of a similar business, unless written permission is given.
4. Licensee shall not operate on private property without written permission from a manager or owner of the property.
5. Licensee shall not operate any such business within 500 feet of any city, county, or state fair, carnival, circus, festival, farmer's market or civic event that is licensed or sanctioned by the city council, or similar event authorized by a permit issued by the park board, except when the licensee has obtained written approval as being a participant under the auspices and control of such event, and, if applicable, written consent in the form of a permit, agreement, or other required written authorization from the Park Board.
6. Licensee shall not operate any such business within 500 feet of a controlled entrance to a regional sports arena or facility, except when the licensee has obtained written permission from the owner and furnished such written permission to the Licensing Official at least 15 days in advance of such use.
7. Licensee shall not operate any such business within 200 feet of Park Board property without written consent in the form of a permit, agreement, or other required written authorization from the Park Board.
8. Licensee shall not operate more than 3 mobile sauna units on private property at any-given time.
9. Hours of operation shall be limited to the hours between 6:00 a.m. to 10:00 p.m. Sunday – Thursday, 6:00 a.m.- 11:00 p.m. Friday- Saturday.
10. Licensee shall be responsible for all litter and garbage left by customers.

11. Licensee shall obey any lawful order of a Police officer, Traffic Control Agent or other License Inspector.
12. Patrons will remain clothed during entire session in the sauna.
13. If a shower is provided, shower system will have a curtain to shield from view of other patrons and the public.
14. Licensee agrees not to operate as an adult entertainment establishment.
15. Shall have fire extinguishing equipment available.
16. Licensee shall not violate any Federal, State or City laws.
17. Licensee agrees to review operation and operating conditions with Business Licensing on an annual basis.
18. License may be revoked.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

Approved by Mayor Jacob Frey 9/30/2019.

(Published 10/1/2019)

On behalf of the Economic Development & Regulatory Services Committee, Goodman offered Resolution 2019R-271 authorizing the issuance of up to \$82,000,000 in tax-exempt revenue bonds for Allina Health System, a Minnesota nonprofit corporation providing health care service in Minneapolis and the surrounding area.

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

**RESOLUTION 2019R-271
By Goodman**

Authorizing the issuance and sale of revenue bonds of the City and the Housing and Redevelopment Authority of the City of Saint Paul on behalf of Allina Health System and the execution of documents.

Whereas, this Council has received a proposal from Allina Health System, a Minnesota nonprofit corporation (the "Corporation") that the City of Minneapolis (the "City"), acting jointly with the Housing and Redevelopment Authority of the City of Saint Paul, Minnesota (the "HRA," and together with the City, the "Issuer") issue its revenue bonds (the "Bonds") under Minnesota Statutes, Sections 469.152 to 469.165 (the "Act"), in one or more tax-exempt series, for the purpose of (i) refunding all or a portion of the Issuer's Health Care System Revenue Bonds, Series 2009A-1 (Allina Health System) and Health Care System Revenue Bonds, Series 2009A-2 (Allina Health System) and (ii) paying capitalized interest, costs of issuance, swap termination payments or a reserve fund, if any, with respect to the Bonds and obligations refunded thereby (collectively, the "Refunding"); and

Whereas, this Council hereby finds that the issuance and sale of up to \$82,000,000 in aggregate principal amount of the Bonds in one or more tax-exempt series under the authority contained in the Act to finance the costs of the Refunding would promote the purposes contemplated and described in Section 469.152 of the Act and further promote the public purposes and legislative objectives of the Act by providing the City and surrounding area with necessary healthcare facilities, is in the best interest of the City, and the City hereby determines to issue and sell such Bonds jointly with the HRA; and

Whereas, in connection with the issuance of the Bonds, the City and the HRA propose to enter into a Joint Powers Agreement (the “Joint Powers Agreement”), a draft of which has been made available to the Council prior to this meeting and which has been reviewed to the extent deemed necessary; and

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

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

Whereas, pursuant to one or more Trust Indentures for each series of Bonds (each a “Bond Indenture”) to be entered into between the City, the HRA and Wells Fargo Bank, National Association, as Trustee (the “Bond Trustee”), drafts of which have been made available to the Council prior to this meeting and which have been reviewed to the extent deemed necessary, the City assigns and pledges all of its right, title and interest in the Loan Agreement with respect to such Bonds (other than the rights specifically retained by the Issuer including, but not limited to, indemnification and administrative fees and expenses), the Obligation with respect to such series of Bonds, the Master Indenture and the Supplemental Indentures to the Bond Trustee. In addition, the Bond Indenture for each series of Bonds, among other things, sets the interest rates, maturity dates and redemption provisions for such series of Bonds, establishes the various funds and accounts for the deposit and transfer of money and contains other provisions which are required by the Act or which are permitted by the Act and which the Issuer and the Corporation deem necessary or desirable in connection with the sale of such series of Bonds; and

Whereas, the Bonds will be special limited obligations of the Issuer payable solely from amounts payable under the Obligations by the Corporation and other members of the Obligated Group under the Master Indenture, other than to the extent payable from the proceeds of the Bonds. The Bonds shall not be

payable from or charged upon any funds other than the revenue pledged to the payment thereof, nor shall the City or the HRA be subject to any liability thereon. No holder or holders of any Bond shall ever have the right to compel any exercise of the taxing power of the City or the HRA to pay any such Bond or the interest thereon, nor to enforce payment thereof against any property of the City or the HRA except the Obligations. The Bonds shall not constitute a debt of the City or the HRA within the meaning of any charter, constitutional or statutory limitation; and

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

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

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

That in order to provide for the financing of the costs of the Refunding, the City hereby authorizes the issuance of the Bonds as revenue bonds under the Act in one or more tax-exempt series, in the aggregate principal amount of up to \$82,000,000. The City Finance Officer is hereby authorized to approve the purchase price of the Bonds, the aggregate principal amount of the Bonds, provided that such principal amount is not in excess of \$82,000,000, the maturity schedule of the Bonds, provided that the Bonds mature at any time or times in such amount or amounts not exceeding eleven years from the date of issuance thereof, the provisions for prepayment and redemption of the Bonds prior to their stated maturity, and the initial interest rates for any series of Bonds, provided that no initial interest rate exceeds 6.00% per annum. Such approval for a series of the Bonds shall be conclusively evidenced by the execution of the Bond Purchase Contract for such series of Bonds as provided herein by the City Finance Officer.

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

Be It Further Resolved that the Bond Indentures, the Loan Agreements and the Joint Powers Agreement heretofore or herewith provided to the Council are hereby made a part of this Resolution as fully as though set forth in full herein and are hereby approved in the form made available to the Council prior to this meeting, and the City Finance Officer is hereby authorized and directed to execute, acknowledge and deliver such Bond Indentures, the Loan Agreements and the Joint Powers Agreement on behalf of the City

with such changes, insertions and omissions therein as do not change the substance of the Bond Indentures, Loan Agreements or the Joint Powers Agreement and as may be approved by the City Finance Officer, such approval to be evidenced conclusively by the execution of such Bond Indentures, the Loan Agreements, and the Joint Powers Agreement.

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

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

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

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

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

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

Be It Further Resolved that of the administrative fee of the City and of the HRA with respect to the Bonds, [50]% of such amount shall be paid to the City and [50]% of such amount shall be paid to the HRA.

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

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0770

The Minneapolis City Council hereby authorizes an interim lease for a portion of Upper Harbor Terminal Parcels 4 and 5 with North Star Community Rowing for three partial-year seasons ending October 31, 2021, with abatable rent up to \$10,080.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

The ENTERPRISE Committee submitted the following report:

COUNCIL ACTION 2019A-0771

The Minneapolis City Council hereby authorizes extensions of Contract No. C-41543 with Assessment Associates International; Contract No. C-41592 with Curphy Leadership Solutions; and Contract No. C-41540 with DRI Consulting for up to an additional four months through Feb 29, 2020, for management assessment in the selection of candidates for executive and managerial level positions at the city.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0772

The Minneapolis City Council hereby authorizes an extension to Contract No. C-38180 with Sierra-Cedar, Inc. through Dec 31, 2020, for the PeopleSoft module implementation.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0773

The Minneapolis City Council hereby authorizes the issuance of a Request for Proposals (RFP) for management of the City's three public access channels and to provide community media services on behalf of residents. The RFP will be issued pending Permanent Review Committee (PRC) review and approval and will be informed by staff work over the previous year.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

On behalf of the Enterprise Committee, Palmisano offered Resolution 2019R-272 honoring Jeff Schneider for his service to the City of Minneapolis.

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

RESOLUTION 2019R-272

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

Honoring Jeff Schneider for his service to the City of Minneapolis.

Whereas, Jeff Schneider has dedicated over thirty-five years of full-time service to the City of Minneapolis;
and

Whereas, Mr. Schneider's tenure and commitment to increasing the rigor of City government and importance of connecting the City to its residents and agency partners have improved the ability for leaders in the organization to govern, staff to be effective, and community members to stay connected;
and

Whereas, Mr. Schneider started his career at the City as a Community Crime Specialist in 1982 where, over the course of two years, he organized over 300 block groups throughout the 5th Precinct; and

Whereas, after a brief break, Mr. Schneider returned to the City in a political capacity as an aide in Mayor Fraser's Office where he helped to organize a Mississippi River clean-up, plan for a citywide "Congress of

Neighborhoods” meeting, and was a part of the early conceptual planning for what became known as the Neighborhood Revitalization Program; and

Whereas, Mr. Schneider pivoted his career to Finance where he led with his passion for transparency, accountability, and data-driven decision making; and

Whereas, during his first six years in Finance, Mr. Schneider participated on a staff team that took a deep look at the City’s budget process, resulting in a streamlined process and more authority – and accountability – to departments, and renegotiated relationships with the independent Park and Library Boards; and

Whereas, during his second six years in Finance, Mr. Schneider was a part of the City’s first formal internal consulting team, then called the “Management Analysis Division” where, among many accomplishments, Mr. Schneider was a part of the 1999 staff team that laid the framework for the City’s current performance management efforts, including department performance reporting, resident surveys, and employee surveys; and

Whereas, Mr. Schneider then moved to the Community Planning and Economic Development Department where he drew on his extensive neighborhood and analytical experience to support the economic outcomes for all City residents, including expanding the scope and reach of the Minneapolis Trends quarterly report, and leading the City’s outreach and promotion efforts for the 2010 Census which resulted in Minneapolis having the highest voluntary return rate among Cities over 300,000 people; and

Whereas, Mr. Schneider has concluded his career at the City with major accomplishments, including working with the Borchert Map Library at the University of Minnesota to archive and digitize 70 years of City aerial photographs, developing the City’s Financial Transparency website, negotiating master contracts with the University of Minnesota for research and space usage, and leading the staff team that established the working relationship with the Minneapolis Federal Reserve Bank and multiple state agencies to support an economic impact study of the City’s minimum wage; and

Whereas, Mr. Schneider’s many accomplishments and contributions to city government have had a significant impact on improving the lives of the people of Minneapolis;

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

That the Mayor and City Council do hereby commend Jeff Schneider for his dedication and exemplary service to the City of Minneapolis, presented with deep gratitude and appreciation by the Mayor and Council Members for his outstanding commitment to the City.

Be It Further Resolved that the Mayor and City Council congratulate Jeff Schneider for his many significant accomplishments and wish him the best in his retirement.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

The HOUSING POLICY & DEVELOPMENT Committee submitted the following report:

COUNCIL ACTION 2019A-0774

The Minneapolis City Council hereby:

1. Passage of Resolution 2019R-273 approving the sale of the properties at 3315 Thomas Ave N for \$20,400 and 3637 Emerson Ave N for \$12,600, (Disposition Parcel Nos. MH-163 and MH-162), to Jenny Investments LLC, subject to conditions.
2. Authorizes agreements with Jenny Investments LLC or affiliated entity, and authorizing the Community Planning & Economic Development Director to make modifications.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

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

RESOLUTION 2019R-273

By Gordon

Authorizing sale of land Disposition Parcels Nos. MH-163 & MH-162, under the Minneapolis Homes Program at 3315 Thomas Ave N and 3637 Emerson Ave N.

Whereas, the City of Minneapolis, hereinafter known as the City, has received an offer to purchase and develop Disposition Parcels MH-163 & MH-162, in the Cleveland and Folwell neighborhoods, from Jenny Investments LLC, hereinafter known as the Redeveloper, the Parcels MH-163 & MH-162, being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota to wit:

LEGAL DESCRIPTIONS:

MH-163; 3315 Thomas Ave N: Lot 5, Block 9, Branham and Greenleaf's Addition to Minneapolis; and

MH-162; 3637 Emerson Ave N: Lot 6, Block 11, Walton Park; and

Whereas, the Redeveloper has offered to pay the sum of \$20,400 for Parcel MH-163 & \$12,600 for Parcel MH-162 to the City for the land, and the Redeveloper's proposal is in accordance with the applicable Redevelopment Plan and/or Program; and

Whereas, the Redeveloper has submitted to the City a statement of financial responsibility and qualifications; and

Whereas, the City has had the re-use value reviewed by an appraisal expert, stating that the re-use value opinion is consistent with the accepted methods in aiding the City in determining a re-use value for the Parcel; and

Whereas, pursuant to due notice thereof published in *Finance and Commerce* on September 6, 2019, a public hearing on the proposed sale was duly held on September 18, 2019, at the regularly scheduled Housing Policy and Development Committee meeting of the City Council, at the Minneapolis City Hall, 350 S 5th St, Room 317, at 1:30 p.m., in the City of Minneapolis, County of Hennepin, State of Minnesota;

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

That the re-use value for uses in accordance with the Redevelopment Plan and/or Program is hereby determined to be the sum of \$20,400 for Parcel MH-163 & \$12,600 for Parcel MH-162.

Be It Further Resolved that the acceptance of the offer and proposal is hereby determined to be in the best interests of the City and its people and that the transaction furthers the City's general plan of economic development in accordance with the City's approved disposition policy and it is further determined that the Redeveloper possesses the qualifications and financial resources necessary to acquire and develop the parcel in accordance with the Redevelopment Plan and/or Program.

Be It Further Resolved that the proposal be and the same is hereby accepted, subject to the execution of a contract for the sale of land and further subject to the following conditions: 1) land sale closing must occur on or before 180 days from the date this Resolution is approved by the City; and 2) payment of holding costs of \$1000.00 per month if the land sale closing does not occur on or before the closing deadline.

Be It Further Resolved that the sale conditions described above may be waived or amended with the approval of the Department of Community Planning & Economic Development Director.

Be It Further Resolved that upon publication of this Resolution, the Finance Officer or other appropriate official of the City be and the same is hereby authorized to execute and deliver the contract to the Redeveloper; provided, however, that this Resolution does not constitute such a contract and no such contract shall be created until executed by the Finance Officer or other appropriate official of the City.

Be It Further Resolved that the Finance Officer or other appropriate official of the City is hereby authorized to execute and deliver a conveyance of the land to the Redeveloper in accordance with the provisions of the executed contract and upon payment to the City for the purchase price thereof; 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: Reich, Gordon, Fletcher, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Cunningham (1)

Adopted.

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

COUNCIL ACTION 2019A-0775

The Minneapolis City Council hereby:

1. Passage of Ordinance 2019-041 amending Title 10, Chapter 188 of the Minneapolis Code of Ordinances relating to Food Code: Administration and Licensing, adding a new section to create a micro wholesaler food license endorsement allowing for the sale of qualifying retail food products through shelf space lease arrangements.
2. Approves an amendment to the License Fee Schedule to add annual license fees for Micro Wholesale Food License Endorsements.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

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

ORDINANCE 2019-041
By Fletcher
Intro & 1st Reading: 8/23/2019
Ref to: PECE
2nd Reading: 9/27/2019

Amending Title 10, Chapter 188 of the Minneapolis Code of Ordinances relating to Food Code: Administration and Licensing.

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

Section 1. That Chapter 188 of the above-entitled ordinance be amended by adding thereto a new Section 188.325 to read as follows:

188.325. Micro wholesaler food license endorsement. (a) To the extent authorized by law and by any effective delegation agreement between the Minnesota Department of Agriculture or the Minnesota Department of Health, an otherwise properly licensed retail food establishment, known as a lessee, may obtain a micro wholesaler food license endorsement allowing for the sale of its qualifying products through a shelf space lease arrangement at other properly licensed retail food establishments, known as lessors, within the City of Minneapolis, subject to the terms of this section.

(b) Both the lessee and lessor retail food establishments must operate under otherwise valid licenses or permits issued by the City of Minneapolis.

(c) All retail food products shall be properly labeled, containing all features except mark of inspection, and in consumer size packaging.

(d) The lessee shall sell only to consumers, in normal retail quantities, using federally or state-inspected meat or poultry ingredients, and ingredients from an approved source, and must maintain and make available for inspection records, such as bills of sale, which fully and accurately disclose all transactions, including those sales transactions from the lessee to the consumer, at the location where the product is

prepared and at the lessor location. The lessee shall monitor their gross annual sales by retail and by consignment to ensure that no more than 50 percent of gross annual sales are attributed to this micro wholesale arrangement. The lessee must maintain ownership of the product until sold to the consumer and may not transfer ownership of the product to the lessor establishment.

(e) The lessor establishment shall sell only to consumers, in normal retail quantities. The lessor may collect the payment on behalf of the lessee and forward it to the lessee, minus any agreed-upon commission or fees.

(f) The lessee shall make application for the appropriate wholesaler food license endorsement, providing all information required by this Code. A Tier One wholesaler food license endorsement shall allow the lessee to sell its products at up to five (5) qualifying retail food establishments. A Tier Two wholesaler food license endorsement shall allow the lessee to sell its products at up to ten (10) qualifying retail food establishments. The fees for each tier shall be as established in the license fee schedule.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0776

The Minneapolis City Council hereby approves the Council appointment of Aaron Hurley, Seat 20, Ward 7 (Member at Large), to the Public Health Advisory Committee for a two-year term, beginning Jan 1, 2019, and ending Dec 31, 2020.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0777

The Minneapolis City Council hereby authorizes an agreement with the Centers for Disease Control and Prevention (CDC) to host an Associate from the Public Health Associates Program (PHAP) in the Minneapolis Health Department for a two-year period, beginning Oct 15, 2019.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

On behalf of the Public Health, Environment, Civil Rights, and Engagement Committee, Cunningham offered Resolution 2019R-274 accepting a donation from the Robert Wood Johnson Foundation of travel

and lodging expenses for Patty Bowler, Director of Policy & Community Programs, to represent the Health Department at the Robert Wood Johnson Foundation (RWJF) Roundtable on law and policy on September 19-20, 2019, in Philadelphia, Pennsylvania.

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

RESOLUTION 2019R-274
By Cunningham

Accepting donation from The Robert Wood Johnson Foundation of travel and lodging expenses for Patty Bowler, Director of Policy & Community Programs, to attend The Robert Wood Johnson Foundation’s Healthy Communities Roundtable, in Philadelphia, Pennsylvania, on September 19 – 20, 2019.

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 forth below to the city:

Name of Donor - Robert Wood Johnson Foundation.

Gift - Travel and lodging expenses for staff to travel to The Robert Wood Johnson Foundation’s Healthy Communities Roundtable, in Philadelphia, Pennsylvania.

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 Health, Law and Policy formation, as allowed by law; and

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 donations described above are hereby accepted and shall be used for Health, Law and Policy formation as it relates to Minneapolis communities.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

On behalf of the Public Health, Environment, Civil Rights, and Engagement Committee, Cunningham offered Resolution 2019R-275 accepting a donation from Cities for Action of one night lodging, airfare, and travel-related expenses for Michelle Rivero, Director of the Office of Immigrant and Refugee Affairs

(OIRA), to attend the immigration-related conference entitled "Cities for Action Convening" on September 22-23, 2019, in Seattle, Washington.

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

RESOLUTION 2019R-275
By Cunningham

Accepting donation from Cities for Action of lodging and round-trip airfare for Michelle Rivero, Director of the Office of Immigrant and Refugee Affairs (OIRA) to attend immigration related conference entitled “Cities for Action Convening” in Seattle Washington on September 22-23, 2019.

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 forth below to the city:

Name of Donor – Cities for Action

Gift – round-trip airfare (Minneapolis/Seattle) and 1 night’s lodging in Seattle to attend immigration conference

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

Whereas, the offered donation will assist the city in communicating with other Offices of Immigrant and Refugee Affairs nationwide and in developing initiatives to support immigrant and refugee communities, as allowed by law; and

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 donations described above are hereby accepted and shall be used to enable Office of Immigrant and Refugee Affairs (OIRA) Director Michelle Rivero to meet with leadership of OIRA offices around the country at the Cities for Action Convening in Seattle, Washington to discuss upcoming immigration advocacy opportunities and share best practices in local immigrant integration initiatives.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0778

The Minneapolis City Council hereby authorizes the formal intervention of the City of Minneapolis as a party to the Xcel Energy 2020-2034 Integrated Resource Plan Docket before the Minnesota Public Utilities Commission on or before November 1, 2019.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0779

The Minneapolis City Council hereby approves the Neighborhood Revitalization Program (NRP) plan modification process, as recommended by the NRP Policy Board, to direct all neighborhood plan modifications over \$100,000 to be reviewed and approved by the NRP Policy Board.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0780

The Minneapolis City Council hereby:

1. Accepts a grant from the Minnesota Department of Health, in the amount of \$194,550, for enhanced blood lead testing, lead poisoning prevention efforts, and asthma education, for the duration of Aug 1, 2019 through June 30, 2021.
2. Authorizes an agreement with the Minnesota Department of Health for the grant.
3. Passage of Resolution 2019R-276 approving appropriation of funds to the Health Department.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

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

**RESOLUTION 2019R-276
By Warsame**

Amending The 2019 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 (01600-8600155 revenue code 321507) by \$194,550 and increasing the revenue estimate (01600-8600155) by \$194,550.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0781

The Minneapolis City Council hereby:

1. Accepts a grant from the Minnesota Department of Health in the amount of \$3,919,128, for maternal child health services for the duration of July 1, 2019 through June 30, 2023.
2. Authorizes an agreement with the Minnesota Department of Health for the grant.
3. Passage of Resolution 2019R-277 approving appropriation of funds to the Health Department.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

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

RESOLUTION 2019R-277

By Warsame

Amending The 2019 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 (01600-8600151 revenue code 321507) by \$3,919,128 and increasing the revenue estimate (01600-8600151) by \$3,919,128.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0782

The Minneapolis City Council hereby:

1. Accepts a grant from the Minnesota Department of Health in the amount of \$844,527, for the period Oct 1, 2019 through Sep 30, 2020, to support maternal and child health efforts.
2. Authorizes an agreement with the Minnesota Department of Health for the grant for a period from Oct 1, 2019 through Sep 30, 2024.
3. Passage of Resolution 2019R-278 approving appropriation of funds to the Health Department.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

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

RESOLUTION 2019R-278

By Warsame

Amending The 2019 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 (01600-8600151 revenue code 321507) by \$844,527 and increasing the revenue estimate (01600-8600151) by \$844,527.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0783

The Minneapolis City Council hereby:

1. Accepts a grant from the Minnesota Department of Health, in the amount of \$1,501,464, for the period Oct 1, 2019, through Feb 28, 2022, for quality evidence-based home visiting services to improve health and developmental outcomes for children and families in selected at-risk communities.
2. Authorizes an agreement with the Minnesota Department of Health, in a total amount of \$3,035,658, for a period from Mar 1, 2017, through Feb 28, 2022, to reflect the entire five-year grant period.

3. Passage of Resolution 2019R-279 approving appropriation of funds to the Health Department.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

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

RESOLUTION 2019R-279

By Warsame

Amending The 2019 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 (01600-8600151 revenue code 321507) by \$1,501,464 and increasing the revenue estimate (01600-8600151) by \$1,501,464.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0784

The Minneapolis City Council hereby:

1. Approves \$74,309.25 of remaining Hennepin County's "Second 7.5%" Neighborhood Revitalization Funds (NRP) funds for social services through St. Stephens to address homelessness along the Midtown Greenway.
2. Authorizes contracts or agreements with St. Stephens and Hennepin County to implement contracting through St. Stephens to address homelessness along the Midtown Greenway.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

**The PUBLIC SAFETY & EMERGENCY MANAGEMENT Committee submitted the following report:
COUNCIL ACTION 2019A-0785**

The Minneapolis City Council hereby:

1. Accepts a grant from the Minnesota Department of Public Safety - OTS (Office of Traffic Safety), in an amount not to exceed \$100,347.11, for a DWI officer to enhance DWI traffic enforcement.
2. Authorizes a contract with the Minnesota Department of Public Safety - OTS for the grant.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0786

The Minneapolis City Council hereby:

1. Accepts the High Intensity Drug Trafficking Areas (HIDTA) program grant from the Executive Office of the President, Office of National Drug Control Policy - National HIDTA Assistance Center, in the amount of \$73,500, for participation on the HIDTA regional task force.
2. Authorizes an agreement with the Office of Drug Policy - National HIDTA Assistance Center for the grant.
3. Passage of Resolution 2019R-280 approving appropriation of funds to the Police Department.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

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

**RESOLUTION 2019R-280
By Warsame**

Amending The 2019 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 Police Department in the Special Revenue Fund 01300/4003100 by \$73,500 and increasing the Police Department revenue estimate in the Police Special Revenue Fund 4003500/321017 by \$73,500.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0787

The Minneapolis City Council hereby:

1. Accepts a grant from the University of Minnesota, in the amount of \$3,500, to support crime and safety awareness in the communities around TCF Stadium.
2. Authorizes an agreement with the University of Minnesota - University Relations for the grant.
3. Passage of Resolution 2019R-281 approving appropriation of funds to the Police Department.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

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

RESOLUTION 2019R-281

By Warsame

Amending The 2019 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 Police Department in the Special Revenue Fund 01600/4002200 by \$3,500 and increasing the Police Department revenue estimate in the Police Special Revenue Fund 01600/4002200/321601 by \$3,500.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0788

The Minneapolis City Council hereby authorizes a decrease to contract C-43292 with the Minnesota Department of Public Safety - BCA (Bureau of Criminal Apprehension), in the amount of \$25,779.80 for a total amount not to exceed \$162,906.76, for changes in the amount of overtime expenses for police investigators.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

The TRANSPORTATION & PUBLIC WORKS Committee submitted the following report:

On behalf of the Transportation & Public Works Committee, Reich offered Resolution 2019R-282 approving the 2020 operating plan and budget, special services, cost estimates, service charges, and the lists of service charges for 2020 in the West Broadway Improvement Special Service District and directing the Department of Public Works to proceed with the work.

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

RESOLUTION 2019R-282

By Reich

Approving the 2020 operating plan and budget, special services, cost estimates, service charges, and the lists of service charges for 2020 in the West Broadway Improvement Special Service District and directing the Department of Public Works to proceed with the work.

Whereas, a public hearing was held on Sept 17, 2019, in accordance with Laws of Minnesota, Chapter 428A, Sections 428A.01 through 428A.10, and Minneapolis Code of Ordinances, Chapter 434, to consider the proposed special services, the proposed service charges, and the proposed lists of service charges as on file in the Department of Public Works Special Assessment Office and to consider all written and oral objections and statements regarding this matter;

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

That the 2020 Operating Plan and Budget for the West Broadway Improvement Special Service District be and hereby is approved.

Be It Further Resolved that the proposed special services, the proposed cost estimate in the total amount of \$148,000 for 2020, and that the proposed service charges and the proposed list of service charges for 2020 in the total amount of \$148,000, as provided for in Minneapolis Code of Ordinances, Section 434.60, as prepared by the Department of Public Works and on file in the Special Assessment Office, be and hereby are approved for the West Broadway Improvement Special Service District.

Be It Further Resolved that the service charges be collected in one (1) installment on the 2020 real estate tax statements in the same manner as special assessments without interest charges and that certified copies of said lists of service charges be transmitted to the Hennepin County Auditor.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Resolution 2019R-283 approving the 2020 operating plan and budgets, special services, cost estimates, service charges, and the lists of service charges for 2020 in the 50th and France, 54th & Lyndale, Bloomington-Lake, Chicago-Lake, East Lake, and Lyndale-Lake Special Service Districts and directing the Department of Public Works to proceed with the work.

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

RESOLUTION 2019R-283

By Reich

Approving the 2020 operating plan and budgets, special services, cost estimates, service charges, and the lists of service charges for 2020 in the 50th and France, 54th & Lyndale, Bloomington-Lake, Chicago-Lake, East Lake, and Lyndale-Lake Special Service Districts and directing the Department of Public Works to proceed with the work.

Whereas, a public hearing was held on Sept 17, 2019, in accordance with Laws of Minnesota, Chapter 428A, Sections 428A.01 through 428A.10, and Minneapolis Code of Ordinances, Chapters 428, 432, 460, 461, 462, and 463, to consider the proposed special services, the proposed service charges, and the proposed lists of service charges as on file in the Department of Public Works Special Assessment Office and to consider all written and oral objections and statements regarding this matter;

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

That the 2020 Operating Plan and Budgets for the 50th and France, 54th & Lyndale, Bloomington-Lake, Chicago-Lake, East Lake, and Lyndale-Lake Special Service Districts be and hereby are approved.

Be It Further Resolved that the proposed special services, the proposed cost estimate in the total amount of \$131,000 for 2020, and that the proposed service charges and the proposed list of service charges for 2020 in the total amount of \$141,930 (amount remaining after adjusting the cost estimate of \$131,000 for previous years' unexpended balances and additional costs) as provided for in Minneapolis Code of Ordinances, Section 428.60, as prepared by the Department of Public Works and on file in the Special Assessment Office, be and hereby are approved for the 50th and France Special Service District.

Be It Further Resolved that the proposed special services, the proposed cost estimate in the total amount of \$36,400 for 2020, and that the proposed service charges and the proposed list of service charges for 2020 in the total amount of \$36,400 (amount remaining after adjusting the cost estimate of \$36,400 for previous years' unexpended balances and additional costs) as provided for in Minneapolis Code of Ordinances, Section 432.60, as prepared by the Department of Public Works and on file in the Special Assessment Office, be and hereby are approved for the 54th & Lyndale Special Service District.

Be It Further Resolved that the proposed special services, the proposed cost estimate in the total amount of \$104,500 for 2020, and that the proposed service charges and the proposed list of service charges for 2020 in the total amount of \$104,500 (amount remaining after adjusting the cost estimate of \$104,500 for previous years' unexpended balances and additional costs) as provided for in Minneapolis Code of Ordinances, Section 460.80, as prepared by the Department of Public Works and on file in the Special Assessment Office, be and hereby are approved for the Bloomington-Lake Special Service District.

Be It Further Resolved that the proposed special services, the proposed cost estimate in the total amount of \$62,500 for 2020, and that the proposed service charges and the proposed list of service charges for 2020 in the total amount of \$62,500 (amount remaining after adjusting the cost estimate of \$62,500 for previous years' unexpended balances and additional costs) as provided for in Minneapolis Code of Ordinances, Section 461.80, as prepared by the Department of Public Works and on file in the Special Assessment Office, be and hereby are approved for the Chicago-Lake Special Service District.

Be It Further Resolved that the proposed special services, the proposed cost estimate in the total amount of \$74,000 for 2020, and that the proposed service charges and the proposed list of service charges for 2020 in the total amount of \$77,590 (amount remaining after adjusting the cost estimate of \$74,000 for previous years' unexpended balances and additional costs) as provided for in Minneapolis Code of Ordinances, Section 462.80, as prepared by the Department of Public Works, and on file in the Special Assessment Office, be and hereby are approved for the East Lake Special Service District.

Be It Further Resolved that the proposed special services, the proposed cost estimate in the total amount of \$145,000 for 2020, and that the proposed service charges and the proposed list of service charges for 2020 in the total amount of \$145,000 (amount remaining after adjusting the cost estimate of \$145,000 for previous years' unexpended balances and additional costs) as provided for in Minneapolis Code of Ordinances, Section 463.80, as prepared by the Department of Public Works and on file in the Special Assessment Office, be and hereby are approved for the Lyndale-Lake Special Service District.

Be It Further Resolved that the service charges be collected in one (1) installment on the 2020 real estate tax statements in the same manner as special assessments without interest charges and that certified copies of said lists of service charges be transmitted to the Hennepin County Auditor.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Resolution 2019R-284 approving the operating plan, services budget, special services, the cost estimates, service charges, and the lists of service charges for 2020 in the Downtown Business Improvement Special Service District and directing the Department of Public Works to proceed with the work.

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

RESOLUTION 2019R-284

By Reich

Approving the operating plan, services budget, special services, the cost estimates, service charges, and the lists of service charges for 2020 in the Downtown Business Improvement Special Service District and directing the Department of Public Works to proceed with the work.

Whereas, a public hearing was held on Sept 17, 2019, in accordance with Minnesota Statutes, Chapter 428A, Sections 428A.01 through 428A.10, and Minneapolis Code of Ordinances, Chapter 465, to consider the proposed special services, the proposed service charges, and the proposed lists of service charges as on file in the Department of Public Works Special Assessment Office and to consider all written and oral objections and statements regarding this matter;

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

That the proposed operating plan, services budget, special services, service charges, and the proposed list of service charges (special assessments) for 2020 in the total amount of \$7,295,657, as provided for in Minneapolis Code of Ordinances, Section 465.80, as prepared by the City Engineer and on file in the Special Assessment Office, be and hereby are approved for the Downtown Business Improvement Special Service District.

Be It Further Resolved that the City Engineer (with the Minneapolis Downtown Improvement District) is hereby directed to proceed with the work.

Be It Further Resolved that the service charges be collected in one (1) installment on the 2020 real estate tax statements in the same manner as special assessments without interest charges and that certified copies of said lists of service charges be transmitted to the Hennepin County Auditor.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0789

The Minneapolis City Council hereby authorizes the submittal of a letter of support for Metro Transit's grant application to the Congress for New Urbanism Legacy Project for a Chicago-Lake Transit Center Mobility Hub.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0790

The Minneapolis City Council hereby authorizes an amendment to the 2019 Operating Plan and Budget for the West Broadway Improvement Special Service District to incorporate its 2018 year-end surplus.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Resolution 2019R-285 directing the Hennepin County Auditor to cancel the non-governmental tax-exempt parcel street light operation fee and street maintenance special assessments for the payable 2019 and 2018 years' tax files for the properties located at 1202 Washington Ave S and 1105 W River Pkwy.

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

RESOLUTION 2019R-285

By Reich

Directing the Hennepin County Auditor to cancel the non-governmental tax-exempt parcel street light operation fee and street maintenance special assessments for the payable 2019 and 2018 years' tax files for the properties located at 1202 Washington Ave S and 1105 W River Pkwy.

Whereas, in accordance with Minneapolis City Charter, Article IX, the City Council of the City of Minneapolis passed resolutions in 2017 and 2018 adopting the assessment rolls as prepared by the City Engineer and ordered the transmittal of certified copies of the assessment rolls to the Hennepin County Auditor for collection to begin on the 2018 and 2019 real estate tax statements; and

Whereas, parcels met the criteria used to determine eligibility for this assessment; the owner was a non-taxable entity, the property was listed as being exempt from property taxes, and the taxpayer was an otherwise assessable entity, Ryan Companies and Supercomputer 2A, LLC. However, the taxpayer information in the Hennepin County records were incorrectly listed. Therefore, these two properties were assessed erroneously; and

Whereas, the Community Planning and Economic Development Department (CPED) has gone through the process of changing the taxpayer name for one of the parcels to the City of Minneapolis. They are currently working on changing the taxpayer name for the other. This will avoid repeating the same erroneous assessments in the future; however, it is necessary to cancel the previously assessed amounts and penalties and refund previously paid amounts;

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

That pursuant to the provisions of Minneapolis City Charter, Article IX, Section 9.6(c)(4)(C), the Hennepin County Auditor is hereby directed to cancel the following levied one-year term special assessments from 2018 tax statements. The payments received by Hennepin County should be refunded to Arcadia on the river LLC and Legal Ease Services, LLC:

Levy	Project	Address	Property ID	Assessment	Levy Year
01023	1337L	1202 Washington Ave S	26-029-24-11-0099	\$201.00	2018
01031	1337M	1202 Washington Ave S	26-029-24-11-0099	\$1,004.00	2018
Levy	Project	Address	Property ID	Assessment	Levy Year
01023	1337L	1105 West River Pkwy	23-029-24-44-0022	\$222.00	2019
01031	1337M	1105 West River Pkwy	23-029-24-44-0022	\$1,106.00	2019

Be It Further Resolved that refunds should be issued for the following processed payments:

1. Arcadia on the river LLC paid half of the assessed amount (\$666.50) for the incorrect parcel (23-029-24-44-0022). The payment was processed May 5, 2019, by Hennepin County.
2. Legal Ease Services, LLC paid the second half of the assessment (\$666.50) for the incorrect parcel (23-029-24-44-0022). The payment was processed June 4, 2019, by Hennepin County.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Resolution 2019R-286 declaring the parcel with the address 22 Glenwood Ave N as public right-of-way.

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

RESOLUTION 2019R-286

By Reich

Declaring the parcel with the address 22 Glenwood Ave N as public right-of-way.

Resolved by The City Council of The City of Minneapolis:

That the property located at 22 Glenwood Ave N, with property identification number 2202924430135, described and depicted on Exhibit A, as further set forth in Legislative File No. 2019-01031, is deemed dedicated to the public as a road right-of-way, pursuant to Minn. Stat. §160.085.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0791

The Minneapolis City Council hereby:

1. Approves the appraised value offer of compensation, in the amount of \$7,600, for permanent and temporary easements in conjunction with the Industrial Boulevard Multi-Use Trail Project between I-35W and Broadway St NE.
2. Authorizes acceptance of an easement deed from SFL - Minneapolis, LLC, over a portion of the property located at 1330 Industrial Blvd for the construction of the trail.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

Approved by Mayor Jacob Frey 9/30/2019.

(Published 10/1/2019)

COUNCIL ACTION 2019A-0792

The Minneapolis City Council hereby authorizes an increase to Cooperative Agreement No. C-42598 with the Minnesota Department of Transportation, in the amount of \$528,972 for a total amount not to exceed \$5,161,246, for additional costs related to local street construction, watermain, sanitary sewer, and storm drain utility improvements as part of the I-35W and Lake St Transit Access Project (PV074).

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0793

The Minneapolis City Council hereby:

1. Authorizes an increase to Contract No. C-43421 with Hennepin County, in the amount of \$850,000, for County cost participation in the installation of pedestrian street lighting along Penn Ave N.
2. Passage of Resolution 2019R-287 appropriating funds to the Public Works Department.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

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

RESOLUTION 2019R-287

By Warsame

Amending the 2019 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 Public Works Traffic capital (04100-9010943-CTR02419) by \$850,000 and increasing the revenue estimate (04100-9010943-Revenue Code 321510) by \$850,000.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0794

The Minneapolis City Council hereby authorizes an increase to Contract No. COM0000220 with Affinitech, Inc., in the amount of \$83,903.23 for a total amount not to exceed \$1,256,291.20, for the Minneapolis Parking Integrated Video Management System for additional switches, encoders, monitors, power supplies, and a cooling system in the Hawthorne Transportation Center.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0795

The Minneapolis City Council hereby authorizes an amendment to Contract No. C-43877 with Metro Transit, increasing the contract by \$15,000 for a total amount not to exceed \$46,000, and an extension through Dec 31, 2019, for Route 5 transit signal priority.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0796

The Minneapolis City Council hereby:

1. Authorizes a Cooperative Agreement with Hennepin County (County Agreement No. PW 49-20-18) for cost sharing on the reconstruction of three traffic signals with Americans with Disabilities Act (ADA) ramps and bump-outs on Penn Ave N and for the installation of underground fiber optic traffic signal interconnect cable along Glenwood Ave N and Penn Ave N.
2. Passage of Resolution 2019R-288 appropriating \$100,000 to the Public Works Department.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

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

RESOLUTION 2019R-288

By Warsame

Amending the 2019 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 Public Works Traffic capital (04100-9010943-CTR01016) by \$100,000 and increasing the revenue estimate (04100-9010943-Revenue Code 321510) by \$100,000.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0797

The Minneapolis City Council hereby authorizes a Cooperative Agreement with the Minnesota Ballpark Authority (MBA), in the amount of \$200,000, for street lighting on 5th Ave N from Washington Ave N to 5th St N.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0798

The Minneapolis City Council hereby approves the application of Zombie Productions, LLC for a large block event permit to allow the Zombie Pub Crawl to be held Oct 12, 2019, and to operate outside the hours permitted under Section 455.35(c)(1) of the Minneapolis Code of Ordinances.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0799

The Minneapolis City Council hereby approves the layout for the intersection of W Broadway Ave (CSAH 152) and Theodore Wirth Pkwy, as part of Hennepin County's West Broadway Bridges Project, as further set forth in Legislative File No. 2019-01045.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0800

The Minneapolis City Council hereby:

1. Approves the layout for the Southwest Windom Residential Street Reconstruction Project for the reconstruction of several streets in the Windom Neighborhood, as further set forth in Legislative File No. 2019-01046.
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: Reich, Gordon, Fletcher, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Cunningham (1)

Adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Resolution 2019R-289 designating the location and improvements of certain existing streets in the Hoyer Heights (Waite Park) Residential Street Reconstruction Project No. 2317 (PV131).

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

RESOLUTION 2019R-289

By Reich

Designating the location and improvements of certain existing streets in the Hoyer Heights (Waite Park) Residential Street Reconstruction Project No. 2317 (PV131).

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, new pavement, new curb and gutter, sidewalk, utility improvements, trees, new signage, and new pavement markings:

36 1/2 Ave NE (37th Ave NE to Buchanan St NE);

Taylor St NE (37th Ave NE to 36 1/2 Ave NE);

Fillmore St NE (37th Ave NE to 36 1/2 Ave NE);

Pierce St NE (37th Ave NE to 36 1/2 Ave NE);

Pierce Place NE (37th Ave NE to 36 1/2 Ave NE);

Buchanan St NE (37th Ave NE to dead-end south of 37th Ave NE); and

Lincoln St NE (37th Ave NE to dead-end south of 37th Ave NE).

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0801

The Minneapolis City Council hereby adopts a report receiving a cost estimate of \$2,062,100 for street reconstruction improvements and a list of benefited properties for the Hoyer Heights Residential Street Reconstruction Project No. 2317 (PV131), as designated by Resolution 2019R-289, passed Sept 27, 2019, and directs that the City Engineer prepare a proposed Street Reconstruction Special Improvement Assessment against the list of benefited properties by applying the 2019 Uniform Assessment Rates.

Further, a public hearing is scheduled for Nov 12, 2019, 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, the abandonment and removal of areaways in conflict with the project, 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: Reich, Gordon, Fletcher, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Cunningham (1)

Adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Resolution 2019R-290 designating the improvement of certain existing streets in the Hennepin Ave (Washington Ave to 12th St) Street Reconstruction Project (PV118).

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

RESOLUTION 2019R-290

By Reich

Designating the improvement of certain existing streets in the Hennepin Ave (Washington Ave to 12th St) Street Reconstruction Project (PV118).

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, and construction of new sidewalk, protected bikeway, new pavement, new curb and gutter, utility improvements, new signage, new pavement markings, and enhanced trees, greening, street lighting, and furnishings:

Hennepin Ave from Washington Ave to 12th St.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0802

The Minneapolis City Council hereby adopts a report receiving a base cost estimate of \$18,600,000 for street reconstruction improvements and \$4,000,000 for streetscape enhancements and a list of benefited properties for the Hennepin Ave (Washington Ave to 12th St) Street Reconstruction Project (CPV118), as designated by Resolution 2019R-290, passed Sept 27, 2019, and directs that the City Engineer prepare proposed Street Reconstruction Special Improvement Assessments against the list of benefited properties by applying the 2019 Uniform Assessment Rates and by allocating the streetscape enhancement cost on a lineal footage basis to the Hennepin Ave street frontage.

Further, a public hearing is scheduled for Oct 29, 2019, 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: Reich, Gordon, Fletcher, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Cunningham (1)

Adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Resolution 2019R-291 designating the repair of street failure at 90 7th St S, Project No. 2316.

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

RESOLUTION 2019R-291

By Reich

Designating the repair of street failure at 90 7th Street South, Project No. 2316.

Resolved by The City Council of The City of Minneapolis:

That the following existing street within the City of Minneapolis is hereby designated for repairs, pursuant to the provisions of Minneapolis City Charter, Article IX, Section 9.6(c), by removal of pavement, soil compaction, installation of new curb and gutter and pavement and other improvements and remedies as necessary:

90 7th Street S.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0803

The Minneapolis City Council hereby adopts a report receiving a cost estimate of \$60,000 for street repairs due to street failure at 90 7th Street South, and a listing of the benefited property or properties for this repair, Project No. 2316 (CPV1956), as designated by Resolution 2019R-291, passed Sept 27, 2019, and directs the Department of Public Works to prepare a proposed Street repair assessment against the benefited property or properties by applying cost required to remedy and make these repairs.

Further, a public hearing is scheduled for Oct 29, 2019. in accordance with Minneapolis City Charter, Article IX, Section 9.6(c), and Minneapolis Code of Ordinances, Section 24.110, to consider approval of the remedy and repair of the above-designated street location and to consider the amount proposed to be assessed to the benefited property.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0804

The Minneapolis City Council hereby authorizes the acceptance of the low bid of Stonepro, LLC, submitted on Event No. 450, in the amount of \$2,380,000, to provide all materials, labor, and equipment to remove snow off city sidewalks and street corner clearing for the City of Minneapolis Public Works Department, and authorizes a contract for the work, all in accordance with City specifications.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0805

The Minneapolis City Council hereby authorizes the acceptance of the low bid of Bakken Electric, LLC, submitted on Event No. 546, in the amount of \$236,693, to provide all materials, labor, equipment, and incidentals necessary for the Electrical Vehicle Charging Stations Project, and authorizes a contract for the project, all in accordance with City specifications.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

The WAYS & MEANS Committee submitted the following report:

COUNCIL ACTION 2019A-0806

The Minneapolis City Council hereby approves the settlement of Elisa Wier v. City of Minneapolis, et al., Hennepin County Court No. 27-cv-18-18066, by payment of \$25,000 to Ms. Wier and her attorneys, 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, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0807

The Minneapolis City Council hereby approves the settlement of the underinsured motorist coverage claim of Community Planning and Economic Development employee Daniel Jacobs, by payment of \$21,000 to Mr. Jacobs and his attorney, 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, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0808

The Minneapolis City Council hereby approves the settlement of delay claims by reducing the contract amount for work by Kevitt Excavating, LLC on the Public Service Building Project by \$412,500, 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, Ellison, Warsame, Goodman, Jenkins, Cano, Bender, Schroeder, Johnson, Palmisano (12)

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0809

The Minneapolis City Council hereby authorizes an extension to Contract No. C-39151 with Municipal Code Corporation for a five-year period, through Dec 31, 2024, for basic codification and other related services available to the City.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0810

The Minneapolis City Council hereby authorizes a 63-month lease, in the amount of \$300 per month, with Salem Evangelical Lutheran Church for police parking at 4134 and 4142 Dupont Ave N beginning Oct 1, 2019.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0811

The Minneapolis City Council hereby authorizes a second amendment to Lease Contract No. C-27210 with Froid Holdings, LLC, granting an option to extend the office lease in the Mill Quarter Ramp at 709 2nd St S from Dec 1, 2024, through Nov 30, 2029.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0812

The Minneapolis City Council hereby authorizes a contract with Kraus-Anderson Construction Company, in the amount of \$2,195,588, to act as Construction Manager as Advisor to provide consulting services for the Hiawatha Maintenance Facility Campus Expansion Project.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0813

The Minneapolis City Council hereby:

1. Authorizes a decrease to Contract No. C-44286 with Kevitt Companies, in the amount of \$126,281 for a total amount not to exceed \$4,170,842, for reduced costs associated with a previously approved contract amendment for costs associated with winter working conditions for the Public Service Building Project.
2. Authorizes a decrease to Contract No. C-44286 with Kevitt Companies, in the amount of \$321,804 for a total amount not to exceed \$3,849,038, for reduced costs associated with a mediated legal settlement for the Public Service Building Project.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0814

The Minneapolis City Council hereby authorizes a decrease to Contract No. COM0000416 with Modern Piping, Inc., in the amount of \$36,500 for a total amount not to exceed \$27,204,699, for changes associated with additional value engineering for the Public Service Building Project.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0815

The Minneapolis City Council hereby:

1. Authorizes a decrease to Contract No. C-44463 with Knutson Construction Services, Inc., in the amount of \$48,115 for a total amount not to exceed \$11,871,438, for reduced costs associated with a previously approved contract amendment for concrete superstructure work for the Public Service Building Project.
2. Authorizes an increase to Contract No. C-44463 with Knutson Construction Services, Inc., in the amount of \$63,158 for a total amount not to exceed \$11,934,596, for increased costs for concrete superstructure work for the Public Service Building Project.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0816

The Minneapolis City Council hereby:

1. Authorizes a decrease to Contract No. COM0000147 with LeJeune Steel Company, LLC, in the amount of \$70,001 for a total amount not to exceed \$7,844,547, to correct errors in a previous contract amendment for the Public Service Building Project.
2. Authorizes an increase to Contract No. COM0000147 with LeJeune Steel Company, LLC, in the amount of \$74,573 for a total amount not to exceed \$7,919,120, for increases in structural steel supply for the Public Service Building Project.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0817

The Minneapolis City Council hereby:

1. Authorizes a decrease to Contract No. COM0000189 with Premier Electrical Corporation, in the amount of \$8,270 for a total amount not to exceed \$14,716,641, for reduced costs associated with a previously approved contract amendment for electrical work for the Public Service Building Project.
2. Authorizes a decrease to Contract No. COM0000189 with Premier Electrical Corporation, in the amount of \$4,461 for reduced costs associated with a previously approved contract amendment and correcting an overstatement of \$540,000 of the previously approved not to exceed total, for a new total amount not to exceed \$14,172,180, for electrical work for the Public Service Building Project.
3. Authorizes an increase to Contract No. COM0000189 with Premier Electrical Corporation, in the amount of \$153,927 for a total amount not to exceed \$14,326,107, for additional costs associated with the electrical work for the Public Service Building Project.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0818

The Minneapolis City Council hereby authorizes an increase to Contract No. C-44518 with Danny's Construction Company, LLC, in the amount of \$30,029 for a total amount not to exceed \$3,501,303, for increased structural steel work for the Public Service Building Project.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0819

The Minneapolis City Council hereby:

1. Authorizes an increase to Contract No. C-43955 with Professional Service Industries, Inc., in the amount of \$49,380 for a total amount not to exceed \$211,835, for additional vibration and crack monitoring services for the Public Service Building Project.

2. Authorizes an increase to Contract No. C-44440 with Professional Service Industries, Inc., in the amount of \$108,585 for a total amount not to exceed \$412,920, for additional construction testing and inspection services for the Public Service Building project.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0820

The Minneapolis City Council hereby authorizes a contract with McKinstry Essention, LLC, in the approximate amount of \$521,187, for facility condition assessment services for approximately 41 City facilities.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0821

The Minneapolis City Council hereby authorizes a license agreement with the Minnesota Orchestral Association for the installation of signage benefitting Peavey Plaza.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0822

The Minneapolis City Council hereby:

1. Approves a collective bargaining agreement with the Fire Chiefs Unit for the period Jan 1, 2019, through Dec 31, 2021.
2. Approves the Executive Summary of the agreement.
3. Authorizes a collective bargaining agreement consistent with the terms of the Executive Summary.
4. Authorizes the Labor Relations Director to implement the terms and conditions of the collective bargaining agreement.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

COUNCIL ACTION 2019A-0823

The Minneapolis City Council hereby:

1. Approves collective bargaining agreements with the Professional Engineers Unit for the periods Jan 1, 2018, through Dec 31, 2018; and Jan 1, 2019, through Dec 31, 2021.
2. Approves the Executive Summary of the agreements.
3. Authorizes collective bargaining agreements consistent with the terms of the Executive Summary.
4. Authorizes the Labor Relations Director to implement the terms and conditions of the collective bargaining agreements.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

On behalf of the Ways & Means Committee, Warsame offered Resolution 2019R-292 authorizing Fire Fighters employed by the City of Minneapolis to participate in the partnership between the International Association of Fire Fighters and the Muscular Dystrophy Association by soliciting for donations during the 2019 "Fill the Boot" campaign.

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

RESOLUTION 2019R-292

By Johnson

Authorizing Fire Fighters employed by the City of Minneapolis to participate in the partnership between the International Association of Fire Fighters and the Muscular Dystrophy Association by soliciting for donations during the 2019 "Fill the Boot" campaign.

Whereas, Chapter 227, H.F. No 3017 of the laws of Minnesota for 2010, authorizes, notwithstanding any law or ordinance to the contrary, cities to permit on-duty firefighters to solicit charitable contributions from motorists provided:

1. The solicitation is for only one charitable organization annually;
2. The charitable organization is qualified under section 501(c)(3) of the Internal Revenue Code and is registered as a charity under state law;
3. The solicitation does not occur for more than three days, whether or not consecutively, in any calendar year; and

4. The charitable organization provides to the municipality proof of commercial general liability insurance against claims for bodily injury and property damage if the injury or damage occurs (i) on public streets, roads, or rights-of-way, or (ii) as a result of the solicitor's activities. The insurance must have a limit of no less than \$1,500,000 per occurrence and an endorsement to the policy naming the municipality as an additional insured; and

Whereas, the International Association of Fire Fighters (IAFF) is the labor organization that represents the 280,000 professional fire fighters who serve the public by saving lives and protecting property in cities and governmental units throughout the United States and Canada; and

Whereas, the IAFF is the single largest national sponsor of the Muscular Dystrophy Association (MDA) and its annual Labor Day telethon; and

Whereas, since 1954, when it first initiated its partnership with the MDA, IAFF members have raised over \$275 million toward the worldwide research efforts of MDA to eradicate 40 neuromuscular diseases; and

Whereas, the contributions generated through the efforts of fire fighters also go towards MDA's summer camps for children, professional and public health education, and other programs; and

Whereas, each year fire fighters raise millions of dollars nationwide through their Fill the Boot campaigns, in which fire fighters collect donations of money to MDA in their fire boots; and

Whereas, the commitment of the fire fighters to the cause of MDA has further elevated their image as extraordinary professionals who not only put their own lives at stake to save others from fires, explosions, structural collapses, and other disasters but also as heroes helping to work toward saving the lives of the innocent victims of neuromuscular diseases; and

Whereas, the devoted support of IAFF members to the MDA not only provides significant financial assistance to finding a cure for these diseases, but also strengthens the relationship between the fire fighters and the members of the community they serve through the face-to-face interactions during the Fill the Boot campaign; and

Whereas, several cities across the United States annually allow their fire fighter crews to conduct the Fill the Boot campaign activities while on-duty in a manner that leaves them available and responsible to responding to emergency calls; and

Whereas, Minneapolis fire fighters are active members of IAFF Local 82 and have previously participated in the Fill the Boot campaign; and

Whereas, the Charitable Organization Policy adopted October 30, 2009, precludes on-duty fire fighter participation in the Fill the Boot campaign; and

Whereas, unlike other City of Minneapolis employees, fire fighters work a twenty-four hour shift that includes down time for personal activities; and

Whereas, Minneapolis fire fighters intend to conduct their 2019 Fill the Boot activities on October 2, 3, and 4, 2019; and

Whereas, Minneapolis fire fighters conduct their Fill the Boot activities with their assigned fire rigs such as to permit immediate response to any call for service; and

Whereas, the Minnesota Chapter of the MDA has recognized the significant and valuable contribution of Minneapolis fire fighters to their annual fundraising efforts and strongly seeks their continued participation; and

Whereas, the City of Minneapolis supports the efforts of IAFF Local 82 and the MDA to find a cure for these terrible diseases; and

Whereas the City of Minneapolis recognizes that participation by its fire fighters in the nationwide MDA Fill the Boot campaign serves not only to raise money for MDA but also benefits the City by greatly enhancing the image of its fire fighters as dedicated public servants engaged in the community through their employment and in service to charitable causes;

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

That Minneapolis fire fighter participation in the 2019 Fill the Boot campaign while on-duty will neither interfere with nor preclude the performance of their regular daily duties nor detract from other work-related obligations to the public.

Be It Further Resolved that Minneapolis fire fighter participation in the 2019 Fill the Boot campaign will be in the public interest and primarily serve a public purpose.

Be It Further Resolved that Minneapolis fire fighter participation in the 2019 Fill the Boot campaign is contingent upon the following:

1. The compliance of the MDA with Minneapolis Code of Ordinances, Chapter 333, Article II, Charitable Solicitations;
2. The completed execution of an agreement between the City and the MDA in which the MDA agrees to defend and indemnify and hold harmless the City of Minneapolis for all worker's compensation claims and tort claims arising out of the Minneapolis firefighter participation in the Fill the Boot campaign, including any costs incurred by the City pursuant to Minnesota Statutes, Chapter 2994; and
3. The MDA's provision of proof of commercial general liability insurance policy against claims for bodily injury and property damage with a limit of no less than \$51,500,000 per occurrence and an endorsement to the policy naming the City of Minneapolis as an additional insured.

Be It Further Resolved that the fire fighters' participation in the 2019 Fill the Boot campaign is exempted from the restrictions of the Charitable Organizations Policy.

Be It Further Resolved that Minneapolis fire fighters' participation in the 2019 Fill the Boot campaign is subject to reasonable conditions and limitations as may be established by the Fire Chief.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

The ZONING & PLANNING Committee submitted the following report:

Schroeder moved withdrawal of the appeal submitted by Brian Lipson, on behalf of Renaissance Square Owner LLC, regarding the decision of the Zoning Board of Adjustment denying a variance (PLAN9107) to the NM Nicollet Mall Overlay District street-level retail standards for the property located at 500 Nicollet Mall.

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

NOTICE OF ORDINANCE INTRODUCTIONS

Reich gave notice of intent to introduce at the next regular meeting of the City Council an ordinance amending Title 18, Chapter 474 of the Minneapolis Code of Ordinances relating to Traffic Code: Vehicle Operation, adding a new section on the process for establishing speed limits for city streets.

INTRODUCTION & REFERRAL CALENDAR

Pursuant to notice, on motion by Bender and Schroeder, the subject matter of the following ordinance was introduced, given its first reading, and referred to the Zoning & Planning Committee:
Amending Title 20 of the Minneapolis Code of Ordinances relating to Zoning Code, amending regulations related to inclusionary zoning:

1. Chapter 520 Introductory Provisions.
2. Chapter 525 Administration and Enforcement.
3. Chapter 530 Site Plan Review.
4. Chapter 535 Regulations of General Applicability.

Pursuant to notice, on motion by Gordon, the subject matter of the following ordinance was introduced, given its first reading, and referred to the Public Health, Environment, Civil Rights & Engagement Committee:

Amending Title 3 of the Minneapolis Code of Ordinances relating to Air Pollution and Environmental Protection, adding thereto a new Chapter 45 entitled Environmental Program Fees to centrally locate existing environmental fees, and amending various provisions to reference the new chapter, update to ensure compliance with state law changes, and for accuracy and clarity:

1. Chapter 45 Environmental Program Fees.
2. Chapter 46 Hazardous and Industrial Waste Generation, Handling, Storage and Disposal.
3. Chapter 48 Minneapolis Watershed Management Authority.
4. Chapter 50 Minneapolis Waste Control and Waste Discharge Rules.
5. Chapter 52 Erosion and Sediment Control and Discharge.
6. Chapter 59 Construction Activities.

Pursuant to notice, on motion by Gordon, the subject matter of the following ordinance was introduced, given its first reading, and referred to the Public Health, Environment, Civil Rights & Engagement Committee:

Amending Title 15, Chapter 389 of the Minneapolis Code of Ordinances relating to Offenses--Miscellaneous: Noise, amending provisions to reference proper location of fees for existing permit types within the Code.

ADJOURNMENT

On motion by Jenkins, the meeting was adjourned to Room 315, City Hall, for the purpose of discussing the legal matters of Jennifer L.M. LeMay, personally and as the guardian of CLE, VE, minors, and Courtney J. Livingston v. Michael B. Mays, Daniel P. Ledman, Shawn H. Brandt, Nicholas H. Rowe, City of Minneapolis, and Comcast Cable Communications d/b/a Xfinity Home Security; and in re Appeal of Implementation of Section 621(a)(1) of the Cable Communications Policy Act of 1984 as Amended by the Cable Television Consumer Protection and Competition Act of 1992.

ADJOURNED SESSION

Council President Bender called the adjourned session to order at 10:06 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 10:08 a.m., on motion by Gordon, the meeting was closed pursuant to Minnesota Statutes Section 13D.05, Subdivision 3(b) to discuss the legal matters of Jennifer L.M. LeMay, personally and as the guardian of CLE, VE, minors, and Courtney J. Livingston v. Michael B. Mays, Daniel P. Ledman, Shawn H. Brandt, Nicholas H. Rowe, City of Minneapolis, and Comcast Cable Communications d/b/a Xfinity Home Security; and in re Appeal of Implementation of Section 621(a)(1) of the Cable Communications Policy Act of 1984 as Amended by the Cable Television Consumer Protection and Competition Act of 1992.

Present - Council Members Kevin Reich (In at 10:36 a.m.), Cam Gordon, Steve Fletcher, Jeremiah Ellison, Abdi Warsame (In at 10:15 a.m.), Lisa Goodman, Andrea Jenkins, Alondra Cano, Jeremy Schroeder, Andrew Johnson, Linea Palmisano, President Lisa Bender.

Absent – Council Member Phillippe Cunningham.

Also Present - Susan Segal, City Attorney; Erik Nilsson, Deputy City Attorney; Assistant City Attorneys Heather Robertson, Kristin Sarff, Robin Hennessy (Out at 10:16 a.m.), and Tracey Fussy, City Attorney's Office; Mike Bradley, Esq., outside counsel with Bradley Law, LLC (Out at 10:16 a.m.); Deputy Chief Henry Halvorson, Police Department; Greta Bergstrom, Communications Director (Out at 10:16 a.m.); Micah Intermill, Budget Director (Out at 10:16 a.m.); Casey Joe Carl, City Clerk; and Jackie Hanson, City Clerk's Office.

Bradley summarized the legal matter in re Appeal of Implementation of Section 621(a)(1) of the Cable Communications Policy Act of 1984 as Amended by the Cable Television Consumer Protection and Competition Act of 1992 from 10:10 a.m. to 10:16 a.m.

Sarff summarized the litigation matter of Jennifer L.M. LeMay, personally and as the guardian of CLE, VE, minors, and Courtney J. Livingston v. Michael B. Mays, Daniel P. Ledman, Shawn H. Brandt, Nicholas H. Rowe, City of Minneapolis, and Comcast Cable Communications d/b/a Xfinity Home Security from 10:16 a.m. to 10:40 a.m.

At 10:40 a.m., on motion by Gordon, the meeting was opened.

COUNCIL ACTION 2019A-0824

Gordon moved to authorize the City Attorney to initiate an appeal on behalf of the City of Minneapolis to the United States Court of Appeals of an order of the Federal Communications Commission captioned as the Implementation of Section 621(a)(1) of the Cable Communications Policy Act of 1984 as Amended by the Cable Television Consumer Protection and Competition Act of 1992, Third Report and Order, MB Docket No. 05-311, FCC 19-80, 84 Fed. Reg. 44725 (August 27, 2019).

On roll call, the result was:

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

Noes: (0)

Absent: Cunningham (1)

Adopted.

Approved by Mayor Jacob Frey 9/30/2019

(Published 10/1/2019)

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

On motion by Jenkins, the meeting was adjourned at 10:41 a.m.

Casey Joe Carl,
City Clerk