

MINNEAPOLIS CITY COUNCIL OFFICIAL PROCEEDINGS

REGULAR MEETING OF

MAY 19, 2000

(Published May 27, 2000, in *Finance and Commerce*)

Council Chamber

Minneapolis, Minnesota

May 19, 2000 - 9:30 a.m.

President Cherryhomes in the Chair.

Present - Council Members Herron, Johnson, Thurber, Ostrow, Campbell, Biernat, Niland, Goodman, Colvin Roy, McDonald, Mead, President Cherryhomes.

Campbell moved acceptance of the minutes of the regular meeting and the adjourned session held May 5 and the adjourned session held May 12, 2000. Seconded.

Adopted upon a voice vote.

Campbell moved referral of petitions and communications and reports of the City officers to proper Council committees and departments. Seconded.

Adopted upon a voice vote.

PETITIONS AND COMMUNICATIONS

COMMUNITY DEVELOPMENT:

KENT ROBBINS (265885)

Federal Housing Legislation Update on American Homeownership Act.

COMMUNITY DEVELOPMENT (See Rep):

COMMUNITY DEVELOPMENT AGENCY, MINNEAPOLIS (MCDA) (265886)

El Colegio Charter School (4137 Bloomington Ave S): Resolution granting final approval to issue up to \$3 million in bonds to finance acquisition, renovation & equipping building.

Lot Division: 2531-15th Ave S.

COUNCIL MEMBER CHERRYHOMES (265887)

Mpls Public Housing Authority: Reappointments of Steve Chapman, Grace Lee, Travis Emdin & Carol Batsell Benner, with Attachments.

COMMUNITY DEVELOPMENT and WAYS & MEANS/BUDGET (See Rep):

COMMUNITY DEVELOPMENT AGENCY, MINNEAPOLIS (MCDA) (265888)

Hiawatha & Lake Redevelopment Plan: Resolution adopting plan that coordinates proposed area development.

Near North Implementation: Request for appropriation increase to cover MCDA employee & benefits.

Proposed Tax Increment Policies & Procedures Amendments: Direction to staff to develop revised tax increment policy.

COORDINATOR (265889)

Green Institute: Application for Section 108 Loan Guarantee funds in the amount of \$3.5 million for submittal to HUD.

NEIGHBORHOOD REVITALIZATION PROGRAM (NRP) (265890)

Near North/Willard Hay Neighborhood: Approve use of Hennepin County's "Second 7.5%" NRP funds for Community Organizer.

HEALTH AND HUMAN SERVICES (See Rep):

HEALTH AND FAMILY SUPPORT SERVICES (265891)

Welfare-to-Work: Issue Fund Availability Notices to six agencies to use state's matching fund portion to continue funding 600 slots to enable current participants to obtain employment services.

Twin Cities Healthy Start Project: Execute Amendment #1 to Agreement with Ramsey County for expanded nutrition services for St. Paul participants.

Twin Cities Healthy Start Project: Issue Fund Availability Notice to Greater Minneapolis Council of Churches, through Division of Indian Work, for enhanced clinical services.

Local Plan for Workforce Investment Act: Authorize Mayor Sayles Belton to sign Memorandum of Understanding describing roles and responsibilities of employment and training agencies in Minneapolis.

MAYOR (265892)

Senior Citizen Advisory Committee to Mayor and City Council: Approve appointment of Shirley Underwood, 2425 E Franklin Ave as representative from 2nd Ward for term to expire December 31, 2000.

HEALTH AND HUMAN SERVICES and WAYS & MEANS/BUDGET (See Rep):

HEALTH AND FAMILY SUPPORT SERVICES (265893)

Health Alert Network: Accept \$14,200 and execute contract with Minnesota Department of Health to strengthen capacity of local Health Departments to respond to health threats; and Approve appropriation.

Welcome Center Immunization and Family Stabilization Project: Grant Catherine Luiken, Program Aide II, 5th Step rate of pay.

HEALTH AND FAMILY SUPPORT SERVICES (265894)

Northside Weed and Seed: Issue Fund Availability Notices to North Commons YMCA Branch and University YMCA Branch, and Execute contract with Southeast Asian Community Council for 2000 activities; Transfer funds to Police Department for law enforcement services.

Northside Weed and Seed: Execute contracts with six agencies, and Issue Fund Availability Notice to Summit Academy OIC for 2000 activities; Transfer funds to Police Department for internship at 4th Precinct for CODEFOR staff support.

Phillips Weed and Seed: Execute contracts with six agencies for 2000 activities; Transfer funds to Police Department for overtime and buyback hours for 3rd Precinct.

Weed and Seed: Grant Carrie Day Aspinwall 4th step rate of pay as Administrative Assistant II, retroactive to September 1, 1999.

Weed and Seed: Transfer administration of initiative from City Coordinator's Office to Health & Family Support; Name David S Doth, Commissioner of Health & Family Support, as official signature for Weed and Seed documents; Transfer 1999 fund balances to Health & Family Support and Approve 2000 appropriation; and Transfer 1.0 Full-Time Equivalent Administrative Assistant position to Health & Family Support.

LICENSES AND CONSUMER SERVICES (265895)

Lead Hazard Control Research Grant: Authorize apply to United States Department of Housing and Urban Development seeking funding to perform research on improving the efficiency and cost effectiveness of methods for lead-based paint hazard evaluation and control.

INTERGOVERNMENTAL RELATIONS:

LIAISON/FEDERAL, LOCAL AND STATE (265896)

2000 Legislative Session: Pioneer Planet news article summarizing legislation benefiting Minneapolis & St Paul, "Cities say needs were largely met at Capitol"; Governor Ventura's letter approving most of HF 4078 relating to omnibus bonding bill, but vetoing bonding for Guthrie Theater.

PUBLIC SAFETY AND REGULATORY SERVICES (See Rep):

INSPECTIONS DEPARTMENT (265897)

Special Assessment at 4003 Fremont Ave N: Waive cost of demolition assessment from taxes payable by Tim Utz.

Raze: 2201 4th St N; and 719 25th Ave N; Request to raze 1073 12th Ave SE (Committee orders rehab, with conditions).

LICENSES AND CONSUMER SERVICES (265898)

Licenses: Applications, with attachment re application of Pancho Villa Restaurant, 2539 Nicollet Ave S.

PUBLIC SAFETY AND REGULATORY SERVICES and WAYS & MEANS/BUDGET (See Rep):

ATTORNEY (265899)

Family Violence Coordinating Council: Execute contract with Fourth Judicial District to contribute funding for a Project Coordinator position.

FACILITIES, SPACE AND ASSET MANAGEMENT COMMITTEE (265900)

Joint Downtown Fire Station and Police Downtown Command: Recommendation not to build a joint facility; and Direct Staff to analyze geographic locations for two independent facilities.

FIRE DEPARTMENT (265901)

Athletic Club Memberships: Execute Amendment #2 to contract with Starmark Northwest Management LLC, dba Northwest Athletic Club, for extension during calendar year 2000.

POLICE DEPARTMENT (265902)

Detail of Officer to Department of Corrections: Execute six-month extension with Department of Corrections to detail Sgt Cari Gerlicher to serve as Director of Office of Special Investigations, not to exceed May 1, 2001.

International Association of Chiefs of Police Convention: Accept donations on behalf of Greater Minneapolis Convention and Visitors Association for convention to be held in Minneapolis October 2002.

TAXES (BOARD OF EQUALIZATION):

CITY CLERK (265902.1)

2000 Minneapolis Board of Equalization: Summary.

TRANSPORTATION AND PUBLIC WORKS:

SOLID WASTE AND RECYCLING DIVISION (265903)

Graffiti: Neighborhood comments regarding graffiti removal services.

TRANSPORTATION AND PUBLIC WORKS (See Rep):

PUBLIC WORKS AND ENGINEERING (265904)

Flood Mitigation Projects: Issue request for proposals for civil engineering to complete construction plans for 43rd & Park Ave and 49th & Oakland Ave flood projects.

Ford Bridge Rehabilitation Project: Approve plans.

10th Ave SE Bridge Rehabilitation Project: Recommend to the State that the low bid of Progressive Contractors be accepted.

Individual Sewage Treatment Systems Program: Transfer of system oversight to Hennepin County.

Coordinated Traffic Management System Project: Extend joint powers agreement with Minnesota Department of Transportation for adaptive traffic sensor system.

TRANSPORTATION AND PUBLIC WORKS and WAYS & MEANS/BUDGET (See Rep):

PUBLIC WORKS AND ENGINEERING (265905)

Sale of City Properties: Authorize sale of 2933 & 2937 Lyndale Ave S and 600 W Lake St.

Golden Valley Road Reconstruction and Street Lighting Project: Project authorization and adoption of special assessments; Request the Board of Estimate and Taxation to issue and sell assessment bonds; Establish street lighting district.

S Hennepin Ave Street Lighting Project: Project authorization and adoption of special assessments; Request the Board of Estimate and Taxation to issue and sell assessment bonds; Establish street lighting district.

Environmental Services: Increase contract with EnPro Assessment Corporation for investigation in area of Lyn-Lake Municipal Parking Lot Project.

W Metro Education Program/University of St. Thomas Municipal Parking Ramp and Skyway Project: Increase capital funding.

PURCHASING (265906)

Bid: OP #5358, accept low bid of Palda and Sons for completion of the E Franklin Ave Reconstruction Project.

WAYS AND MEANS BUDGET:

COMMUNITY DEVELOPMENT AGENCY, MINNEAPOLIS (MCDA) (265907)

2700 E Lake Street: Request comments for public hearing.

Block E/Mann Theater (Hennepin & 7th Entertainment & Redevelopment Plan): Request comments for public hearing.

Towers at Elliot Park Redevelopment Plan (10th St S & I-35W): Request comments for public hearing.

Greater Lupient Site (East Hennepin and University Redevelopment Plan): Request comments for public hearing.

Grain Belt Brew House (1200 Marshall Street NE): Request comments for public hearing.

CONVENTION CENTER (265908)

Convention Center Expansion Project: Construction Schedule and Budget.

Convention Center Expansion Project: Change Management Actions.

REGULATORY SERVICES (265909)

Greater Minneapolis Convention and Visitors Association: 1st Quarter, 2000 Quarterly Performance Report.

WAYS AND MEANS BUDGET (See Rep):

ASSESSOR (265910)

Computer Assisted Mass Appraisal System: Issue RFP for City Assessor's Office.

ATTORNEY (265911)

Settlement: Authorize settlement of claim of Demenia Wesley and Negolomai Livingston.

Settlement: Authorize settlement of claim of Minneapolis Grain Exchange.

Bail Review of Police Reports: Agreement with suburban municipalities for the City to provide bail review services.

COMMUNICATIONS (265912)

Transfer of Ownership from Time Warner, Inc. to AOL Time Warner, Inc: Ordinance amending Chapters 1 and 2 of Appendix H of Minneapolis Code of Ordinances.

CONVENTION CENTER (265913)

Convention Center Expansion Project: Change Order to Contract with Havens Steel Company.

Convention Center Expansion Project: Agreement with Central Lutheran Church.

COORDINATOR (265914)

Reappointment to Civil Service Commission: Reappointment of E. Maurice Nakumbe.

Minnesota Trade & Economic Development, MN Investment Fund: Accept \$250,000 forgivable loan.

Year 2000 Livable Communities Demonstration Account Grant Process: Submit loan applications.

Economic Development Initiative Grant: Submit loan application.

CULTURAL AFFAIRS (265915)

Round 19 Funding Review: Provide funding assistance to 30 organizations for arts projects/ programs, as recommended by the Neighborhood Arts Program Advisory Panel.

FINANCE DEPARTMENT (265916)

Bond Counsel Services: Issue RFP.

HUMAN RESOURCES (265917)

Fire Inspections Specialist I and II and Fire Inspections Coordinator: Salary Ordinance.

Four-Step Appointed Salary Structure: Salary Ordinance relating to Council Member Assistant/ Aide, Administrative Aide to the Mayor, and Administrative Aide/Public Information Officer.

INFORMATION AND TECHNOLOGY SERVICES (ITS) (265918)

Geographic Information Systems Strategic Planning & Implementation Services: Contract with EMA Services.

Information & Technology Services: Contract with Giga Information, Inc.

PARK BOARD (265919)

Diseased Tree Removal: Amend Resolution 99R-428, increasing amount by \$150,000.

YOUTH COORDINATING BOARD (265920)

Whittier Neighborhood Early Learning Center: Approval to forgive loan portion of 1996 agreement with Youth Coordinating Board.

ZONING AND PLANNING (See Rep):

HERITAGE PRESERVATION COMMISSION (265921)

Band Box Diner, 729 S 10th St: Passage of resolution giving local designation of heritage preservation; HPC recommendation, registration form, & designation study; Band Box Restaurant Design Guidelines; Minnesota Historical Society comments; Report of Planning Commission action.

PLANNING COMMISSION/DEPARTMENT (265922)

Zoning Code: Analysis of Ordinances amending Title 20 & Title 22 of the Minneapolis Code of Ordinances, clarifying and correcting the 1999 Comprehensive Zoning Code Revision; Report from Planning Commission recommending approving same.

PLANNING COMMISSION:

LILLY, DAVID & DIANE (265923)

Permission to vacate a portion of Kenilworth PI vicinity of Upton Ave S.

FILED:

CITY CLERK/SPECIAL PERMITS (265924)

12th & Hennepin to Cedar Lake to International Market Square (John Dustin Trangsrud) horse & carriage;

17th St N, 88 (Basilica Block Party) tents;

42nd Av S, 3524 (Patricia Hartmann) farm animals & hayride;

Elroy St, 206 (Sabri Properties) outdoor event.

NORTHERN STATES POWER (NSP) (265925)

Utilities: Authorize place poles at various locations.

**REPORTS OF
STANDING COMMITTEES**

The **COMMUNITY DEVELOPMENT** Committee submitted the following reports:

Comm Dev - Your Committee, having under consideration the matter of issuing revenue bonds to finance the acquisition, renovation and equipping of an existing building at 4137 Bloomington Ave

S by El Colegio Charter School for use as a public charter school for grades 9-12, and having conducted a public hearing thereon, now recommends passage of the accompanying resolution granting final approval to the issuance of up to \$3 million in Tax-exempt and Taxable Revenue Bonds, Series 2000, for the El Colegio Charter School Project, as set forth in Petn No 265886.

The Minneapolis Community Development Agency ("Mortgagee") hereby permits El Colegio Charter School to assume responsibility for the \$100,000 loan provided to Willman Distributing Company ("Mortgagor") in November 1996. This loan (#AA960069) was funded with \$50,000 in Neighborhood Revitalization Program funds and \$50,000 Community Economic Development Fund/Community Development Block Grant funds. El Colegio Charter School will be required to comply with the terms and conditions contained in Willman Distributing Company's loan agreement and collateral documents.

Your Committee further recommends summary publication of the above-described resolution.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 19, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

(Published May 23, 2000)

Resolution 2000R-215, authorizing the issuance of Lease Revenue Bonds to finance a public (charter) school construction project pursuant to Minnesota Law, and authorizing the execution of various documents in connection therewith for the El Colegio Charter School Project at 4137 Bloomington Ave S, was passed May 19, 2000 by the City Council and approved May 19, 2000 by the Mayor. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2000R-215

By Niland

Authorizing the issuance of Lease Revenue Bonds to finance a public (charter) school construction project pursuant to Minnesota Law, and authorizing the execution of various documents in connection therewith for the El Colegio Charter School Project.

1. **Authority.** The City of Minneapolis, Minnesota (the "City") is, by the Constitution and laws of the State of Minnesota, including Minnesota Statutes, Sections 469.152 to 469.165, as amended (the "Act"), authorized to issue and sell its revenue bonds for the purpose of financing development within the boundaries of the City and to enter into agreements necessary or convenient in the exercise of the powers granted by the Act.

2. **Authorization of Project; Documents Presented.** ECCS Building Company, a Minnesota nonprofit corporation (the "Company") has proposed that the City issue and sell its Lease Revenue Bonds (El Colegio Charter School Project) Series 2000 (the "Bonds") to be issued in one or more series, in an amount not to exceed \$3,000,000, in substantially the form set forth in the Indenture as hereafter described. A portion of the Bonds may be issued as taxable obligations. The Bonds will be issued pursuant to the Act and the proceeds thereof loaned to the Company to provide financing with respect to costs of the acquisition, remodeling and equipping of a public (charter) schoolhouse located in the City (the "Project"). The Company will lease the Project to El Colegio Charter School, a Minnesota nonprofit corporation (the "School") for operation as a public charter school. Forms of the following documents relating to the Bonds have been submitted to the City:

(a) Loan Agreement (the "Loan Agreement") dated as of May 1, 2000 between the City and the Company, whereby the City agrees to make a loan to the Company of the gross proceeds of sale of the Bonds and the Company agrees to undertake and complete the Project and to pay amounts in repayment of the loan sufficient to provide for the full and prompt payment of the principal of, premium, if any, and interest on the Bonds; and

(b) Indenture of Trust (the "Indenture") dated as of May 1, 2000, between the City and U.S. Bank Trust National Association, as trustee (the "Trustee"), authorizing the issuance of and pledging certain revenues, including those to be derived from the Loan Agreement, as security for the Bonds, and setting forth proposed recitals, covenants and agreements relating thereto; and

(c) Mortgage, Security Agreement and Assignment of Rents (the "Mortgage"), dated as of May 1, 2000, from the Company to the City by which the Company grants to the City a mortgage lien on and security interest in certain mortgaged property, as described therein, as further security for the payment of the Bonds and assigns to the City its interests in all rents with respect to the mortgaged property; and

(d) Assignment of Mortgage (the "Assignment") dated as of May 1, 2000, from the City to the Trustee, by which the City assigns its interest in the Mortgage to the Trustee; and

(e) Assignment of Lease (the "Assignment of Lease"), dated as of May 1, 2000, from the Company to the Trustee, by which the Company assigns its interest in the Lease Agreement dated as of May 1, 2000, between the Company, as lessor, and the School, as lessee to the Trustee (this document not to be executed by the City); and

(f) Disbursing Agreement (the "Disbursing Agreement") dated as of May 1, 2000 by and among the Company, the Trustee and a title insurance company acting as the disbursing agent (this document not to be executed by the City); and

(g) Tax Regulatory Agreement (the "Tax Regulatory Agreement") dated as of May 1, 2000, among the City, the Company, the School and the Trustee; and

(h) Bond Purchase Agreement (the "Bond Purchase Agreement"), among John G. Kinnard and Company, Incorporated (the "Underwriter"), the Company, the School and the City, providing for the purchase of the Bonds from the City by the Underwriter and setting the terms and conditions of purchase; and

(i) Preliminary Official Statement, including all Appendices thereto (together the "Official Statement"), describing the offering of the Bonds, and certain terms and provisions of the foregoing documents.

3. **Findings.** It is hereby found, determined and declared that:

(a) The Project constitutes a Project authorized by and described in the Act; and

(b) On the basis of information available to the City it appears, and the City hereby finds, that the Project constitutes properties, real and personal, used or useful in connection with one or more revenue producing enterprises engaged in any business within the meaning of Subdivision 2b of Section 469.153 of the Act; that the Project furthers the purposes stated in Minnesota Statutes, Section 469.152; that the availability of the financing under the Act and willingness of the City to furnish such financing will be substantial inducement to the Company to undertake the Project, and that the effect of the Project, if undertaken, will be to encourage the development of economically sound industry and commerce, to assist in the prevention of the emergence of blighted and marginal land, to help prevent chronic unemployment, to help the City provide the range of education, service and employment opportunities required by the population, to help prevent the movement of talented and educated persons out of the state and to areas within the state where their services may be as effectively used, to promote more intensive development and use of land within the City; and

(c) It is desirable that the Bonds be issued by the City upon the terms set forth in the Indenture, under the provisions of which the City's interest in the Loan Agreement will be pledged to the Trustee as security for the payment of principal of, premium, if any, and interest on the Bonds; and

(d) Under the provisions of the Act, and as provided in the Loan Agreement and Indenture, the Bonds are not to be payable from nor charged upon any funds of the City, other than amounts payable pursuant to the Loan Agreement and moneys in the funds and accounts held by the Trustee which are pledged to the payment thereof; nor is the City subject to any liability thereon; no owners of the Bonds shall ever have the right to compel the exercise of the taxing power of the City to pay any of the Bonds or the interest thereon, nor to enforce payment thereof against any property of the City; the Bonds shall not constitute a charge, lien or encumbrance, legal or equitable, upon any property of the City (other than the interest of the City in the Loan Repayments to be made by the Company under the Loan Agreement); and each Bond issued under the Indenture shall recite that such Bond, including interest thereon, shall not constitute or give rise to a charge against the general credit or taxing powers of the City.

4. **Approval of Forms; Execution.** Subject to the approval of the City Attorney, and the provisions of paragraph 7 hereof, the forms of the documents and exhibits thereto and all other documents listed in paragraph 2 hereof (the "Financing Documents") are approved substantially in the form submitted. Subject to the provisions of paragraph 8 hereof, the Financing Documents, in substantially the forms submitted, are directed to be executed in the name and on behalf of the City by the Mayor, President of this Council, Finance Officer and Clerk (the "Officials"). Subject to the provisions of paragraph 10 hereof, the Bonds are to be executed in the name of and on behalf of the City by the Officials and are to be delivered to the Trustee for authentication and delivery to the Underwriter. Any other City documents and certificates necessary to the transaction described above may be executed by the appropriate City Officials. Copies of all of the documents necessary to the transaction herein described shall be delivered, filed and recorded as provided herein and in the Loan Agreement and Indenture.

5. **Approval, Execution and Delivery of Bonds.** The City shall proceed forthwith to issue the Bonds in the forms and upon the terms set forth in the Indenture, which terms are for this purpose incorporated in this resolution and made a part hereof; provided, however, that the initial aggregate principal amount of the Bonds (in one or more series) shall not exceed \$3,000,000, the final maturity shall not be later than May 1, 2030, the net effective rate of the tax exempt bonds shall not be greater than 9%, the net effective interest rate of the taxable bonds, if any, shall not be more than 11% and the underwriter's discount shall not exceed 3.00% of the principal amount of the Bonds. Subject to the foregoing, the principal amounts of the Bonds, the series designations, the maturities, the interest rates thereon, and any provisions for the optional or mandatory redemption thereof shall all be as set forth in the final form of the Indenture to be approved, executed and delivered by the City Officials. The Underwriter has agreed pursuant to the provisions of the Bond Purchase Agreement, and subject to the conditions therein set forth, to purchase the Bonds at the purchase price set forth in the Bond Purchase Agreement, and such purchase price is hereby accepted. The City Officials are authorized and directed to prepare and execute the Bonds as prescribed in the Indenture and to deliver them to the Trustee, together with a certified copy of this Resolution and the other documents required by the Indenture, for authentication, registration and delivery to the Underwriter.

6. **Official Statement.** The City hereby consents to the preparation and distribution of the Official Statement for the Bonds; provided that it is understood that the City has relied upon the Company, the School and the Underwriter and legal counsel retained by them to assure the accuracy and completeness of the information set forth in the Official Statement and that therefore the City has not made, and will not make, any representations or warranties with respect to the information contained therein, except under the heading "The Issuer." The draft of the Official Statement on file with the City is hereby designated as a "near final" offering memorandum for purposes of Rule 15-c2-12 of the Securities Exchange Commission.

7. **Changes in Forms Approved; Absent and Disabled Officers.** The approval hereby given to the various documents referred to above includes approval of such additional details therein as may be necessary and appropriate and such modifications thereof, deletions therefrom and additions thereto as may be necessary and appropriate and approved by the City Attorney, the appropriate City staff person or by the Officials authorized herein to execute or accept, as the case may be, said documents prior to their execution; and the Officials or staff members are hereby authorized to approve said changes on behalf of the City. The execution of any instrument by the Officials of the City herein authorized shall be conclusive evidence of the approval of such document in accordance with the terms hereof. In the event of absence or disability of any of the Officials, any of the documents authorized by this Resolution to be executed may be executed without further act or authorization of the City Council by any duly designated acting official, or by such other officials or officials of the City Council, as, in the opinion of the City Attorney, may act in their behalf.

8. **Program Bonds.** The Bonds are hereby designated "Program Bonds" and are determined to be within the "Economic Development 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.

Adopted. Yeas, 13; Nays none.
Passed May 19, 2000. J. Cherryhomes, President of Council.
Approved May 19, 2000. S. Sayles Belton, Mayor.
Attest: M. Keefe, City Clerk.

Comm Dev - Your Committee, having under consideration the division of the lot at 2531 - 15th Ave S, as set forth in Petn No 265886, and having conducted a public hearing thereon, now recommends passage of the accompanying resolution approving the division, waiving the requirement of a subdivision plat and directing that a copy of the resolution be attached to the deeds conveying the subdivided parcels.

Your Committee further recommends that this action be transmitted to the Board of Commissioners of the Minneapolis Community Development Agency.

Adopted. Yeas, 13; Nays none.
Passed May 19, 2000.
Approved May 25, 2000. S. Sayles Belton, Mayor.
Attest: M. Keefe, City Clerk.

RESOLUTION 2000R-216
By Niland

Approving the subdivision of a lot at 2531 - 15th Avenue South.

Whereas, the Minneapolis Community Development Agency (MCDA) has requested that a parcel of land located at 2531 - 15th Avenue South and legally described as the North one-half of Lot 9, Block 16, Gale's First Addition to Minneapolis be subdivided as follows:

Parcel A: The North 15 feet of Lot 9, Block 16, Gale's 1st Addition to Minneapolis; and

Parcel B: The North one-half of Lot 9 except the North 15 feet thereof, Block 16, Gale's 1st Addition to Minneapolis; and

Whereas, the MCDA intends to convey the subdivided parcels listed above to the owners of the adjacent properties with the following parcels:

Parcel A (2529 - 15th Avenue South): The South one-half of Lot 10, Block 16, Gale's 1st Addition to Minneapolis; and

Parcel B (2535 - 15th Avenue South): The South one-half of Lot 9, Block 16, Gale's 1st Addition to Minneapolis; and

Whereas, the proposed subdivision conforms with Minnesota Statutes Section 462.358 and Land Subdivision Regulations adopted by the Minneapolis City Council on July 14, 1995; and

Whereas, pursuant to due notice thereof published in Finance and Commerce on April 14, 2000, a public hearing on said subdivision and proposed sale and the provisions thereof, was continued on April 24, 2000 and duly held in a joint meeting of the Community Development Committee of the City Council and the Operating Committee of the MCDA at 4:00 p.m., May 8, 2000, in Room 319, Minneapolis City Hall, 350 S 5th St, 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 division of the above described property be approved and the requirement of a subdivision plat be waived.

Be It Further Resolved that a certified copy of this resolution shall be attached to the deeds conveying the subdivided parcels.

Adopted. Yeas, 13; Nays none.
Passed May 19, 2000. J. Cherryhomes, President of Council.
Approved May 25, 2000. S. Sayles Belton, Mayor.
Attest: M. Keefe, City Clerk.

Comm Dev - Your Committee recommends approval of the following reappointments to the Minneapolis Public Housing Authority:

- a) Steve Chapman, 3625 - 24th Ave S, Minneapolis, MN 55406 (Ward 9), for a term to expire 12/31/01;
- b) Grace Lee, 210 Grant St W, #702, Minneapolis, MN 55403 (Ward 7), for a term to expire 12/31/02;
- c) Travis Emdin, 2831 Delaware St NE, Minneapolis, MN 55414 (Ward 2), for a term to expire 12/31/02; and
- d) Carol Batsell Benner, 810 Upton Ave N, Minneapolis, MN 55411 (Ward 5), for a term to expire 12/31/02.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

The **COMMUNITY DEVELOPMENT** and **WAYS & MEANS/BUDGET** Committees submitted the following reports:

Comm Dev & W&M/Budget - Your Committee recommends that the proper City Officers be authorized to submit an application on behalf of the Green Institute's Philip's Eco-Center for Section 108 Loan Guarantee funds in the amount of \$3,500,000 to the U.S. Department of Housing & Urban Development to enable completion of approximately \$300,000 in remaining capital projects in the building, replace approximately \$400,000 in short-term financing, and to replace construction financing with a lower interest rate, as more fully set forth in Petn No 265889.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Comm Dev & W&M/Budget - Your Committee, having under consideration the Hiawatha Ave and Lake St Redevelopment Plan, which establishes the Hiawatha and Lake Redevelopment Project Area and provides a framework for future planning to develop a citizen participation process and to prepare a concept plan, development objectives, strategies for phasing development and relocating existing businesses that will be affected by the redevelopment, which public redevelopment activities may include acquisition, relocation, demolition, environmental remediation, site preparation, land disposition and public improvements for the area around the Lake Street Light Rail Transit Station, and having held a public hearing thereon, now recommends approving the Hiawatha and Lake Redevelopment Plan dated April 7, 2000, as set forth in Petn No 265888, by passage of the accompanying resolution, with the express understandings that a) this is the very beginning of a process of having intensive input with the community and surrounding area; b) there is no commitment in this action to put 1,250 units of housing in that area or to require relocation of the Hi-Lake Shopping Center.

Your Committee further recommends that this action be transmitted to the Board of Commissioners of the Minneapolis Community Development Agency.

Adopted. Yeas, 11; Nays, 2 as follows:

Yeas - Herron, Johnson, Thurber, Ostrow, Campbell, Biernat, Niland, Colvin Roy, McDonald, Mead, Cherryhomes.

Nays - Goodman, Lane.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

RESOLUTION 2000R-217

By Niland and Campbell

Adopting the Hiawatha Avenue and Lake Street Redevelopment Plan.

Resolved by The City Council of The City of Minneapolis:

Section 1. Recitals.

1.1. Pursuant to Laws of Minnesota 1980, Chapter 595, as amended, and the Minneapolis Code of Ordinances, Chapter 422, as amended (the "Agency Laws") the Housing and Redevelopment Authority in and for the City of Minneapolis has been reorganized, granted additional powers, and designated the Minneapolis Community Development Agency (the "Agency") with the authority to propose and implement city development districts, redevelopment projects and tax increment financing districts, all pursuant to Minnesota Statutes, Sections 469.001 through 469.047, and 469.174 through 469.179 as amended; and Laws of Minnesota 1971, Chapter 677 (the "Project Laws").

1.2. It has been proposed that the Agency adopt the Hiawatha and Lake Redevelopment Plan (the "Plan") to establish the Hiawatha and Lake Redevelopment Project, all pursuant to and in accordance with Minnesota Statutes, Sections 469.001 through 469.047.

1.3. The Agency has caused to be prepared, and this Council has investigated the facts with respect thereto, a proposed Hiawatha and Lake Redevelopment Plan describing more precisely the property that may be acquired, establishing a preliminary budget for the project and authorizing public redevelopment activities necessary to prepare the site for redevelopment.

1.4. The Agency and the City have performed all actions required by law to be performed prior to the adoption of the Hiawatha and Lake Redevelopment Plan including, but not limited to, a review of the proposed Plan by the affected neighborhood groups and the Planning Commission of the City of Minneapolis, transmittal of the proposed Plan at least thirty days prior to a public hearing of the proposed Plan to the Hennepin County Board of Commissioners and the School Board of Special School District No. 1 for their review and comment, and the holding of a public hearing upon published and mailed notice as required by law.

Section 2. Findings for the Adoption of the Plan.

2.1. The Council hereby determines that it is necessary and in the best interest of the City at this time to approve the Hiawatha and Lake Redevelopment Plan to reflect the identification of property that may be acquired within the project area.

2.2. The Council further finds, determines, and declares that Hiawatha and Lake Redevelopment Plan conforms to the general plan for the development of the City as a whole. Written comments of the Planning Commission with respect to the Plan were issued and incorporated herein by reference, and are on file in the office of the City Clerk in the form of a petition.

2.3. The Council further finds, determines, and declares that the Hiawatha and Lake Redevelopment Plan will afford maximum opportunity, consistent with the needs of the City as a whole, for the redevelopment of the Project Area by private enterprise.

2.4. The Council further finds, determines and declares that the proposed development or redevelopment of housing, commercial and other improvements proposed to be constructed with in the Hiawatha and Lake Redevelopment Project Area would not reasonably be expected to occur solely through private investment within the reasonably foreseeable future due to the blighting influences caused by physically and functionally obsolete commercial and residential structures in need of major and minor repair.

2.5. The Council further finds, determines and declares that the actions authorized by the Hiawatha and Lake Redevelopment Plan are all pursuant to and in accordance with the Project Laws.

2.6. The Council hereby finds, determines, and declares that: (i) the public notice required by Minnesota Statutes, Section 469.028, subd. 1, was published in a newspaper of general circulation in the City at least ten days but not more than thirty days prior to the date of the public hearing required by Minnesota Statutes, Section 469.028, subd. 1; (ii) the public hearing required by Minnesota

Statutes, Section 469.028, subd. 1, was held on the date and at the place set forth in the public notice; and (iii) all procedural requirements imposed by applicable statute, ordinance, resolution, or policy with respect to the Hiawatha and Lake Redevelopment Plan have been complied with by the Agency and the City.

Section 3. Approval of the Plan.

3.1. Based upon the findings set forth in Section 2 hereof, the Hiawatha and Lake Redevelopment Plan presented to the Council on this date is hereby approved and shall be placed on file in the office of the City Clerk.

Section 4. Implementation of the Plan.

4.1. The consultants, counsel, officers and staff of the City and the Agency are authorized and directed to proceed with the implementation of the Hiawatha and Lake Redevelopment Plan and for this purpose to negotiate, draft, prepare and present to this Council for its consideration, as appropriate, all further plans, resolutions, documents and contracts necessary for this purpose.

4.2. The staff of the City and the Agency are hereby authorized and directed to file a copy of the Plan (together with any necessary or appropriate additional documents or information) with the Department of Revenue of the State of Minnesota.

Adopted. Yeas, 11; Nays, 2 as follows:

Yeas - Herron, Johnson, Thurber, Ostrow, Campbell, Biernat, Niland, Colvin Roy, McDonald, Mead, Cherryhomes.

Nays - Goodman, Lane.

Passed May 19, 2000. J. Cherryhomes, President of Council.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Comm Dev & W&M/Budget -Your Committee, having under consideration the action of the Neighborhood Revitalization Program (NRP) Policy Board approving the use of Hennepin County's "Second 7.5%" NRP funds in the amount of \$40,000 to continue funding NRP Community Organizer activities in the Near North and Willard Hay neighborhoods, as part of the Near North/Willard Hay NRP Action Plan, now recommends:

1. Approval of the use of Hennepin County's "Second 7.5%" NRP funds for said purpose;
2. Passage of the accompanying resolution increasing the NRP Program Fund (CNR0) by \$40,000;
3. That the proper City officers be authorized to execute any agreements needed to implement activities set forth in said request; and
4. That this action be transmitted to the Board of Commissioners of the Minneapolis Community Development Agency (Petn No 265890).

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

RESOLUTION 2000R-218

By Niland and Campbell

Amending The 2000 Minneapolis Community Development Agency Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing Fund CNR0 - NRP Program by \$40,000 from projected fund balance.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000. J. Cherryhomes, President of Council.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Comm Dev & W&M/Budget - Your Committee, having under consideration the transfer of responsibilities for the Near North Hollman Project implementation to the Minneapolis Community Development Agency (MCDA), now recommends passage of the accompanying resolution increasing the MCDA appropriation in Fund CPP0 (Preliminary Planning) by \$317,000, to be used for salary and benefits of MCDA employees and other necessary project costs, including the purchased services of Lois Eberhardt in the City Coordinator's office, as set forth in Petn No 265888.

Your Committee further recommends that this action be transmitted to the Board of Commissioners of the MCDA.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

RESOLUTION 2000R-219
By Niland and Campbell

Amending The 2000 Minneapolis Community Development Agency 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 in Fund CPP0 - Preliminary Planning by \$317,000 from projected fund balance.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000. J. Cherryhomes, President of Council.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Comm Dev & W&M/Budget - Your Committee, having under consideration a report of the Minneapolis Community Development Agency (MCDA) on proposed tax increment policies and procedures amendments, set forth in Petn No 265888, now recommends that the MCDA be directed to consult with the Finance Department to develop a revised tax increment policy for consideration by the Council in the second cycle in July, 2000, prior to the adoption of the 2001 budget.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

The **HEALTH & HUMAN SERVICES** Committee submitted the following reports:

H&HS - Your Committee recommends concurrence with the recommendation of the Mayor to appoint Shirley Underwood, 2425 E Franklin Av as the representative from the Second Ward on the Senior Citizen Advisory Committee to the Mayor and City Council, for a two-year term to expire December 31, 2000.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

H&HS - Your Committee, having under consideration the Welfare-to-Work Capacity Expansion Contracts in Minneapolis and Hennepin County that provided employment services for an additional 600 participants, now recommends that the proper City Officers be authorized to issue the following Fund Availability Notices (FANs) to use the State's matching portion of Welfare-to-Work funds to continue funding the expanded employment services during the period July 1, 2000 through June 30, 2001, payable from Health & Family Support (060-860-8600):

- a. FAN #D5-1, under Master Contract #10016, to Catholic Charities, in the amount of \$78,877;
- b. FAN #D5-1, under Master Contract #10009, to HIRED, in the amount of \$197,192;
- c. FAN #D5-1, under Master Contract #10014, to the Minnesota Department of Economic Security, in the amount of \$102,540;
- d. FAN #D5-1, under Master Contract #10013, to RESOURCE Inc, in the amount of \$291,844;
- e. FAN #D5-1, under Master Contract #13403, to Jewish Vocational Services, in the amount of \$118,315;
- f. FAN #D5-1, under Master Contract #13100, to Lutheran Social Service, in the amount of \$157,754.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

H&HS - Your Committee, having under consideration the Twin Cities Healthy Start Project, now recommends that the proper City Officers be authorized to execute Amendment #1 to Agreement #14656 with Ramsey County, increasing the agreement by \$10,139 for a new total amount not to exceed \$146,139, for expanded nutrition services for Healthy Start participants in St. Paul during the period January 1 through June 30, 2000, payable from Health & Family Support (030-860-8624).

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 19, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

(Published May 23, 2000)

H&HS - Your Committee, having under consideration the Twin Cities Healthy Start Project, now recommends that the proper City Officers be authorized to issue Fund Availability Notice #Y3-3, under Master Contract #14764, to the Greater Minneapolis Council of Churches, in the amount of \$14,458, to provide enhanced clinical services, through its Division of Indian Work, for the period May 1 through June 30, 2000, payable from Health & Family Support (030-860-8624).

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

H&HS - Your Committee, having under consideration the Local Plan for the Workforce Investment Act, now recommends that Mayor Sayles Belton be authorized to sign a Memorandum of Understanding within which the Workforce Service Area will operate and which describes the roles and responsibilities of the employment and training agencies in the City of Minneapolis.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

The **HEALTH & HUMAN SERVICES** and **WAYS & MEANS/BUDGET** Committees submitted the following reports:

H&HS & W&M/Budget - Your Committee, having received the approved strategies from the Northside Weed and Seed Steering Committee, now recommends that the proper City Officers be authorized to:

- a. Issue Fund Availability Notice #X0-1, under Master Contract #10679, to the YMCA Metro Minneapolis Branch, North Commons Branch, in the amount of \$20,000, for Safe Haven activities for youth during the period May 1 through December 31, 2000, payable from Health & Family Support;

b. Issue Fund Availability Notice #X0-2, under Master Contract #10679, to the YMCA Metro Minneapolis Branch, University Branch, in the amount of \$20,000, for Safe Haven support for the Beacons Project - coordinated through the YMCA and area schools during the period May 1 through December 31, 2000, payable from Health & Family Support (030-860-8605);

c. execute a contract with the Southeast Asian Community Council, in the amount of \$10,000, to provide youth leadership and employment services to Asian youth residing within the Northside Weed and Seed boundaries for the period May 1 through December 31, 2000;

d. passage of the accompanying Resolution transferring \$30,000 of Northside federal Weed and Seed funds to the Police Department for law enforcement services, of which \$20,000 is to be used to support CODEFOR and other hotspot policing initiatives, with \$10,000 being reserved to support community policing efforts initiated by residents and community organizations.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**RESOLUTION 2000R-220
By Herron and Campbell**

Amending The 2000 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled Resolution, as amended, be further amended as follows:

a. decreasing the appropriation for the Health & Family Support Agency in the Grants - Federal Fund (030-860-8605) by \$30,000; and

b. increasing the appropriation for the Police Department Agency in the Grants - Federal Fund (030-400-P400) by \$30,000.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000. J. Cherryhomes, President of Council.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

H&HS & W&M/Budget - Your Committee, having received the approved plan from the Northside Weed and Seed Steering Committee, now recommends that the proper City Officers be authorized to execute contracts with the following agencies to receive state Weed and Seed funding during the period May 1 through December 31, 2000, payable from Health & Family Support (060-860-8605):

a. Visitation Monastery of Minneapolis, in the amount of \$8,000, for after school and summer activities;

b. Pilot City Neighborhood Services, in the amount of \$2,500, to enhance the Summer Youth Employment Program funded through the Minneapolis Employment & Training Program;

c. Minneapolis Park & Recreation Board, Farview Park, in the amount of \$10,140, for after school and summer activities;

d. Minneapolis Park & Recreation Board, North Commons Park, in the amount of \$6,250, for after school and summer activities;

e. Hennepin County Attorney's Office, in the amount of \$35,681, for the Community Prosecution Initiative;

f. Legacy Village, in the amount of \$15,700, to purchase equipment to support the Citizens Patrol - works with the 4th Precinct;

g. West Broadway Area Coalition, in the amount of \$30,000, to purchase and install security cameras on West Broadway.

Your Committee further recommends that the proper City Officers be authorized to issue Fund Availability Notice #X2-1 to Summit Academy OIC, in the amount of \$25,000, for education, work readiness job skills and job placement during the period May 1 through December 31, 2000, payable from Health & Family Support (060-860-8605).

May 19, 2000

Your Committee further recommends passage of the accompanying Resolution transferring \$25,950 of Northside state Weed and Seed funds to the Police Department to support an internship at the 4th Precinct in order to provide CODEFOR staff support.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

RESOLUTION 2000R-221

By Herron and Campbell

Amending The 2000 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled Resolution, as amended, be further amended as follows:

a. decreasing the appropriation for the Health & Family Support Agency in the Grants - Other Fund (060-860-8605) by \$25,950; and

b. increasing the appropriation for the Police Department Agency in the Grants - Other Fund (060-400-P400) by \$25,950.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000. J. Cherryhomes, President of Council.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

H&HS & W&M/Budget - Your Committee, having received the approved plan from the Phillips Weed and Seed Steering Committee, now recommends that the proper City Officers be authorized to execute contracts with the following organizations to receive federal Weed and Seed funding for Safe Haven support for youth activities during the period May 1 through December 31, 2000, payable from Health & Family Support (030-860-8605):

a. Minneapolis American Indian Center, in the amount of \$10,000;

b. Jack Cornelieus Boys and Girls Club, in the amount of \$10,000;

c. Peavey Park (in partnership with Four Winds School), in the amount of \$10,000;

d. Little Earth Residents Association, in the amount of \$10,000.

Your Committee further recommends that the proper City Officers be authorized to execute a contract with City Green & Big Woods Club, in the amount of \$14,218, for a beautification and planting project during the period May 1 through September 30, 2000, payable from Health & Family Support (030-860-8605).

Your Committee further recommends passage of the accompanying Resolution transferring \$22,000 of Phillips federal Weed and Seed funds to the Police Department to support overtime and buyback hours for the 3rd Precinct.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

(Republished June 27, 2000)

RESOLUTION 2000R-222

By Herron and Campbell

Amending The 2000 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled Resolution, as amended, be further amended as follows:

a. decreasing the appropriation for the Health & Family Support Agency in the Grants - Federal Fund (030-860-8605) by \$22,000; and

b. increasing the appropriation for the Police Department Agency in the Grants - Federal Fund (030-400-P300) by \$22,000.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000. J. Cherryhomes, President of Council.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

H&HS & W&M/Budget - Your Committee, having under consideration the coordination of the Weed and Seed Program, now recommends that Carrie Day Aspinwall, Administrative Assistant II, be granted the 4th step rate of pay, retroactive to September 1, 1999.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

H&HS & W&M/Budget - Your Committee, having under consideration the development of a state-wide Health Alert Network, now recommends that the proper City Officers be authorized to accept \$14,200 and execute a contract with the Minnesota Department of Health to strengthen the capacity of local health departments to respond to a health threat during the period April 28 through December 31, 2000.

Your Committee further recommends passage of the accompanying Resolution increasing the Health & Family Support Agency by \$14,200 to reflect receipt of said funds.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 19, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

(Published May 23, 2000)

RESOLUTION 2000R-223

By Herron and Campbell

Amending The 2000 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 & Family Support Agency in the Grants - Federal Fund (030-860-8623) by \$14,200.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000. J. Cherryhomes, President of Council.

Approved May 19, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

(Published May 23, 2000)

H&HS & W&M/Budget - Your Committee, having under consideration the Welcome Center Immunization and Family Stabilization Project, now recommends that Catherine Luiken, Program Aide II, be granted the 5th Step rate of pay.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

H&HS & W&M/Budget - Your Committee recommends that the proper City Officers be authorized to submit a grant application to the United States Department of Housing and Urban

Development seeking funding to perform research on improving the efficiency and cost effectiveness of methods of lead-based paint hazard evaluation and control.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

H&HS & W&M/Budget - Your Committee, having under consideration the administration of the Weed and Seed Initiative, now recommends the following:

a. that administration of Weed and Seed be transferred from the City Coordinator's Office of Grants and Special Projects to the Department of Health & Family Support;

b. passage of the accompanying Resolution designating David S. Doth, Commissioner of Health, as the authorized contact person for implementation of the Weed and Seed Initiative, and as the official signature for Weed and Seed documents, on behalf of the City of Minneapolis;

c. passage of the accompanying Resolution transferring the 1999 fund balance of \$309,841 to the Health & Family Support Agency for each Weed and Seed site as follows: Central \$98,037; Phillips \$25,746; and Northside \$186,058;

d. passage of the accompanying Resolution increasing the 2000 Health & Family Support Agency appropriation by \$309,841; and

e. transferring 1.0 Full-Time Equivalent Administrative Assistant II position from the City Coordinator's Office of Grants and Special Projects to the Department of Health & Family Support.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

RESOLUTION 2000R-224

By Herron and Campbell

Designating David S. Doth, Commissioner of Health, as the authorized contact person for implementation of the Weed and Seed Initiative, and as the official signature for Weed and Seed documents, on behalf of the City of Minneapolis.

Whereas, the City of Minneapolis entered into a cooperative agreement with the Office of Drug Policy and Violence Prevention in the Minnesota Department of Public Safety for the Project entitled Weed and Seed Initiative during the period from January 1, 2000 through December 31, 2000 in the City of Minneapolis;

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

That David S. Doth, Commissioner of Health, is hereby designated the authorized contact person for implementation of the Weed and Seed Initiative on behalf of the City of Minneapolis.

Be It Further Resolved that David S. Doth, Commissioner of Health, is authorized to receive and execute official correspondence, state certification forms, debarment forms, Equal Employment Opportunity (EEO) forms, Interfund transfers and to sign financial statements of the Weed and Seed Initiative.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000. J. Cherryhomes, President of Council.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**RESOLUTION 2000R-225
By Herron and Campbell**

Amending The 1999 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled Resolution, as amended, be further amended as follows:

a. decreasing the Non-Departmental Agency in the Grants - Other Fund (060-123-1230) by \$309,841; and

b. increasing the Health & Family Support Agency in the Grants - Other Fund (060-860-8605) by \$309,841.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000. J. Cherryhomes, President of Council.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**RESOLUTION 2000R-226
By Herron and Campbell**

Amending The 2000 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 & Family Support Agency in the Grants - Other Fund (060-860-8605) by \$309,841, and increasing the Revenue Source (060-860-8605 - Source 3215) by \$309,841.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000. J. Cherryhomes, President of Council.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

The **PUBLIC SAFETY & REGULATORY SERVICES** Committee submitted the following reports:

PS&RS - Your Committee, having under consideration the application of Chiapas Enterprises Inc, dba Pancho Villa Restaurant, 2539 Nicollet Av, for an On-Sale Wine Class C-2 with Strong Beer License (new business) to expire April 1, 2001, and having held a public hearing thereon, now recommends that said license be granted, subject to final inspection and compliance with all provisions of applicable codes and ordinances.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 19, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

(Published May 23, 2000)

PS&RS - Your Committee recommends granting the following applications for liquor, wine and beer licenses:

Off-Sale Liquor, to expire July 1, 2000

Sentyrz Falyce A, dba Sentyrz Liquors & Supermarket, 1612 2nd St NE, 1st floor;

Off-Sale Liquor, to expire July 1, 2001

Jose & Luke Inc, dba Hi-Lake Liquors, 2218 E Lake St;

On-Sale Liquor Class A with Sunday Sales, to expire January 1, 2001

Gay Nineties Inc, 400 Hennepin Av, 1st & 2nd floors;

Grandma's of Minneapolis Inc, dba Grandma's Saloon & Deli, 1810 Washington Av S;

On-Sale Liquor Class A with Sunday Sales, to expire June 10, 2001

Walker Art Center, 725 Vineland Pl (temporary expansion of premises with entertainment, June 9, 2000, 6:00 p.m. to 10:00 p.m.);

On-Sale Liquor Class A with Sunday Sales, to expire October 1, 2000

International Catering Inc, dba International Catering, 275 Market St
(Patterson-Hanson Wedding Reception, May 13, 2000, 5:00 p.m. to 1:00 a.m.);

On-Sale Liquor Class A with Sunday Sales, to expire July 1, 2001

Hey City Theater Company, dba Hey City Theater, 824 Hennepin Av;

On-Sale Liquor Class B with Sunday Sales, to expire July 1, 2000

Ballentine VFW Post 246, 2916 Lyndale Av S;

TGI Fridays of Minnesota Inc, dba TGI Fridays, 615 Hennepin Av;

On-Sale Liquor Class C-1 with Sunday Sales, to expire January 1, 2001

8th Street Garage Inc, dba 8th Street Grill & Tavern, 800 Marquette Av;

On-Sale Liquor Class E with Sunday Sales, to expire July 1, 2000

Campiello Inc, dba Campiello, 1320 W Lake St;

Stub & Herbs Inc, dba Stub & Herbs, 227 Oak St;

Woman's Club of Minneapolis, dba Woman's Club of Minneapolis, 410 Oak Grove St;

One Eyed Dog Ltd, dba Triple Rock, 629 Cedar Av;

On-Sale Liquor Class E with Sunday Sales, to expire July 1, 2001

Ginko Inc, dba Anthony's Wharf, 201 Main St SE;

Temporary On-Sale Liquor

East Isles Residents Association, dba Hennepin Lake Community Wine Tasting, 2925 Dean Pkwy (June 14, 2000, 6:00 p.m. to 9:30 p.m. at 2925 Dean Pkwy; Licensed Facilitator: Calhoun Beach Club);

Off-Sale Beer, to expire April 1, 2001

Tom Thumb Food Markets Inc, dba Tom Thumb Store #234, 150 2nd Av S;

Sundrani Enterprises Inc, dba Al's Market, 2820 E 42nd St;

Anderson Mable, dba Pepperoni's, 3554 Penn Av N;

Temporary On-Sale Beer

Church of St Anthony of Padua, 804 2nd St NE (Festival August 6, 2000, noon to 7:00 p.m.).

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

PS&RS - Your Committee recommends granting the following applications for business licenses as per list on file and of record in the Office of the City Clerk under date of May 19, 2000, subject to final inspection and compliance with all provisions of the applicable codes and ordinances (Petn No 265898):

Bowling Alley; Bowling, Pool & Billiard All Night Special; Building Contractor Class B; Cement Finishing Contractor; Concrete Masonry Contractor Class A; Concrete Masonry Contractor Class B; Place of Entertainment; All Night Special Food; Boarding House; Caterers; Confectionery; Food Distributor; Grocery; Indoor Food Cart; Food Manufacturer; Meat Market; Milk & Grocery Delivery Vehicle; Restaurant; Food Shelf; Short Term Food Permit; Seasonal Short Term Food; Sidewalk Cafe; Vending Machine; Gas Fitter Class A; Juke Box - Musical; Motor Vehicle Used Parts Dealer; Commercial Parking Lot Class A; Refrigeration Systems Installer; Secondhand Goods Class B; Swimming Pool - Public; Tattooing; Taxicab Service Company; Taxicab Vehicle; Tobacco Dealer; Combined Trades; Transient Merchant; Tree Servicing; and Wrecker of Buildings Class A.

Biernat moved to amend the above-mentioned Petition, Page #8, Item #37 of the Addendum, to postpone the application for a Taxicab Service Company License submitted by Airport & Airline Taxi-Cab Corp, dba Airport & Airline Taxi, 6525 Oxford Park, St. Louis Park (transfer of stock). Seconded.

Adopted upon a voice vote.

Herron moved to amend the above-mentioned Petition, Page #79, Item #767, to postpone the application for a Restaurant License submitted by Saleem Salem Inc, dba Chicago Restaurant, 2504 Chicago Av. Seconded.

Adopted upon a voice vote.
The report, as amended, was adopted.
Yeas, 13; Nays none.
Passed May 19, 2000.
Approved May 25, 2000. S. Sayles Belton, Mayor.
Attest: M. Keefe, City Clerk.

PS&RS - Your Committee recommends granting the following applications for gambling licenses, subject to final inspection and compliance with all provisions of the applicable codes and ordinances:

Gambling-Lawful Class B

Church of the Incarnation, 3817 Pleasant Av S (Site: Dustys, 1319 Marshall St NE);
Church of the Incarnation, 3817 Pleasant Av S (Site: Polish Palace, 2124 Marshall St NE);
Church of the Incarnation, 3817 Pleasant Av S (Site: Champions Saloon & Eatery, 105 W Lake St);

Gambling Lawful Exempt

Church of St Anthony Padua, 804 2nd St NE (Bingo, raffle, paddlewheels, pulltabs and tipboards, August 6, 2000);
American Swedish Institute, 2600 Park Av (Raffle, September 5, 2000);
Academy of Holy Angels, 6600 Nicollet Av S (Raffle, May 6, 2000 at Regal Minneapolis Hotel, 1313 Nicollet Mall);
Ronald McDonald House Charities, dba Ronald McDonald House, 608 Ontario St (Raffle, November 4, 2000).
Adopted. Yeas, 13; Nays none.
Passed May 19, 2000.
Approved May 25, 2000. S. Sayles Belton, Mayor.
Attest: M. Keefe, City Clerk.

PS&RS - Your Committee, having under consideration a demolition assessment for the property located at 4003 Fremont Av N (PID #04-029-24-13-0068), and having received a recommendation from the Inspections Division that the Hennepin County Auditor be requested to remove the assessment, in the amount of \$7,575, from the property taxes payable in 2000 by Tim Utz, now recommends that said assessment waiver be sent forward without recommendation.

Johnson moved to amend the report by deleting the language "waiver be sent forward without recommendation" and inserting in lieu thereof "be reduced to \$3,780". Seconded.

Adopted upon a voice vote.
The report, as amended, was adopted.
Yeas, 13; Nays none.
Passed May 19, 2000.
Approved May 25, 2000. S. Sayles Belton, Mayor.
Attest: M. Keefe, City Clerk.

PS&RS - Your Committee, having under consideration the following properties creating nuisance conditions within the meaning of Chapter 249 of the Minneapolis Code of Ordinances, now recommends that the proper City officers be authorized to raze the following properties, as more fully set forth in the Findings of Fact, Conclusions and Recommendations which are on file in the Office of the City Clerk and made a part of this report by reference:

- a. 2201 4th St N, legally described as Lot 10 and the South 41 1/2 feet of the East 20 feet of Lot 11, Block 2, Nickels and Smith's Addition to Minneapolis (PID #15-029-24-23-0042);
- b. 719 25th Av N, legally described as the West 27 feet of the East or rear 57 feet of Lot 14, and the North 10 feet of the West 27 feet of the East or rear 57 feet of Lot 13, all in Block 2, Highland Park Addition to Minneapolis (PID #16-029-24-11-0036).

Adopted. Yeas, 13; Nays none.
Passed May 19, 2000.
Approved May 25, 2000. S. Sayles Belton, Mayor.
Attest: M. Keefe, City Clerk.

PS&RS - Your Committee, having under consideration the property located at 1073 12th Av SE which the Director of Inspections has deemed constitutes a nuisance condition and has recommended that such nuisance condition be abated by razing the building as provided in Chapter 249 of the Minneapolis Code of Ordinances, now recommends the following:

a. that the Committee finds that the property located at 1073 12th Av SE is in a nuisance condition, as defined in Section 249.30 of the Minneapolis Code of Ordinances, as set forth in the Findings of Fact, Conclusions and Recommendations that are on file in the Office of the City Clerk and made a part of this report by reference;

b. that as an alternative to razing said property, the Committee orders that the building be rehabilitated, subject to the following conditions:

1. within 45 days, the owner will secure bids for concrete foundation work and shall enter into a contract with a concrete contractor;

2. when the owner hires a concrete contractor to complete the foundation, the contractor should obtain a separate permit from the owner's building permit;

3. previously issued permits shall be reinstated, subject to the conditions in this agreement;

4. the owner shall either hire the Inspections Division to conduct a code compliance inspection for a fee of \$300, or shall present the Inspections Division with a complete scope of work outlining the rehabilitation project, including all electrical, plumbing, heating/air conditioning and building requirements; the owner shall submit a complete scope of work or have a complete code compliance inspection completed within 45 days;

5. the addition to the property must be completed consistent with any previously approved plans;

6. the owner shall deposit \$2,000 cash with the Inspections Division upon receiving the permit for the concrete work, and may then secure a building permit to cover the scope of work;

7. the owner agrees to hire licensed contractors to complete all plumbing, heating and electrical repair as necessary for minimal life and safety requirements;

8. all exterior work must be completed by December 25, 2000;

9. if all the above conditions are met, the owner's total project completion timeline will be extended to December 25, 2001.

Your Committee further recommends that if the owner fails to abide by any of the provisions of this order, the Director of Inspections shall report back to the Public Safety & Regulatory Services Committee with a recommendation for possible demolition or other action on the property.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

The **PUBLIC SAFETY & REGULATORY SERVICES** and **WAYS & MEANS/BUDGET** Committees submitted the following reports:

PS&RS & W&M/Budget - Your Committee recommends that the proper City Officers be authorized to execute a contract extension with the State of Minnesota Department of Corrections to continue the detail of Sgt Cari Gerlicher to serve in the capacity of Director of the Office of Special Investigations for an additional six-month period, not to exceed May 1, 2001, with all costs being reimbursed to the City by the Department of Corrections. Further, that upon termination of the contract, Sgt Gerlicher shall return to her current position with the City of Minneapolis, or be assigned to another position at the rank of Sergeant within the Police Department.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

PS&RS & W&M/Budget - Your Committee recommends that the proper City Officers be authorized to accept donations on behalf of the Greater Minneapolis Convention and Visitors Association for the International Association of Chiefs of Police (IACP) Convention to be held in Minneapolis during October 2002.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

PS&RS & W&M/Budget - Your Committee recommends that the proper City Officers be authorized to execute Amendment #2 to Contract #11912 with Starmark Northwest Management LLC, dba Northwest Athletic Club, to extend for a twelve month period, from January 1 through December 31, 2000, athletic club memberships for Fire Department personnel, with the same agreed upon membership rates, terms and conditions as the original contract.

Your Committee further recommends concurrence with the recommendation of the Permanent Review Committee that said contract amendment be entered into notwithstanding the City's requirement for a Request for Proposals process.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

PS&RS & W&M/Budget - Your Committee, having under consideration a budget footnote directing the Police and Fire Chiefs to work together to identify and evaluate opportunities to develop a joint public safety facility, to include a new Downtown Fire Station and Police Downtown Command, in or near downtown and to investigate the feasibility of having Fire Station #10 as a possible location for the Downtown Police Precinct in comparison to selling the station and relocating the Downtown Precinct, now recommends concurrence with the recommendation of the Facilities, Space and Asset Management Committee that the City should not build a joint Fire Station and Downtown Command.

Your Committee further recommends that staff be directed to:

- a. analyze an independent Downtown Command Facility with a geographic location acceptable to the Police Department; and
- b. analyze an independent new Downtown Fire Station with a geographic location acceptable to the Fire Department.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

PS&RS & W&M/Budget - Your Committee recommends that the proper City Officers be authorized to execute a contract with the Fourth Judicial District, in the amount of \$13,000, to contribute to funding a Project Coordinator for the Family Violence Coordinating Council, payable in the amount of \$7,800 from the Police Department Agency (030-400) and \$5,200 from the City Attorney Agency (010-140). (Petn No 265899)

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

The **TAXES** Committee submitted the following report:

**BOARD OF EQUALIZATION
REPORT OF SPECIAL BOARD OF REVIEW**

Pursuant to the provisions of an ordinance passed May 30, 1975, by the Minneapolis City Council relating to assessments of market value of real estate, providing for the creation of a Special Board of Review, and a resolution passed on March 3, 2000, providing for the procedure to be followed by said Board, and one committee report passed on March 3, 2000, appointing members to the Special Board of Review, the City Clerk submits the report of the Special Board of Review which met on Monday, April 24, 2000, in the City of Lakes Building in the City of Minneapolis. The Board was duly sworn and after being so sworn entered upon the discharge of duties imposed by law on such Board.

The Board continued to meet to and including Friday, May 12, 2000. The Board equalized the assessments of the various assessment rolls of real and personal property located in the City of Minneapolis, County of Hennepin, Minnesota, and recommended approval of the Assessor's rolls containing the assessment of real estate and personal property in the various districts of the City of Minneapolis, as so revised, amended, equalized and granted by the Board.

The Board recommended to the City Clerk that copies of the adjustments and corrections made to such assessment rolls be transmitted to the City Council for approval or correction and if approved, such assessment rolls as approved and/or corrected be transmitted to the City Assessor, County Board of Equalization and State Tax Commissioner with the request that they take such action within their powers as authorized by law to give full effect to the correction and adjustments recommended and made by the Board.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

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

T&PW - Your Committee recommends that the proper City officers be authorized to issue a Request for Proposals to hire a civil engineering firm to complete the construction plans and specifications for construction of the E 43rd St and Park Av S flood mitigation basin and the E 49th St and Oakland Av S relief storm drain. Funds for the project are established in Sewer Rental Fund (7300-600-6063).

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

T&PW - Your Committee recommends approval of the plans and specifications for the rehabilitation of the Ford Bridge over the Mississippi River as prepared by Ramsey County and Hennepin County. (Petn No 265904)

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

T&PW - Your Committee, having under consideration the 10th Av SE Bridge Rehabilitation Project and the State's receipt of bids for said project, now recommends to the Commissioner of Transportation that a construction contract for said project be awarded to the low responsive bidder, Progressive Contractors Inc., in the amount of \$834,804.37 by completion of the Clerk/Administrator's Certificate. The City portion of the project will be Municipal State Aid funds in the amount of \$29,061.60, payable from the PW - Streets and Malls Capital Agency (4100-937-9372).

Adopted. Yeas, 13; Nays none.
Passed May 19, 2000.
Approved May 19, 2000. S. Sayles Belton, Mayor.
Attest: M. Keefe, City Clerk.
(Published May 23, 2000)

T&PW - Your Committee, having under consideration the downtown SCOOT (Split Cycle Offset Optimization Technique) System, a traffic management system that receives traffic information from sensors in downtown and manages signal timing based on that information and the availability of additional State funds for operation of the system, now recommends that the proper City officers be authorized to execute Amendment #2 to the City's contract with the Minnesota Department of Transportation (MnDOT) (Agreement #74151), extending the contract to December 31, 2000.

Adopted. Yeas, 13; Nays none.
Passed May 19, 2000.
Approved May 25, 2000. S. Sayles Belton, Mayor.
Attest: M. Keefe, City Clerk.

T&PW - Your Committee, having been informed that Hennepin County will allow cities to transfer responsibility of Individual Sewage Treatment Systems (ISTS) to the County's Department of Environmental Health, now recommends passage of the accompanying resolution providing for said transfer.

Adopted. Yeas, 13; Nays none.
Passed May 19, 2000.
Approved May 25, 2000. S. Sayles Belton, Mayor.
Attest: M. Keefe, City Clerk.

RESOLUTION 2000R-227
By Mead

Transferring responsibility of Individual Sewage Treatment Systems (ISTS) programs to Hennepin County.

Whereas, Hennepin County has adopted Ordinance 19 that creates a program for the proper construction, operation and abandonment of ISTS systems; and

Whereas, the City of Minneapolis has a municipal sewage collection system that carries all wastewater to the Metropolitan Council Environmental Services Metropolitan Wastewater Treatment Plant; and

Whereas, no new ISTS systems are allowed within the City of Minneapolis; and

Whereas, Hennepin County Ordinance 19 allows cities to transfer responsibility of ISTS systems to the County's Department of Environmental Health;

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

That the City hereby transfers all authority for the approval, operation, maintenance, and abandonment of ISTS systems within the City of Minneapolis to the Hennepin County Department of Environmental Health.

Adopted. Yeas, 13; Nays none.
Passed May 19, 2000. J. Cherryhomes, President of Council.
Approved May 25, 2000. S. Sayles Belton, Mayor.
Attest: M. Keefe, City Clerk.

The **TRANSPORTATION & PUBLIC WORKS** and **WAYS & MEANS/BUDGET** Committees submitted the following reports:

T&PW & W&M/Budget – Your Committee, having under consideration notification from the City Engineer that the City-owned properties at 2933 Lyndale Av S, 2937 Lyndale Av S and a portion of 600 W Lake St are excess and not needed for City use, and having held a public hearing thereon, now recommends passage of the accompanying resolution authorizing the sale of said properties.

Your Committee further recommends that the net proceeds from the sale of the three properties be captured to the Parking Fund (7500-9464) as repayment for the loan granted to acquire the properties and complete construction of the Lyn-Lake Municipal Parking Lots.

Mead moved to divide the report so as to consider separately that portion relating to commitment of the net proceeds from the sale of the land to the Parking Fund. Seconded.

Adopted upon a voice vote.

Mead moved that the separated portion of the report be referred back to the Transportation & Public Works and Ways & Means/Budget Committee. Seconded.

Adopted upon a voice vote.

Mead moved adoption of the balance of the report. Seconded

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 19, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

(Published May 23, 2000)

RESOLUTION 2000R-228

By Mead and Campbell

Authorizing the sale of certain City-owned property located at 2933 Lyndale Av S, 2937 Lyndale Av S and 600 W Lake St.

Whereas, the City owns land at 600 West Lake Street, 2933 Lyndale Avenue South, and 2937 Lyndale Avenue South, having purchased it as part of the land acquisition for the Lyn-Lake Municipal Parking Lot Project; and

Whereas, the City Engineer has determined that these parcels are not needed for the Lyn-Lake Municipal Parking Lots or other City purpose; and

Whereas, the property has been openly marketed to the public for sale; and

Whereas, Tom and Carol Hanson have offered to buy 600 West Lake Street for \$395,000; Jon Wiczling (aka English) has offered to buy 2933 Lyndale Avenue South for \$265,000; and Mark McClellan, Nils Smaby, and Wayne Mills have offered to buy 2937 Lyndale Avenue South for \$450,000; and

Whereas, the City Assessor has determined these purchase prices to be fair market value and has reported this to the City Council; and

Whereas, the Planning Commission approved the sale on May 1, 2000 as being in conformance with the Comprehensive Plan and a public hearing, notice of which was published in a newspaper of general circulation in Hennepin County at least ten days in advance of the hearing, was held by the Transportation and Public Works Committee on May 11, 2000, all in accordance with the Minneapolis Code of Ordinances, Section 14.120;

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

That the proper City officers are hereby authorized to execute and deliver the purchase agreements, deeds, easement and license agreements, and related documents for the sale of lands legally described as (and more fully described in Petn No 265905 on file in the Office of the City Clerk):

1. The westerly 60.00 feet of Lots 5, 6, and 7, Block 9, Excelsior Addition to Minneapolis, Hennepin County, Minnesota

2. Lot 14, Block 9, Excelsior Addition to Minneapolis, Hennepin County, Minnesota

3. Lot 13, Block 9 Excelsior Addition to Minneapolis, Hennepin County, Minnesota

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000. J. Cherryhomes, President of Council.

Approved May 19, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

(Published May 23, 2000)

T&PW & W&M/Budget - Your Committee, having under consideration the Golden Valley Road Street Reconstruction Project, now recommends passage of the accompanying Resolution ordering the work to proceed and adopting the special assessments for said project, Special Improvement of Existing Street No 6596.

Your Committee further recommends passage of the accompanying resolution requesting the Board of Estimate and Taxation to issue and sell assessment bonds for said project.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

RESOLUTION 2000R-229
By Mead and Campbell

GOLDEN VALLEY ROAD STREET RECONSTRUCTION PROJECT
SPECIAL IMPROVEMENT OF EXISTING STREET NO 6596

Ordering the work to proceed and adopting the special assessments for the Golden Valley Road Street Reconstruction Project.

Whereas, a public hearing was held on May 11, 2000 in accordance with Chapter 10, Section 8 of the Minneapolis City Charter and Section 24.180 of the Minneapolis Code of Ordinances to consider the proposed improvements as designated in Resolution 2000R-157, passed April 7, 2000 to consider the proposed special assessments as on file in the office of the City Clerk and to consider all written and oral objections and statements regarding the proposed improvements and the proposed special assessments;

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

That the City Engineer is hereby ordered to proceed and do the work as designated in said Resolution 2000R-157, passed April 7, 2000.

Be It Further Resolved that the proposed special assessments in the total amount of \$232,455.62 as on file in the Office of the City Clerk be and hereby are adopted and assessed against the benefited properties.

Be It Further Resolved that the number of successive equal annual principal installments by which the special assessments for street reconstruction of more that \$150 may be paid, shall be fixed at twenty (20) and that the interest charged at the same rate as the assessment bonds are sold for with collection of the special assessments to begin on the 2001 real estate tax statements.

Be It Further Resolved that the number of installments by which the special assessment of \$150 or less may be paid shall be fixed at one (1) and that interest be charged at the same rate as the assessment bonds are sold for with collection of the special assessments on the 2001 real estate tax statement.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000. J. Cherryhomes, President of Council.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

RESOLUTION 2000R-230
By Mead and Campbell

Requesting the Board of Estimate and Taxation to issue and sell City of Minneapolis bonds in the amount of \$233,000 for certain purposes other than the purchase of public utilities.

Resolved by The City Council of The City of Minneapolis:

That the Board of Estimate and Taxation be requested to incur indebtedness and issue and sell City of Minneapolis bonds for the purpose of paying the assessed cost of street improvements in the

Golden Valley Rd Street Reconstruction Project, Special Improvement of Existing Street No 6596, to be assessed against benefited properties as estimated by the City Council, which assessments shall be collectible in twenty (20) successive annual installments, payable in the same manner as real estate taxes.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000. J. Cherryhomes, President of Council.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

T&PW & W&M/Budget - Your Committee, having under consideration the Golden Valley Road Street Lighting Project, now recommends passage of the accompanying Resolution ordering the work to proceed and adopting the special assessments for said project, Special Improvement of Existing Street No 6596.

Your Committee further recommends passage of the accompanying resolution requesting the Board of Estimate and Taxation to issue and sell assessment bonds for said project.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

RESOLUTION 2000R-231

By Mead and Campbell

**Golden Valley Rd Street Lighting Project
Special Improvement of Existing Street No 6596**

Ordering the work to proceed and adopting the special assessments for the Golden Valley Rd Street Lighting Project.

Whereas, a public hearing was held on May 11, 2000 in accordance with Chapter 10, Section 8 of the Minneapolis City Charter and Section 24.180 of the Minneapolis Code of Ordinances to consider the proposed improvements as designated in Resolution 2000R-158 passed April 7, 2000, to consider the proposed special assessments as on file in the Office of the City Clerk and to consider all written and oral objections and statements regarding the proposed improvements and the proposed special assessments;

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

That the City Engineer is hereby ordered to proceed and do the work as designated in Resolution 2000R-158 passed April 7, 2000.

Be It Further Resolved that the parcel with PID No 17-029-24-13-0151 be deleted from the assessment roll.

Be It Further Resolved that the proposed special assessments in the total amount of \$114,203.50 as on file in the Office of the City Clerk are hereby adopted and assessed against the benefited properties.

Be It Further Resolved that the number of successive equal annual principal installments by which the special assessments of more than \$150 may be paid shall be fixed at twenty (20) and that the interest be charged at the same rate as the assessment bonds are sold for with collection of the special assessments to begin on the 2001 real estate tax statements.

Be It Further Resolved that the number of installments by which the special assessments of \$150 or less may be paid shall be fixed at one (1) and that the interest be charged at the same rate as the assessment bonds are sold for with collection of the special assessments on the 2001 real estate tax statements.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000. J. Cherryhomes, President of Council.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

May 19, 2000

RESOLUTION 2000R-232

By Mead and Campbell

Requesting the Board of Estimate and Taxation to issue and sell City of Minneapolis bonds in the amount of \$115,000 for certain purposes other than the purchase of public utilities.

Resolved by The City Council of The City of Minneapolis:

That the Board of Estimate and Taxation be requested to incur indebtedness and issue and sell City of Minneapolis bonds for the purpose of paying the assessed cost of street lighting in the Golden Valley Road Street Lighting Project, Special Improvement of Existing Street No 6596, to be assessed against benefited properties as estimated by the City Council, which assessments shall be collectible in twenty (20) successive annual installments, payable in the same manner as real estate taxes.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000. J. Cherryhomes, President of Council.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

T&PW & W&M/Budget - Your Committee reports that, in accordance with Chapter 431 of the Minneapolis Code of Ordinances relating to the street lighting districts, a public hearing was held on May 11, 2000 to consider the establishment of Street Lighting District #1260 and to consider all written and oral objections and statements regarding this matter.

Your Committee now recommends that Street Lighting District No 1260 (streets to receive lighting are as designated in the Golden Valley Road Street Lighting Project, Special Improvement of Existing Street No 6596) as delineated in a report of the Transportation and Public Works Committee passed by the City Council April 7, 2000 be and hereby is given preliminary approval.

Your Committee further recommends that Street Lighting District No. 1260 not be considered for final approval until at least two weeks from now in accordance with the provisions of Chapter 431 of the Minneapolis Code of Ordinances.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

T&PW & W&M/Budget - Your Committee, having under consideration the Hennepin Av Street Lighting Project, now recommends passage of the accompanying Resolution ordering the work to proceed and adopting the special assessments for said project, Special Improvement of Existing Street No 6690.

Your Committee further recommends passage of the accompanying resolution requesting the Board of Estimate and Taxation to issue and sell assessment bonds for said project.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 19, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

(Published May 23, 2000)

RESOLUTION 2000R-233

By Mead and Campbell

**Hennepin Av Street Lighting Project
Special Improvement of Existing Street No 6690**

Ordering the work to proceed and adopting the special assessments for the Hennepin Av Street Lighting Project.

Whereas, a public hearing was held on April 27, 2000 in accordance with Chapter 10, Section 8 of the Minneapolis City Charter and Section 24.180 of the Minneapolis Code of Ordinances to consider the proposed improvements as designated in Resolution 2000R-109 passed March 24, 2000, to consider the proposed special assessments as on file in the Office of the City Clerk and to consider all written and oral objections and statements regarding the proposed improvements and the proposed special assessments;

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

That the City Engineer is hereby ordered to proceed and do the work as designated in Resolution 2000R-109 passed March 24, 2000.

Be It Further Resolved that the proposed special assessments in the total amount of \$821,425 as on file in the Office of the City Clerk are hereby adopted and assessed against the benefited properties.

Be It Further Resolved that the number of successive equal annual principal installments by which the special assessments of more than \$150 may be paid shall be fixed at twenty (20) and that the interest be charged at the same rate as the assessment bonds are sold for with collection of the special assessments to begin on the 2001 real estate tax statements.

Be It Further Resolved that the number of installments by which the special assessments of \$150 or less may be paid shall be fixed at one (1) and that the interest be charged at the same rate as the assessment bonds are sold for with collection of the special assessments on the 2001 real estate tax statements.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000. J. Cherryhomes, President of Council.

Approved May 19, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

(Published May 23, 2000)

RESOLUTION 2000R-234
By Mead and Campbell

Requesting the Board of Estimate and Taxation to issue and sell City of Minneapolis bonds in the amount of \$822,000 for certain purposes other than the purchase of public utilities.

Resolved by The City Council of The City of Minneapolis:

That the Board of Estimate and Taxation be requested to incur indebtedness and issue and sell City of Minneapolis bonds for the purpose of paying the assessed cost of street improvements in the Hennepin Av Street Lighting Project, Special Improvement of Existing Street No 6690, to be assessed against benefited properties as estimated by the City Council, which assessments shall be collectible in twenty (20) successive annual installments, payable in the same manner as real estate taxes.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000. J. Cherryhomes, President of Council.

Approved May 19, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

(Published May 23, 2000)

T&PW & W&M/Budget -Your Committee reports that, in accordance with Chapter 431 of the Minneapolis Code of Ordinances relating to the street lighting districts, a public hearing was held on April 27, 2000 and continued to May 11, 2000, to consider the establishment of Street Lighting District No 1258 and to consider all written and oral objections and statements regarding this matter.

Your Committee now recommends that Street Lighting District No 1258 (streets to receive lighting are as designated in the Hennepin Av Street Lighting Project, Special Improvement of Existing Street No 6690) as delineated in a report of the Transportation and Public Works Committee passed by the City Council March 24, 2000 be and hereby is given preliminary approval.

Your Committee further recommends that Street Lighting District No. 1258 not be considered for final approval until at least two weeks from now in accordance with the provisions of Chapter 431 of the Minneapolis Code of Ordinances.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 19, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

(Published May 23, 2000)

T&PW & W&M/Budget - Your Committee, having under consideration a contract with EnPro Assessment Corporation for environmental investigations for the Lyn-Lake Municipal Parking Lot project, now recommends that said contract (#14832) be increased by \$4,800, to a new total of \$28,200, to provide funds for additional work. Funds for the contract increase are available in the PW - Transportation Capital Agency (7500-943-9464).

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

T&PW & W&M/Budget - Your Committee recommends acceptance of the low bid received on OP #5358 (Petr No 265906) submitted by Palda & Sons, Inc, in the amount of \$3,191,158.12, for furnishing and delivering all labor, materials, equipment and incidentals necessary to accomplish the E Franklin Av Reconstruction Project, all in accordance with City specifications.

Your Committee further recommends that the proper City officers be authorized to execute a contract for said services.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 19, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

(Published May 23, 2000)

T&PW & W&M/Budget - Your Committee, having received a report identifying a need for additional capital funding for costs and contingency for the West Metro Education Program/ University of St. Thomas (WMEP/UST) Municipal Parking Ramp and Skyway Project, now recommends passage of the accompanying resolutions:

a) Increasing the capital appropriation for the WMEP/UST Project by \$600,000 to be funded by the issuance of additional General Obligation bonds; and

b) Amending Resolution 2000R-128 relating to the sale of General Obligation Tax Increment Bonds by increasing the amount of bonds to be sold by \$600,000, for a new total of \$5,000,000, and approving a substitute maturity schedule.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

RESOLUTION 2000R-235

By Mead and Campbell

Amending The 2000 Capital Improvement Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the PW - Transportation Capital Agency in the Municipal Parking Fund (7500-943-9464) by \$600,000 and increasing the revenue source (7500-943-9464 - Source 3910) by \$600,000 from the sale of bonds.

Adopted. Yeas, 13; Nays none.
Passed May 19, 2000. J. Cherryhomes, President of Council.
Approved May 25, 2000. S. Sayles Belton, Mayor.
Attest: M. Keefe, City Clerk.

RESOLUTION 2000R-236
By Mead and Campbell

Amending Resolution 2000R-128 entitled "Authorizing sale and providing form, terms, pledge of tax increment and parking ramp revenues and findings, covenants and directions relating to \$4,400,000 General Obligation Tax Increment Bonds, Series 2000A of the City of Minneapolis", passed March 24, 2000.

Resolved by The City Council of The City of Minneapolis:
That the above-entitled resolution be amended by increasing the amount of bonding authority from \$4,400,000 to \$5,000,000 and substituting the following maturity schedule:

2000	\$100,000	2008	\$400,000
2001	\$400,000	2009	\$400,000
2002	0	2010	\$400,000
2003	0	2011	\$400,000
2004	\$100,000	2012	\$400,000
2005	\$100,000	2013	\$500,000
2006	\$400,000	2014	\$500,000
2007	\$400,000	2015	\$500,000

Adopted. Yeas, 13; Nays none.
Passed May 19, 2000. J. Cherryhomes, President of Council.
Approved May 25, 2000. S. Sayles Belton, Mayor.
Attest: M. Keefe, City Clerk.

The **WAYS & MEANS/BUDGET** Committee submitted the following reports:
W&M/Budget - Your Committee, having held a public hearing to discuss the reappointment of E. Maurice Nakumbe to serve on the Minneapolis Civil Service Commission for the remainder of a three-year term to expire February 28, 2002, now recommends concurrence with the recommendation of the Mayor and the Executive Committee to approve said reappointment.

Adopted. Yeas, 13; Nays none.
Passed May 19, 2000.
Approved May 25, 2000. S. Sayles Belton, Mayor.
Attest: M. Keefe, City Clerk.

W&M/Budget - Your Committee, to whom was referred an Ordinance amending Chapters 1 and 2 of Appendix H of the Minneapolis Code of Ordinances relating to the Minneapolis Cable Communication Franchises regarding the change of control of the franchisee and the acquisition of Time Warner, Inc., the parent of Time Warner Cable's corporate parent, TWI Cable, Inc. (formerly KBLCOM, Inc.), by AOL Time Warner, Inc., which gives rise to the proposed amendment, now recommends that said Ordinance be given its second reading for amendment and passage.

Your Committee further recommends summary publication of the above-described Ordinance.
Campbell moved that the report be postponed to the adjourned City Council session to be held June 2, 2000. Seconded.

Adopted upon a voice vote.

W&M/Budget - Your Committee recommends concurrence with the Permanent Review Committee in their recommendation to approve issuance of a Request for Proposals (RFP) for a computer assisted mass appraisal (CAMA) system, which is one element of Phase III of Business Process Reengineering being implemented in the City Assessor's Office.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

W&M/Budget - Your Committee, having under consideration a request from the Youth Coordinating Board (YCB) to forgive the loan portion of a 1996 agreement with the YCB, which allocated City funds, in the amount of \$2,200,000, to allow the Whittier neighborhood and the YCB to proceed with the construction of the Whittier Neighborhood Early Learning Center, and which included a loan portion of \$1,100,000 for repayment to the City by September, 2000, now recommends approval of said request, forgiving the loan portion of the 1996 agreement, in the amount of \$1,100,000.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

W&M/Budget - Your Committee recommends approval of the conversion to the City's four-step, appointed salary structure for all assistants and aides classifications in the Council and the Mayor's offices, as follows:

- a) Council Member Assistant/Aide;
- b) Administrative Aide, Mayor; and
- c) Administrative Aide/Public Information Officer.

Your Committee further recommends approval of the location of current employees on the new salary schedule, as more fully set forth in Petn No 265917 on file in the Office of the City Clerk, and clarifies that said change affects only the salary structure and schedule, with no change to the anniversary date or classification date.

Your Committee further recommends passage of the accompanying Salary Ordinance setting the salary for said positions, to be effective May 19, 2000.

Your Committee further recommends summary publication of said Salary Ordinance.

Adopted. Yeas, 9; Nays none.

Declining to Vote - Biernat, Niland, Goodman, McDonald.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Ordinance 2000-Or-031, amending Title 2, Chapter 20, of the Minneapolis Code of Ordinances relating to *Administration: Personnel*, setting the salary for the positions: Council Member Assistant/Aide; Administrative Aide, Mayor; and Administrative Aide/Public Information Officer, based on studies conducted by the Department of Human Resources, was passed May 19, 2000 by the City Council and approved May 25, 2000 by the Mayor. A complete copy of this ordinance is available for public inspection in the office of the City Clerk.

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

ORDINANCE 2000-Or-031
By Campbell
1st & 2nd Readings: 5/19/2000

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

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

Section 1: That the following classification in Section 20.10.01 of the above-entitled ordinance be amended to make the following changes: (Annual Rates)

**Appointed Employees "B" (CPA)
Effective: May 19, 2000**

	Start	After 1 Year	After 3 Years	After 6 Years
C02740 E1 Council Member Assistant/Aide* A	\$45,238	\$47,619	\$49,048	\$50,000
C00270 E1 Administrative Aide, Mayor** A	\$48,404	\$50,952	\$52,481	\$53,500
C00290 E1 Administrative Aide/Public Information Office A	\$53,303	\$56,108	\$57,792	\$58,914

Provided that all employees in the above classifications shall receive the following longevity:

- \$313 annual longevity beginning at the 10th year of service.
- \$606 annual longevity beginning at the 15th year of service.
- \$731 annual longevity beginning at the 20th year of service.
- \$960 annual longevity beginning at the 25th year of service.

*Provided that employees in their current classification on or before January 30, 1994, shall be eligible for an additional annual longevity payment of \$1,948.

**Provided that employees in their current classification on or before January 30, 1994, shall be eligible for an additional annual longevity payment of \$1,496.

Adopted. Yeas, 9; Nays none.
Declining to Vote - Biernat, Niland, Goodman, McDonald.
Passed May 19, 2000. J. Cherryhomes, President of Council.
Approved May 25, 2000. S. Sayles Belton, Mayor.
Attest: M. Keefe, City Clerk.

W&M/Budget - Your Committee recommends that a lawsuit filed against the City be settled and be payable to Demenia Wesseh and his attorney, James Daniels, in the amount of \$2,000, and Negolomai Livingston and his attorney, James Daniels, in the amount of \$2,000, payable from the Self Insurance Fund (6900-150-1500-6850).

Adopted. Yeas, 13; Nays none.
Passed May 19, 2000.
Approved May 25, 2000. S. Sayles Belton, Mayor.
Attest: M. Keefe, City Clerk.

W&M/Budget - Your Committee recommends approval of the proposed settlement relating to the Minneapolis Grain Exchange vs City of Minneapolis case, with the City accepting payment in the amount of \$44,510.

Your Committee further recommends passage of the accompanying resolution increasing the Public Works Transportation - Capital Agency appropriation and revenue estimate by \$44,510.

Adopted. Yeas, 13; Nays none.
Passed May 19, 2000.
Approved May 25, 2000. S. Sayles Belton, Mayor.
Attest: M. Keefe, City Clerk.

RESOLUTION 2000R-237

By Campbell

Amending The 2000 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 Public Works Transportation - Capital Agency Appropriation in the Permanent Improvement Projects Fund (4100-943-9464) by \$44,510 and increasing the Public Works Transportation - Capital revenue estimate in the Permanent Improvement Projects Fund (4100-943-9464-Source 3755) by \$44,510.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000. J. Cherryhomes, President of Council.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

W&M/Budget - Your Committee recommends that the proper City officers be authorized to execute agreements with suburban municipalities for the City of Minneapolis to conduct bail review on their behalf and to collect a fee of \$10 for each review, with collected funds to be accepted into the Attorney Agency in the General Fund (0100-140-1410).

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

W&M/Budget - Your Committee recommends that the proper City officers be authorized to execute Change Order #1 to Contract #14277 with Havens Steel Company, to provide structural steel for the Convention Center Expansion Project, increasing said contract by \$2,000,000, for a new contract total of \$19,493,000, payable from Convention Center Site Agency in the Permanent Improvement Projects Fund (4100-975-9751).

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 19, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

(Published May 23, 2000)

W&M/Budget - Your Committee recommends that the proper City officers be authorized to execute Amendment #1 to Land Acquisition Agreement #13728, with Central Lutheran Church for the City to contribute \$137,200 toward the cost of removing and reinstalling stained glass windows as the remedy for any damage to the windows due to earthwork required for the Convention Center Expansion Project, payable from the Convention Center Site Agency in the Permanent Improvement Projects Fund (4100-975-9751).

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

W&M/Budget - Your Committee recommends acceptance of a \$250,000 forgivable loan from the Minnesota Investment Fund for Resaleworld.com, Inc.

Your Committee further recommends that the proper City officers be authorized to execute said forgivable loan agreement and other sub-recipient agreements necessary to implement the project.

Your Committee further recommends passage of the accompanying resolution increasing the Communications Agency appropriation and revenue estimate by \$250,000.

Adopted. Yeas, 13; Nays none.
Passed May 19, 2000.
Approved May 25, 2000. S. Sayles Belton, Mayor.
Attest: M. Keefe, City Clerk.

RESOLUTION 2000R-238
By Campbell

Amending The 2000 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 Communications Agency in the Grants - Other Fund (060-800-8031) by \$250,000 and increasing the Communications Agency revenue estimate in the Grants - Other Fund (0600-800-8031-Source 3215) by \$250,000.

Adopted. Yeas, 13; Nays none.
Passed May 19, 2000. J. Cherryhomes, President of Council.
Approved May 25, 2000. S. Sayles Belton, Mayor.
Attest: M. Keefe, City Clerk.

W&M/Budget - Your Committee recommends that the proper City officers be authorized to submit a series of Livable Communities Demonstration Account (LCDA) Grant Development and Predevelopment pre-applications to the Metropolitan Council by the June 2, 2000 deadline for funding of the following projects, including assigned priority ratings, as more fully set forth in Petn No 265914 on file in the Office of the City Clerk:

Development Projects

- a) Grain Belt Brewhouse Project, in the amount of \$1,000,000 (LCDA funds);
- b) Near Northside Redevelopment Project, \$1,000,000 (LCDA funds);
- c) Hi-Lake Transit-Oriented Development Project, \$100,000 (LCDA funds and \$1,500,000, Supplemental Transportation funds);
- d) Ventura Village Project, \$2,100,000 (LCDA funds);
- e) Village in Phillips, \$375,000 (LCDA funds);
- f) Silver Creek Project, 1900 Central Avenue NE, \$500,000 (LCDA funds);

Predevelopment Projects

- g) Hiawatha Light Rail Transit (LRT) Station Area Planning Project, 38th Street, \$50,000 (LCDA funds); and
- h) New Dania Comprehensive Block Plan Project, \$75,000 (LCDA funds).

Your Committee further clarifies that several project budgets are being refined and the proposed extent of City financial participation in the implementation of several projects is incomplete.

Your Committee further recommends that the City change individual project priorities and commitments, as necessary, to provide local support by the August 30, 2000 deadline for full application completion.

Adopted. Yeas, 13; Nays none.
Passed May 19, 2000.
Approved May 25, 2000. S. Sayles Belton, Mayor.
Attest: M. Keefe, City Clerk.

W&M/Budget - Your Committee, having under consideration requests for funding of arts projects and programs, as part of the City's Round 19 Arts Funding Review, now recommends approval to provide funding for 30 arts and community organizations recommended by the Neighborhood Arts Program Advisory Panel, for a total funding amount of \$32,500 (\$20,800 from

the City, \$5,200 from private sources, plus a \$6,500 buy-in match from the 30 organizations), as more fully set forth in Petn No 265915 on file in the Office of the City Clerk.

Your Committee further recommends acceptance of the \$6,500 in matching funds and passage of the accompanying resolution increasing the City Coordinator Agency appropriation and revenue estimate by \$6,500.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

RESOLUTION 2000R-239
By Campbell

Amending The 2000 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 City Coordinator Agency in the Grants - Other Fund (0600-840-8450) by \$6,500 and increasing the City Coordinator Agency revenue estimate in the Grants - Other Fund (0600-840-8450-Source 3720) by \$6,500.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000. J. Cherryhomes, President of Council.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

W&M/Budget - Your Committee recommends that the Finance Director be authorized to issue a Request for Proposals (RFP) for bond counsel services.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

W&M/Budget - Your Committee recommends passage of the accompanying Salary Ordinance for Fire Inspection Specialist I, Fire Inspection Specialist II, and Fire Inspection Coordinator, based on studies conducted by the Department of Human Resources, to be effective May 29, 2000.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

ORDINANCE 2000-Or-032
By Campbell
1st & 2nd Readings: 5/19/2000

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

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

Section 1. That the following classifications in Section 20.10.01 of the above-entitled ordinance be amended to make the following change(s): (Bi-Weekly Rates)

AFSCME Local 9 Clerical/Technical (CAF)

Effective: May 29, 2000

FLSA	OTC	CLASSIFICATION	G	P	1 st STEP	2 nd STEP	3 rd STEP	4 th STEP	5 th STEP	6 th STEP	7 th STEP
N	2	Fire Inspection Specialist I	7	B	1243	1339	1501	1589	1668	1756	
N	2	Fire Inspections Specialist II	8	B	1502	1576	1654	1736	1823	1917	2012
N	2	Fire Inspections Coordinator	9	B	1667	1755	1847	1950	2054	2163	2273

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000. J. Cherryhomes, President of Council.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

W&M/Budget - Your Committee recommends that the proper City officers be authorized to execute Amendment #2 to Contract #13194 with EMA Services, Inc., to provide strategic planning and implementation services, extending said contract from January 1, 2000 through June 30, 2000 and increasing said contract amount by \$500,000 for a new contract total of \$1,450,000, payable from the Strategic Information System Planning (SISP) Projects Agency in the Permanent Improvement Projects Fund (4100-972-A600).

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

W&M/Budget - Your Committee recommends that the proper City officers be authorized to execute a contract with Giga Information, Inc., to provide information and technology services required by the City, and to renew said contract on an annual basis through December 31, 2002, for an estimated amount of \$25,000 annually, payable from the Information and Technology Services Agency in the Intergovernmental Service Fund (6400-880-8810).

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

W&M/Budget - Your Committee, having under consideration a request from the Minneapolis Park and Recreation Board for an increase of \$150,000 in the special assessment bond sale for diseased tree removal, now recommends approval of said increase.

Your Committee further recommends passage of the following resolutions:

a) Requesting that the City Council amend the City's Capital Improvement Program and the City's request to sell bonds for the increase in diseased tree removal; and

b) Amending Resolution No. 99R-428 entitled, "Requesting that the Board of Estimate and Taxation incur indebtedness and issue and sell City of Minneapolis bonds, in the amount of \$250,000, for certain purposes other than the purchase of public utilities," to increase the amount by \$150,000, for a new request to incur indebtedness and issue and sell City of Minneapolis bonds, in the amount of \$400,000, for certain purposes other than the purchase of public utilities.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**RESOLUTION 2000R-240
By Campbell**

Requesting the City Council to amend the City's Capital Improvement Program and the City's request to sell bonds for the increase in diseased tree removal.

Whereas, the City Council adopted the City's Capital Improvement Program for 2000 on December 9, 1999; and

Whereas, the 2000 Capital Improvement Program included \$250,000 for diseased tree removal; and

Whereas, a more current estimate of the need for diseased tree removal is \$400,000; and

Whereas, the entire amount of the diseased tree removal cost is assessed directly to the benefiting property;

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

That the Minneapolis Park and Recreation Board requests the City Council to amend the adopted City's Capital Improvement Program by increasing the diseased tree removal from \$250,000 to \$400,000.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000. J. Cherryhomes, President of Council.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**RESOLUTION 2000R-241
By Campbell**

Amending Resolution No. 99R-428 entitled, "Requesting that the Board of Estimate and Taxation incur indebtedness and issue and sell City of Minneapolis bonds, in the amount of \$250,000, for certain purposes other than the purchase of public utilities," to increase the amount by \$150,000, for a new request to incur indebtedness and issue and sell City of Minneapolis bonds, in the amount of \$400,000, for certain purposes other than the purchase of public utilities.

Resolved by The City Council of The City of Minneapolis:

That the Board of Estimate and Taxation be requested to incur indebtedness and issue and sell City of Minneapolis bonds in the amount of \$400,000, the proceeds of which are to be used for diseased tree removal which assessments shall be collected in 5 successive equal annual installments payable in the same manner as real estate taxes.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000. J. Cherryhomes, President of Council.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

W&M/Budget - Your Committee recommends that the proper City officers be authorized to submit an Economic Development Initiative (EDI)/Section 108 Loan application by the May 24, 2000 deadline, in the amount of \$1,500,000, and subject to receipt of an EDI Grant award, to submit a subsequent Section 108 Loan application, for an approximate amount of \$4,500,000, said applications to be submitted on behalf of the proposed new Allina Heart Hospital, which will be located in the Phillips Community of Minneapolis.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

W&M/Budget - Your Committee, having under consideration a request to appropriate an additional \$34,000 for continuation of the planning, analysis and implementation necessary to achieve the recommendations and findings included in the 2000 Downtown Minneapolis Transportation Study, dated April 26, 2000, now recommends the following:

- a) Approve proceeding with said planning, analysis and implementation;
- b) Authorize the proper City officers to execute Amendment #1 to Contract #14445, with SRF Consulting Group to provide additional work relating to the Downtown Transportation Study, extending the contract period through June 30, 2000 and increasing the contract amount by \$34,000; and
- c) Defer the additional \$34,000 to the Mid-Year Budget Review.

Campbell moved that part (a) be referred back to the Transportation & Public Works Committee. Seconded. Adopted upon a voice vote.

The report, as amended, was adopted.

Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

W&M/Budget - Your Committee recommends approval to rescind the Re-employment of Retirees Policy, which was adopted by the City Council on November 12, 1999, to be effective January 1, 2000.

Your Committee further recommends that the Director of Human Resources review the issues relating to the rehiring of retirees and provide any recommendations for a revised policy to the Executive Committee.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

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

Z&P - Your Committee, having under consideration the recommendation of the Heritage Preservation Commission that the Band Box Diner, 729 S 10th St, be designated for local heritage preservation pursuant to Title 2, Chapter 34 of the Minneapolis Code of Ordinances, and having held a public hearing thereon, now recommends passage of the accompanying resolution designating said building for heritage preservation.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

RESOLUTION 2000R-242

By McDonald

Designating the Band Box Diner, 729 South 10th Street, for local heritage preservation.

Whereas, the Minneapolis Heritage Preservation Commission (HPC) has recommended to the City Council that the exterior of the Band Box Diner, 729 South 10th Street, legally described as Lot 1, Block 1, Smith's Addition to Minneapolis, be designated for local heritage preservation; and

Whereas, prior to such recommendation and in compliance with Title 2, Chapter 34 of the Minneapolis Code of Ordinances (MCO), the HPC did refer the subject matter to the City Planning Commission (CPC) for review and recommendation, such CPC recommendation being made May 1, 2000; and further did refer the subject matter to the Minnesota Historical Society for review and comment, such favorable comment being made in a letter of March 27, 2000 set forth in Petn No 265921; and

Whereas, the Standing Committee on Zoning and Planning held a public hearing on May 9, 2000, duly noticed pursuant to Section 34.50 of the MCO, and recommended designation for local heritage preservation;

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

That the exterior of the Band Box Diner is hereby designated for local heritage preservation, and that the proper City officers and the HPC are directed to comply with the provisions of Sections 34.60 through 34.90 of the MCO.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000. J. Cherryhomes, President of Council.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Z&P - Your Committee, having under consideration the matter of providing clarification and corrections to the 1999 Comprehensive Zoning Code Revision, and to whom was referred on March 24, 2000 the subject matter of an ordinance amending Title 20 of the Minneapolis Code of Ordinances relating to Zoning Code, except Chapter 521, Zoning Districts and Maps Generally; and the Planning Commission having conducted a public hearing and made recommendations thereon, now recommends that the accompanying ordinances amending the following chapters of Title 20 be given their second reading for amendment and passage.

Chapter 520, Introductory Provisions
Chapter 525, Administration and Enforcement
Chapter 527, Planned Unit Development
Chapter 530, Site Plan Review
Chapter 531, Nonconforming Uses and Structures
Chapter 535, Regulations of General Applicability
Chapter 536, Specific Development Standards
Chapter 537, Accessory Uses and Structures
Chapter 541, Off-Street Parking and Loading
Chapter 543, On-Premise Signs
Chapter 546, Residence Districts
Chapter 547, Office Residence Districts
Chapter 548, Commercial Districts
Chapter 549, Downtown Districts
Chapter 550, Industrial Districts
Chapter 551, Overlay Districts

An analysis of the above-described amendments is set forth in Petn No 265922.

Your Committee further requests unanimous consent to introduce the accompanying ordinance amending Title 22, Chapter 598 of the Minneapolis Code of Ordinances relating to Land Subdivision: Land Subdivision Regulations, adding the word sections for clarification, which the Planning Commission has considered in a public hearing and recommended for approval, for first reading.

Unanimous consent was granted.

Further, your Committee recommends that said ordinance be given its second reading for amendment and passage.

Your Committee further recommends summary publication of the above named ordinances.

McDonald moved that the following definition in Chapter 520, Section 520.160 be amended to read as follows:

"Planned unit development. Two (2) or more principal buildings or uses developed or to be developed under unified ownership or control, the development of which is unique and of a different character than the surrounding area. A Planned unit development may be a planned residential development, planned commercial development or planned industrial development."

Seconded.

Adopted upon a voice vote.

McDonald moved that Chapter 525 be amended by renumbering Section 2 to be Section 3 and inserting a new Section 2 to read as follows:

"Section 2. That Section 525.180 of the above-entitled ordinance be amended to read as follows:

525.180. Appeals of decisions of the city planning commission or board of adjustment.

All decisions of the city planning commission, except zoning amendments and interim use permits, and all decisions of the board of adjustment shall be final subject to appeal to the city council and the right of subsequent judicial review. Appeals may be initiated by any affected person by filing the appeal with the zoning administrator on a form approved by the zoning administrator. All appeals shall be filed within ten (10) calendar days of the date of decision by the city planning commission or board of adjustment. No action shall be taken by any person to develop, grade or otherwise alter the property until expiration of the ten (10) day appeal period and, if an appeal is filed pursuant to this section, until after a final decision has been made by the city council. Not less than ten (10) days before the public hearing to be held by the zoning and planning committee of the city council to consider the appeal, the zoning administrator shall mail notice of the hearing to the property owners and the registered neighborhood group(s) who were sent notice of the public hearing held by the city planning commission or the board of adjustment. The failure to give mailed notice to individual property owners, or defects in the notice, shall not invalidate the proceedings provided a bona fide attempt to comply with this section has been made."

Seconded.

Adopted upon a voice vote.

The report, as amended, was adopted.

Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Ordinances 2000-Or-033 through 2000-Or-049 amending the following Chapters of Titles 20 and 22 of the Minneapolis Code of Ordinances relating to *Zoning Code and Land Subdivisions*, respectively, were passed May 19, 2000 by the City Council and approved May 25, 2000 by the Mayor. The ordinances clarify and correct the 1999 Comprehensive Zoning Code Revision. A complete copy of these ordinances are available for public inspection in the office of the City Clerk.

Chapter 520, *Introductory Provisions*. The amendments add "parking area" and "parking facility" as interchangeable terms, delete section 520.140(c) related to existing unlawful uses, and amend or add definitions of child care center, contractor's office, day labor agency, developmental achievement center, intermodal containerized freight facility, manufactured home park, outdoor recreation area, planned unit development and fast food restaurant.

Chapter 525, *Administration and Enforcement*. The amendments expand the types of environmental reviews subject to fees, correct an error related to appeals of decisions of the city planning commission, and amend the regulations related to authorized variances of height of structures, parking and loading requirements, parking location requirements, width of parking aisles and driveways, Shoreland Overlay District regulations and on-premise signs.

Chapter 527, *Planned Unit Development*. The amendments amend the regulations related to signs in a planned unit development, and clarify the regulations related to parking and loading requirements and application for planned unit development.

Chapter 530, *Site Plan Review*. The amendments amend the regulations related to uses subject to major and minor site plan review by expanding the uses subject to minor review, specify that existing uses that did not comply with the site plan review requirements of the 1963 zoning code are subject to the site plan standards of this chapter, and clarify the regulations related to parking and loading landscaping and screening, concrete curbs and wheel stops.

Chapter 531, *Nonconforming Uses and Structures*. The amendments amend the regulations related to the establishment of nonconforming rights for single and two family dwellings nonconforming as to side and rear yards, and clarify the regulations related to expansion of a nonconforming use within a structure.

Chapter 535, *Regulations of General Applicability*. The amendments clarify the regulations related to maximum floor area of certain buildings originally designed as dwellings that may be used

for parking, storage or repair of vehicles as a principal use, and require cluster developments with side entrances to maintain a minimum fifteen-foot interior side yard.

Chapter 536, *Specific Development Standards*. The amendments amend or delete development standards for child care center or family or group family day care, cluster development, contractor showroom, developmental achievement center and office.

Chapter 537, *Accessory Uses and Structures*. The amendments clarify the regulations related to maximum height and maximum floor area of accessory structures, and amend or add development standards for child care center, convent monastery or religious retreat center, developmental achievement center, and family or group family day care.

Chapter 541, *Off-Street Parking and Loading*. The amendments clarify that Table 541-1 Specific Off-Street Parking Requirements applies to principal uses and delete parking requirements for family or group family day care and contractor showroom and add requirements for contractor's office and automobile sales with service bays, amend the regulations related to driveway width, amend the regulations related to the location of off-site parking, amend the regulations related to access to parking spaces and parking maneuvering area, amend the regulations related to landscaping and screening of parking lots to specify that curbing is required, amend the regulations related to minimum stacking spaces and reduce the stacking requirement for fast food restaurants, clarify that Table 541-7 Specific Off-Street Loading Requirements applies to principal uses and delete loading requirements for family or group family day care and contractor showroom and add requirements for contractor's office.

Chapter 543, *On-Premise Signs*. The amendments clarify the language related to scope of the sign regulations, amend Table 543-1 Specific Standards for Signs in the Residence and Office Residence Districts by deleting family or group family day care, and amend regulations related to commercial banners, exceptions to wall signs and sign adjustments.

Chapter 546, *Residence Districts*. The amendments amend Table 546-1 Principal Uses in the Residence Districts by deleting family or group family day care, amend the regulations related to "increased front yard" and delete the regulations related to "decreased front yard", clarify the regulations related to enclosed building requirement, and delete family or group family day care from the lot dimension and building bulk requirements of the R3 through R6 Districts.

Chapter 547, *Office Residence Districts*. The amendments amend Table 547-1 Principal Uses in the Office Residence Districts by deleting family or group family day care, amend the regulations related to "increased front yard" and delete the regulations related to "decreased front yard", clarify the regulations related to enclosed building requirement, and delete family or group family day care from the lot dimension and building bulk requirements of the OR1 through OR3 Districts.

Chapter 548, *Commercial Districts*. The amendments amend Table 548-1 Principal Uses in the Commercial Districts by deleting family or group family day care and contractor showroom and by adding contractor's office, and amend the regulations related to yard requirements.

Chapter 549, *Downtown Districts*. The amendments amend Table 549-1 Principal Uses in the Downtown Districts by deleting family or group family day care and contractor showroom and by adding contractor's office and dormitory, and amend the regulations related to yard requirements.

Chapter 550, *Industrial Districts*. The amendments amend Table 550-1 Principal Uses in the Industrial Districts by deleting contractor showroom and by adding contractor's office, and amend the regulations related to yard requirements.

Chapter 551, *Overlay Districts*. The amendments increase the hours of operation of parking lots in the Transitional Parking Overlay District to 6 a.m., amend the regulations related to the established boundaries of the Shoreland Overlay District by deleting reference to the zoning map, amend or delete definitions of development, lake bank, protected waters, riverbank and steep slope in the Shoreland Overlay District, amend the regulations related to the location of development in the Shoreland Overlay District and eliminate the requirement of both a conditional use permit and variance, amend the regulations related to conditional uses in the Shoreland Overlay District, amend the regulations related to removal of vegetation in the Shoreland Overlay District, correct an error related to the established boundaries of the Mississippi River Critical Area Overlay District, specify that the variances to the Shoreland Overlay District apply in the Mississippi River Critical Area Overlay District, amend the regulations related to development on bluffs in the Mississippi River

Critical Area Overlay District and eliminate the requirement of both a conditional use permit and variance, and clarify that the height of wall signs in the Nicollet Mall Overlay District may not be increased by conditional use permit.

Chapter 598, *Land Subdivision Regulations*. The amendment clarifies the language related to the authority to enact the land subdivision regulations.

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

ORDINANCE 2000-Or-033
By McDonald

Intro & 1st Reading: 3/24/2000
Ref to: Z&P
2nd Reading: 5/19/2000

Amending Title 20, Chapter 520 of the Minneapolis Code of Ordinances relating to Zoning Code: Introductory Provisions.

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

Section 1. That Section 520.40 of the above-entitled ordinance be amended by adding a new subdivision (9), as follows, and renumbering the existing subdivisions:

520.40. Rules of construction. In the construction of this zoning ordinance, the following rules shall be observed and applied, except where the context clearly indicates otherwise:

(9) The words "parking area" and "parking facility" may be used interchangeably.

~~(9)~~(10) In computing the period of time within which an act is to be done, the first calendar day from which the designated period of time begins to run shall not be included. The last day of the period shall be included, unless it is a Saturday, a Sunday or a legal holiday, in which case the period shall run until the end of the next day which is not a Saturday, Sunday or legal holiday.

~~(10)~~(11) Distance shall be measured in a straight line, from lot line to lot line, except as otherwise provided in this zoning ordinance.

Section 2. That Section 520.140(c) of the above-entitled ordinance be deleted, as follows:

520.140. Existing uses.

~~(c) Unlawful uses. A use existing on the effective date of this zoning ordinance that does not conform to a compliance deadline of the 1963 zoning code shall remain unlawful and shall be subject to such compliance deadline.~~

Section 3. That the following definitions in Section 520.160 of the above-entitled ordinance be amended or added in alphabetical sequence to read as follows:

520.160. Definitions. Unless otherwise expressly stated, or unless the context clearly indicates a different meaning, the words and phrases in the following list of definitions shall, for the purposes of this zoning ordinance, have the meanings indicated. All words and phrases not defined shall have their common meaning.

Child care center. A commercial establishment enrolling children, where compensation for the care of the children is charged, and which is licensed to operate as a child care center. A facility, other than a family or group family day care home, in which a child care program is operated that is licensed by the Minnesota Department of Human Services (DHS), or that is excluded from licensure by Minnesota Statutes section 245A.03.

Contractor's office. An office providing building construction or property maintenance services, and which does not involve outdoor storage of machinery or equipment. Examples include but are not limited to plumbing, electrical and cleaning contractors.

Day labor agency. An establishment engaged in the temporary employment of persons on a daily basis where persons wait on the premises for work assignments or transportation to work assignments.

Developmental achievement centers. ~~A provider of day training and rehabilitation services which complies with Minnesota Statutes Chapter 252. A facility in which a program of care, supervision, training or habilitation services that is licensed by the Minnesota Department of Human Services (DHS) is provided to functionally impaired persons for less than twenty-four (24) hours per day.~~

Intermodal containerized freight facility. A facility, ~~the purpose of which is to serve~~ that serves as a transfer point for containerized freight between rail and truck transportation modes. The principal activity ~~of such a facility~~ is the transfer of freight in freight containers or truck semitrailers between rail cars and trucks.

Manufactured home park. A development of two (2) or more manufactured homes as defined in Minnesota Statutes Chapter 327.

Outdoor recreation area. An establishment providing outdoor recreation facilities such as a golf driving range, skating rink, miniature golf course or other nonmotorized amusement. An outdoor recreation area shall not include an outdoor theater.

Planned unit development. Two (2) or more principal buildings or uses developed or to be developed under unified ownership or control, the development of which is unique and of a different character than the surrounding area. A planned unit development may be a planned residential development, planned commercial development or planned industrial development.

Restaurant, fast food. An establishment whose design or principal method of operation includes five (5) or more of the following characteristics. In addition, any restaurant with a drive-through facility shall be considered a fast food restaurant.

- ~~(1) Less than fifty (50) percent of the gross floor area is devoted to customer dining area.~~
- ~~(2)(1) A permanent menu board is provided from which to select and order food.~~
- ~~(3) If a chain or franchised restaurant, standardized floor plans are used over several locations.~~
- ~~(4)(2) Customers pay for food before consuming it.~~
- ~~(5)(3) A self-service condiment bar is provided.~~
- ~~(6)(4) Trash receptacles are provided for self-service bussing.~~
- ~~(7)(5) Furnishing plan indicates hard finished stationary seating arrangement.~~
- ~~(8)(6) Most main course food items are substantially prepared or cooked on premises and packaged in individual, nonreusable containers.~~

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000. J. Cherryhomes, President of Council.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

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

ORDINANCE 2000-Or-034
By McDonald

Intro & 1st Reading: 3/24/2000
Ref to: Z&P
2nd Reading: 5/19/2000

Amending Title 20, Chapter 525 of the Minneapolis Code of Ordinances relating to Zoning Code: Administration and Enforcement.

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

Section 1. That Section 525.160 (a) (15) of the above-entitled ordinance be amended to read as follows:

525.160. Fees. (a) *Established.* In recognition of the cost of services performed and work and materials furnished, persons who desire to avail themselves of the privileges granted them under the zoning ordinance shall pay the following fees:

(15) *Environmental review assessment worksheets and environmental impact statements.*

The applicant shall pay the city for legally recoverable costs of environmental review processes as permitted by state statutes. Upon filing of the application, the applicant shall be required to place in escrow an amount of funds equal to the anticipated legally recoverable costs as determined by the planning department.

Section 2. That Section 525.180 of the above-entitled ordinance be amended to read as follows:

525.180. Appeals of decisions of the city planning commission or board of adjustment.

All decisions of the city planning commission, except zoning amendments and interim use permits, and all decisions of the board of adjustment shall be final subject to appeal to the city council and the right of subsequent judicial review. Appeals may be initiated by any affected person by filing the appeal with the zoning administrator on a form approved by the zoning administrator. All appeals shall be filed within ten (10) calendar days of the date of decision by the city planning commission or board of adjustment. No action shall be taken by any person to develop, grade or otherwise alter the property until expiration of the ten (10) day appeal period and, if an appeal is filed pursuant to this section, until after a final decision has been made by the city council. Not less than ten (10) days before the public hearing to be held by the zoning and planning committee of the city council to consider the appeal, the zoning administrator shall mail notice of the hearing to the property owners and the registered neighborhood group(s) who were sent notice of the public hearing held by the city planning commission or the board of adjustment. The failure to give mailed notice to individual property owners, or defects in the notice, shall not invalidate the proceedings provided a bona fide attempt to comply with this section has been made.

Section 3. That Section 525.520(4), (6), (8), (14), (17) and (21) of the above-entitled ordinance be amended to read as follows:

525.520. Authorized variances. Variances from the regulations of this zoning ordinance shall be granted by the board of adjustment only in accordance with the requirements of section 525.500, and may be granted only in the following instances, and in no others:

(4) Unless otherwise controlled by conditional use permit, to vary the height requirements for any structure, except signs, provided that the total floor area ratio on the site shall not be exceeded, and provided further that the maximum height of any accessory structure shall not exceed sixteen (16) feet or sixty (60) percent of the height of the structure to which it is accessory, whichever is greater.

(6) To reduce the applicable off-street parking, stacking or loading requirements by up to twenty (20) percent of the applicable regulations or one (1) parking space or loading space, whichever is greater.

(8) To permit parking that cannot comply with the location requirements for on-site parking, as specified in Chapter 537, Accessory Uses and Structures, and Chapter 541, Off-Street Parking and Loading.

(14) To reduce the minimum required width of parking aisles or to increase the maximum width of driveways in any zoning district, as regulated in Chapter 541, Off-Street Parking and Loading, or to reduce the minimum required width of driveways in the residence and OR1 Districts from ten (10) feet to eight (8) feet, provided there is no alley or alternative public access to the lot.

(17) To permit development in the SH Shoreland Overlay District on a steep slope or bluff, or within forty (40) feet landward from of the top of a steep slope or bluff.

(21) To vary the number, type, height, area or location of an allowed signs on property located in an OR2 or OR3 District or a commercial, downtown or industrial district, pursuant to Chapter 543, On-Premise Signs.

Adopted. Yeas, 13; Nays none.

May 19, 2000

Passed May 19, 2000. J. Cherryhomes, President of Council.
Approved May 25, 2000. S. Sayles Belton, Mayor.
Attest: M. Keefe, City Clerk.

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

ORDINANCE 2000R-035
By McDonald

Intro & 1st Reading: 3/24/2000
Ref to: Z&P
2nd Reading: 5/19/2000

Amending Title 20, Chapter 527 of the Minneapolis Code of Ordinances relating to Zoning Code: Planned Unit Development.

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

Section 1. That Section 527.170 of the above-entitled ordinance be amended to read as follows:

527.170. Sign requirement: On-premise signs. All signs in a planned unit development shall conform to a master sign plan that shall be considered and approved with the development plan. All signs shall conform to the ~~standards of this zoning ordinance and the zoning district in which the planned unit development is located,~~ requirements of Chapter 543, On-Premise Signs, except as otherwise authorized by the city planning commission.

Section 2. That Section 527.180 of the above-entitled ordinance be amended to read as follows:

527.180. Off-street parking and loading. Off-street parking and loading for the planned unit development shall comply with the requirements of Chapter 541, Off-Street Parking and Loading, except as otherwise authorized by the city planning commission. In determining the number of off-street parking and loading spaces required, the city planning commission shall consider, but not be limited to, the parking and loading requirements for the individual uses within the planned unit development as specified in Chapter 541, the nature of the uses and population served, documentation supplied by the applicant regarding the actual parking and loading demand for the proposed use, the potential for shared parking and loading, and the use of alternative forms of transportation.

Section 3. That Section 527.250 of the above-entitled ordinance be amended to read as follows:

527.250. Application procedure. An application for planned unit development ~~approval~~ shall be filed on a form approved by the zoning administrator, as specified in Chapter 525, Administration and Enforcement, ~~for conditional use permit.~~

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000. J. Cherryhomes, President of Council.
Approved May 25, 2000. S. Sayles Belton, Mayor.
Attest: M. Keefe, City Clerk.

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

ORDINANCE 2000-Or-036
By McDonald

Intro & 1st Reading: 3/24/2000
Ref to: Z&P
2nd Reading: 5/19/2000

Amending Title 20, Chapter 530 of the Minneapolis Code of Ordinances relating to Zoning Code: Site Plan Review.

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

Section 1. That Section 530.20 of the above-entitled ordinance be amended to read as follows:

530.20. Uses subject to site plan review. (a) *In general.* Table 530-1, Uses Subject to Site Plan Review, lists all uses subject to major site plan review. The site plan review requirements of this chapter shall apply to the establishment or expansion of any principal use, building or freestanding accessory parking garage listed on the table, except as otherwise provided by this section.

(b) *Downtown districts.* Any building containing fifty thousand (50,000) square feet or more of new or additional gross floor area located in the Downtown districts, except automobile services uses, any use with a drive-through facility, transportation uses, and principal or freestanding accessory parking garages, shall be subject to the requirements of Article I, General Provisions, and Article VI, Downtown Standards, of this chapter.

(c) *Exceptions.* Notwithstanding sections (a) and (b) above, uses specified with a "√" under the "Exceptions" column shall be subject to minor site plan review where one (1) or ~~both~~ more of the following conditions exists. Minor site plan review shall consist of an administrative review of the proposed use for compliance with the specific development standards and general regulations of this zoning ordinance.

- (1) The use is located in a storefront building existing on the effective date of this ordinance ~~that conforms to the minimum building facade entrances and windows requirements of this chapter.~~
- (2) The use is located in an existing building that has received site plan approval and is in full compliance with such approval, and the establishment or expansion of the use does not alter the approved site plan of the building.
- (3) The use is located in an existing building containing fifty thousand (50,000) square feet or more of gross floor area located in the Downtown districts.

Section 2. That Section 530.90 of the above-entitled ordinance be amended to read as follows:

530.90. Existing uses. (a) *In general.* Notwithstanding any other provision to the contrary, Uses existing on the effective date of this zoning ordinance that do ~~did~~ not conform to the October 31, 1993 compliance deadline comply with the requirements of the 1963 zoning code governing site plan review shall remain unlawful. Such uses shall continue to be subject to the site plan review standards contained in section 530.10 and 540.290 of the 1963 zoning code, except as otherwise prohibited by this zoning ordinance. of this chapter. Voluntary compliance may be achieved at any time through the filing of an application for site plan review. In addition, this requirement will be enforced upon the occurrence of any of the following:

- (1) The alteration or expansion of such use.
- (2) The filing of any application for zoning, licensing, building permit or other approval for such use.
- (3) Notice from the zoning administrator that such use must submit an application for site plan review. If neither (1) nor (2) above applies to a use receiving notice, an application for site plan review shall be submitted to the zoning administrator within sixty (60) days of such notice.

~~(b) 1963 zoning code compliance deadline. Presently existing facilities shall be permitted to operate as a nonconforming use in accordance with the provisions of section 531.20 through 531.110. Such nonconforming status shall become unlawful on October 31, 1993. Prior to April 30, 1992, the zoning administrator shall investigate the status of all automobile-related facilities as to length of continuous operation and determine which uses would become unlawful on October 31, 1993. Appeals from the determination of the zoning administrator shall be pursuant to Chapter 525, Administration and Enforcement.~~

~~(c) *Performance bond.* The city planning commission shall require a performance bond to be supplied by the applicant as a condition of site plan approval, as provided in section 530.70 of this Code.~~

~~(b) *Appeal.* All decisions of the zoning administrator shall be subject to appeal pursuant to Chapter 525, Administration and Enforcement.~~

Section 3. That Section 530.160 (a) and (c)(1) of the above-entitled ordinance be amended to read as follows:

530.160. Parking and loading landscaping and screening.

(a) *In general.* Parking and loading facilities, and all other areas upon which motor vehicles may be located, including but not limited to drive-through facilities, pump island service areas and stacking spaces, shall comply with the standards of this chapter and the applicable regulations of this zoning ordinance. Where this section requires a landscaped yard, such yard shall remain unobstructed from the ground level to the sky, except that fencing shall be allowed.

(c) *Parking and loading abutting residence or office residence districts, or any permitted or conditional residential use.* Parking and loading facilities and all other areas upon which motor vehicles may be located that abut a residence or office residence district or that abut a permitted or conditional residential use shall comply with the following standards:

- (1) A landscaped yard at least five (5) feet wide shall be provided along the ~~district boundary~~ property line or alley, except where a greater yard is required. If a parking facility contains over two hundred (200) parking spaces, the minimum required landscaped yard shall be increased to eight (8) feet in width.

Section 4. That Section 530.180 of the above-entitled ordinance be amended to read as follows:

530.180. Concrete curbs and wheel stops. All parking lots and driveways shall be defined by a six (6) inch by six (6) inch continuous concrete curb ~~positioned two (2) feet from the boundary of the parking lot,~~ except where the parking lot perimeter is designed to provide on-site retention and filtration of stormwater. In such case the use of wheel stops or discontinuous curbing is permissible. ~~The two (2) feet between the face of the curb and any parking lot boundary shall be considered part of the parking stall length and shall not be landscaped with plant material, but instead shall be covered with mulch or rock, or be paved.~~

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000. J. Cherryhomes, President of Council.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

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

ORDINANCE 2000-Or-037

By McDonald

Intro & 1st Reading: 3/24/2000

Ref to: Z&P

2nd Reading: 5/19/2000

Amending Title 20, Chapter 531 of the Minneapolis Code of Ordinances relating to Zoning Code: Nonconforming Uses and Structures.

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

Section 1. That Section 531.30(2)(a) of the above-entitled ordinance be amended to read as follows:

531.30. Establishment of nonconforming rights; certificate of nonconforming use. Any person having a legal or equitable interest in a nonconforming property may apply for a certificate of nonconforming use by complying with the procedure set forth in this section. Upon issuance, a certificate of nonconforming use shall be evidence that the use or structure designated therein is a legal nonconforming use or structure at that time.

(2) *Nonconforming structures.* Where an application seeks a nonconforming use certificate to establish the legal nonconforming status of a structure only, or a use nonconforming as to parking only, and not to establish the legal nonconforming status of any use, the zoning administrator may issue or deny such certificate upon review of a certified survey, building permits, or other documentation deemed necessary or sufficient by the zoning administrator.

(a) *Single and two-family dwellings nonconforming as to interior side and rear yards only.* A single or two-family dwelling nonconforming as to interior side and rear yards only shall have all the rights of a conforming structure, provided the structure is located not closer than three (3) feet from the side and rear lot line, and provided further that the structure shall not be enlarged, altered or relocated in such a way as to increase its nonconformity. For the purposes of this section, the extension of a single or two-family dwelling along the existing setback or the addition of a second story or half-story shall not be considered as increasing its nonconformity, provided the portion of the structure within the required side or rear yard comprises at least sixty (60) percent of the length of the entire structure, and provided further that the structure shall not be enlarged, altered or relocated within the required front yard and all other requirements of this zoning ordinance are met.

Section 2. That Section 531.50(b) of the above-entitled ordinance be amended to read as follows:

531.50. Expansion or alteration of nonconforming uses and structures.

(b) *Structure (conforming or nonconforming) containing a legal nonconforming use.* Structures containing one (1) or more legal nonconforming uses shall not be moved to a new location on the zoning lot, expanded, enlarged or structurally altered in any way, nor shall such use be intensified, except that the city planning commission may permit the relocation, expansion, enlargement, structural alteration or intensification of such use or the structure or any accessory structure, if it makes the following findings, and the relocation, expansion, enlargement, structural alteration or intensification meets all other applicable regulations of this zoning ordinance (this section shall not authorize a use prohibited in the zoning district in which it is located to be expanded beyond the boundaries of its zoning lot):

- (1) A rezoning of the property would be inappropriate.
- (2) The enlargement, expansion, relocation, structural alteration or intensification will be compatible with adjacent property and the neighborhood.
- (3) The enlargement, expansion, relocation, structural alteration or intensification will not result in significant increases of adverse off-site impacts such as traffic, noise, dust, odors and parking congestion.
- (4) The enlargement, expansion, relocation, structural alteration or intensification, because of improvements to the property, will improve the appearance or stability of the neighborhood.
- (5) In districts in which residential uses are allowed, the enlargement, expansion, relocation, structural alteration or intensification will not result in the creation or presence of more dwelling units or rooming units on the subject property than is allowed by the regulations of the district in which the property is located.
- (6) The enlargement, expansion, relocation, structural alteration or intensification will not be located in the Floodway District.

May 19, 2000

Adopted. Yeas, 13; Nays none.
Passed May 19, 2000. J. Cherryhomes, President of Council.
Approved May 25, 2000. S. Sayles Belton, Mayor.
Attest: M. Keefe, City Clerk.

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

ORDINANCE 2000-Or-038
By McDonald

Intro & 1st Reading: 3/24/2000
Ref to: Z&P
2nd Reading: 5/19/2000

Amending Title 20, Chapter 535 of the Minneapolis Code of Ordinances relating to Zoning Code: Regulations of General Applicability.

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

Section 1. That Section 535.100 of the above-entitled ordinance be amended to read as follows:

535.100. Maximum floor area of portions of dwellings or detached structures used for parking, storage or repair of vehicles as a principal use. For all structures originally designed or intended as a single or two-family dwelling or a multiple-family dwelling of three (3) or four (4) dwelling units, the maximum floor area of any detached structure or attached use designed or intended to be used for the parking, storage or repair of vehicles as a principal use, shall not exceed six hundred seventy-six (676) square feet or ten (10) percent of the lot area, whichever is greater. In the case of an attached use described above, the total maximum floor area of such attached use plus all detached structures shall not exceed six hundred seventy-six (676) square feet or ten (10) percent of the lot area, whichever is greater.

Section 2. That Section 535.250 of the above-entitled ordinance be amended to read as follows:

535.250. Interior side yards for dwellings with side entrances. The minimum width of interior side yards for all multiple-family dwellings with side entrances, and for single and two-family dwellings or cluster developments with ~~the~~ a principal entrance facing the interior lot line, shall be not less than fifteen (15) feet, and the minimum width of said interior side yard plus any driveway shall not be less than twenty-two (22) feet, unless a greater width is required by the regulations governing interior side yards in the district in which the structure is located.

Adopted. Yeas, 13; Nays none.
Passed May 19, 2000. J. Cherryhomes, President of Council.
Approved May 25, 2000. S. Sayles Belton, Mayor.
Attest: M. Keefe, City Clerk.

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

ORDINANCE 2000-Or-039
By McDonald

Intro & 1st Reading: 3/24/2000
Ref to: Z&P
2nd Reading: 5/19/2000

Amending Title 20, Chapter 536 of the Minneapolis Code of Ordinances relating to Zoning Code: Specific Development Standards.

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

Section 1. That the following specific development standards in Section 536.20 of the above-entitled ordinance be amended to read as follows:

536.20. Specific development standards. The uses listed below are subject to the following specific development standards, in addition to all other applicable regulations:

~~Child care center or family or group family day care.~~

(1) In the residence and OR1 Districts, the use shall be located in a nonresidential structure existing on the effective date of this ordinance, or nursing home.

(2) The use shall provide a designated area for the short-term parking of vehicles engaged in loading and unloading children, as specified in Chapter 541, Off-Street Parking and Loading. The designated area shall be located as close as practical to the principal entrance of the building and shall be connected to the building by a sidewalk.

(3) Play equipment shall not be located in required front, side or rear yards and shall be effectively screened from any adjacent residential use located in a residence or office residence district or from a ground floor permitted or conditional residential use, as specified in Chapter 530, Site Plan Review.

(4) To the extent practical, all new construction or additions to existing buildings shall be compatible with the scale and character of the surroundings, and exterior building materials shall be harmonious with other buildings in the neighborhood.

(5) An appropriate transition area between the use and adjacent property shall be provided by landscaping, screening and other site improvements consistent with the character of the neighborhood.

~~Cluster development.~~

(1) Any application for cluster development approval shall include a development plan which shall consist of a statement of the proposed use of all portions of the land to be included in the cluster development and a site plan showing all existing and proposed development, including but not limited to the location of structures, parking areas, vehicular and pedestrian access, open space, drainage, sewerage, fire protection, building elevations, landscaping, screening and bufferyards, and similar matters, as well as the location of existing public facilities and services.

(2) The planning commission may authorize reductions in the area of individual lots within a cluster development from the required lot area for the zoning district, provided any such reductions shall be compensated for by an equivalent amount of lot area elsewhere in the cluster development. Lot area shall not include areas designated as public or private streets.

(3) The planning commission may authorize reductions in or elimination of required yards within a cluster development, provided ~~landscaped~~ yards of at least such minimum width as required by the zoning district in which the cluster development is located shall be maintained along the periphery of the cluster development.

(4) To the extent practical, all new construction or additions to existing buildings shall be compatible with the scale and character of the surroundings, and exterior building materials shall be harmonious with other buildings in the neighborhood.

(5) An appropriate transition area between the use and adjacent property shall be provided by landscaping, screening and other site improvements consistent with the character of the neighborhood.

(6) Any cluster development which includes a ~~manufactured home or a~~ manufactured home park shall be first allowed in the R2 ~~Two-family~~ District.

~~Contractor showroom.~~

~~(1) Manufacturing, assembly or wholesaling of goods or products shall be prohibited.~~

~~(2) All storage of equipment, materials and supplies shall be entirely within an enclosed building.~~

~~Developmental achievement center.~~ In the residence and OR1 Districts, the use shall be located in a nonresidential structure existing on the effective date of this ordinance, or nursing home.

~~Office. Contractor's offices shall be prohibited in the office residence districts.~~

Adopted. Yeas, 13; Nays none.
Passed May 19, 2000. J. Cherryhomes, President of Council.
Approved May 25, 2000. S. Sayles Belton, Mayor.
Attest: M. Keefe, City Clerk.

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

ORDINANCE 2000-Or-040
By McDonald

Intro & 1st Reading: 3/24/2000
Ref to: Z&P
2nd Reading: 5/19/2000

Amending Title 20, Chapter 537 of the Minneapolis Code of Ordinances relating to Zoning Code: Accessory Uses and Structures.

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

Section 1. That Section 537.50 of the above-entitled ordinance be amended to read as follows:

537.50. Maximum height. (a) *In general.* The maximum height for all accessory structures shall be limited to the maximum height requirements for principal structures in the district in which the accessory structure is located, except as otherwise provided in this zoning ordinance.

(b) *Accessory structures located in the residence and OR1 Districts.* A detached accessory structure, accessory to a principal use located in a residence or OR1 district shall not exceed the height of the principal structure or twelve (12) feet, whichever is less, ~~except as otherwise provided in this zoning ordinance.~~

(c) *Accessory structures located in all other districts.* Structures accessory to a structure originally designed or intended as a single or two-family dwelling or a multiple-family dwelling of three (3) or four (4) ~~dwelling~~ units, shall not exceed the height of the principal structure or twelve (12) feet, whichever is less, ~~except as otherwise provided in this zoning ordinance.~~

Section 2. That Section 537.60 of the above-entitled ordinance be amended to read as follows:

537.60. Maximum floor area. (a) *In general.* The floor area of any accessory structure shall be included in the total allowable floor area permitted on the zoning lot.

(b) *Accessory uses and structures located in the residence and OR1 Districts.*

(1) *Single and two-family dwellings.* The maximum floor area of all detached accessory structures, and any attached accessory use designed or intended to be used for the parking of vehicles, shall not exceed six hundred seventy-six (676) square feet.

(2) *All other uses.* The maximum floor area of all detached accessory structures, and any attached accessory use designed or intended to be used for the parking of vehicles, except for an enclosed a parking area beneath garage within the building, entirely below grade or an enclosed parking area of at least two (2) levels, shall not exceed six hundred seventy-six (676) square feet or ten (10) percent of the lot area, whichever is greater.

(c) *Accessory uses and structures located in all other zoning districts.* The maximum floor area of all detached accessory structures and any attached accessory use designed or intended to be used for the parking of vehicles, accessory to a structure originally designed or intended as a single or two-family dwelling or a multiple-family dwelling of three (3) or four (4) ~~dwelling~~ units, shall not exceed six hundred seventy-six (676) square feet or ten (10) percent of the lot area, whichever is greater.

Section 3. That the following accessory uses and structures in Section 537.110 of the above-entitled ordinance be amended or added in alphabetical sequence to read as follows:

537.110. Allowed accessory uses and structures. The following accessory uses and structures shall be allowed, subject to the following development standards:

Child care center. Child care centers shall be allowed accessory to a nonresidential use, or nursing home, provided play equipment shall not be located in required front, side or rear yards and shall be effectively screened from any adjacent residential use located in a residence or office residence district or from a ground floor permitted or conditional residential use, as specified in Chapter 530, Site Plan Review.

Convent, monastery or religious retreat center. Convents, monasteries and religious retreat centers shall be allowed accessory to a religious institution place of assembly, provided such use shall be subject to the same requirements for maximum number of persons served and minimum lot area as community residential facilities located in the zoning district.

Developmental achievement center. Developmental achievement centers shall be allowed accessory to a nonresidential use or nursing home, provided in the residence and OR1 Districts the number of persons served shall not exceed twelve (12).

Family or group family day care. Family or group family day care shall be allowed accessory to a dwelling, provided play equipment shall not be located in required front, side or rear yards and shall be effectively screened from any adjacent residential use located in a residence or office residence district or from a ground floor permitted or conditional residential use, as specified in Chapter 530, Site Plan Review. Where the license holder is an employer and the purpose of the program is to provide day care to children of the license holder's employees, such program shall be allowed accessory to a use other than a dwelling, provided all other requirements of this section are met.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000. J. Cherryhomes, President of Council.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

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

ORDINANCE 2000-Or-041

By McDonald

Intro & 1st Reading: 3/24/2000

Ref to: Z&P

2nd Reading: 5/19/2000

Amending Title 20, Chapter 541 of the Minneapolis Code of Ordinances relating to Zoning Code: Off-Street Parking and Loading.

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

Section 1. That Section 541.170(a) of the above-entitled ordinance be amended to read as follows:

541.170. Specific off-street parking requirements. (a) *In general.* Accessory, off-street parking shall be provided for principal uses as specified in Table 541-1, Specific Off-Street Parking Requirements, except as otherwise specified in Article VIII, Special Parking Provisions for Specific Zoning Districts and Uses, or where additional parking is required by conditional use permit. Where additional parking is required by conditional use permit, in addition to the conditional use standards, the city planning commission shall consider, but not be limited to, the following factors in determining the number of off-street parking spaces required:

- (1) Documentation regarding the actual parking demand for the proposed use.
- (2) The impact of the proposed use on the parking and roadway facilities in the surrounding area.
- (3) Whether the proposed use is located near a parking area that is available to the customers, occupants, employees and guests of the proposed use.
- (4) The availability of alternative forms of transportation.

Section 2. That the following portions of Table 541-1 of the above-entitled ordinance be amended to read as follows:

Table 541-1 Specific Off-Street Parking Requirements

COMMERCIAL USES

Retail Sales and Services

Family or group family day care	1 space per 2 employees	2
Consignment clothing store	1 space per 300 sq. ft. of GFA in excess of 4,000 sq. ft.	2
Contractor showroom	1 space per 300 sq. ft. of GFA in excess of 4,000 sq. ft.	2
<u>Contractor's office</u>	<u>1 space per 300 sq. ft. of GFA in excess of 4,000 sq. ft.</u>	<u>2</u>
Automobile Services		
Automobile sales	1 space per 300 sq. ft. of GFA in excess of 4,000 sq. ft. (minimum of 4 spaces) + 1 space per 2,000 sq. ft. of outdoor sales are + 2 spaces per service bay, if any	2 <u>Service bay shall not be counted as a parking space</u>

Section 3. That Section 541.240 of the above-entitled ordinance be amended to read as follows:

541.240. Specific district regulations for access to parking and loading. (a) *Residence and OR1 Districts.* No driveway ~~across public property~~ or curb cut in a residence or OR1 District shall exceed a width of twenty-five (25) feet, nor be narrower than ten (10) feet.

(b) ~~OR2 and OR3 Office-Residence Districts.~~ OR2 or OR3 District No driveway ~~across public property~~ or curb cut in an ~~office residence~~ OR2 or OR3 district shall exceed a width of twenty-five (25) feet, nor be narrower than twelve (12) feet.

(c) *All other districts.* No driveway ~~across public property~~ or curb cut in a district other than a residence or office residence district; shall exceed a width of twenty-five (25) feet, ~~nor be narrower than a width of twelve (12) feet~~, except where determined necessary by the city engineer, but not to exceed thirty-five (35) feet; nor be narrower than a width of twelve (12) feet.

Section 4. That Section 541.250(d) of the above-entitled ordinance be amended to read as follows:

541.250. Parking location.

(d) *Off-site parking in residence and office residence districts.* ~~Uses Parking that is not allowed in a residence or office residence district shall not provide parking be located~~ in such residence or office residence district, except as otherwise provided by the Transitional Parking Overlay District, as established in Chapter 551, Overlay Districts.

Section 5. That Section 541.280 of the above-entitled ordinance be amended to read as follows:

541.280. Access to parking spaces. Each required off-street parking space shall open directly to an aisle or driveway of such width and design as to provide safe and efficient means of vehicular access to such parking spaces ~~as regulated in~~. Parking aisles shall conform to Table 541-4, Minimum Parking Space and Aisle Dimensions, except where accessory to single or two-family dwellings, or cluster developments or multiple-family dwellings of three (3) or four (4) dwelling units or cluster developments.

Section 6. That Section 541.290 of the above-entitled ordinance be amended to read as follows:

541.290. Maneuvering area. ~~Except for single and two-family dwellings and cluster and multiple-family developments of three (3) and four (4) dwelling units, all~~ All maneuvers associated with parking shall occur in the off-street parking area; ~~except where accessory to single or two family dwellings, or cluster developments or multiple family dwellings of three (3) or four (4) units.~~ Public streets shall not be used to conduct any parking maneuver, including backing out onto the street.

Section 7. That Section 541.360(a) of the above-entitled ordinance be amended to read as follows:

541.360. Landscaping, and screening, and curbing. ~~(a) Parking lots of ten (10) spaces or more. Parking lots of ten (10) spaces or more shall be subject to the landscaped and screened landscaping, screening and curbing requirements as specified in Chapter 530, Site Plan Review.~~

Section 8. That Table 541-5 of the above-entitled ordinance be amended to read as follows:

Use	Minimum spaces	Measured from
Bank teller lane	4	Teller or window
Automated teller machine	3	Teller
Restaurant drive-through	6	Menu board* <u>Pick-up window</u>
Car wash	3 per 20 ft. of washing line or area	Entrance
Vehicle emission testing	3	Entrance
Gasoline pump island	1 space from each end of pump island	
Other	As determined by the zoning administrator	

~~*A minimum four vehicle queue from the pick-up window to the menu board shall be provided.~~

Section 9. That Section 541.480 of the above-entitled ordinance be amended to read as follows:

541.480. Specific off-street loading requirements. Accessory off-street loading shall be provided for principal uses as specified in Table 541-7, Specific Off-Street Loading Requirements, except as otherwise specified in Article XII, Special Loading Provisions for Specific Zoning Districts. All uses listed in Table 541-7, Specific Off-Street Loading Requirements are assigned a rating of low, medium, high, or none. The loading requirement for such rating is based on the size of the use, as specified in Table 541-6, Loading Requirements for Assigned Ratings. For purposes of Table 541-6, Loading Requirements for Assigned Ratings, "GFA" shall mean gross floor area, and "sq. ft." shall mean square feet.

Section 10. That the following portions of Table 541-7 of the above-entitled ordinance be amended to read as follows:

Table 541-7 Specific Off-Street Loading Requirements

Use	Minimum Loading Requirement
COMMERCIAL USES	
Retail Sales and Services	
Child care center, or family or group family day care	None
Consignment clothing store	Low
Contractor showroom	Medium
<u>Contractor's office</u>	<u>Medium</u>

Adopted. Yeas, 13; Nays none.
Passed May 19, 2000. J. Cherryhomes, President of Council.
Approved May 25, 2000. S. Sayles Belton, Mayor.
Attest: M. Keefe, City Clerk.

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

ORDINANCE 2000-Or-042
By McDonald

Intro & 1st Reading: 3/24/2000
Ref to: Z&P
2nd Reading: 5/19/2000

Amending Title 20, Chapter 543 of the Minneapolis Code of Ordinances relating to Zoning Code: On-Premise Signs.

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

Section 1. That Section 543.20 of the above-entitled ordinance be amended to read as follows:

543.20. Scope of regulations. The sign regulations set forth in this chapter shall apply to all structures and all land uses, except as otherwise provided in this zoning ordinance. All signs allowed by this chapter shall be limited to on-premise signs. When a sign is subject to more than one (1) classification of sign type, all regulations governing the various classifications ~~to which said sign is subject~~ shall be applicable to such sign.

Section 2. That the following portions of Table 543-1 of the above-entitled ordinance be amended to read as follows:

Table 543-1 Specific Standards for Signs in the Residence and OR1 Districts ¹

RESIDENTIAL USES

Congregate Living

Community residential facility serving six (6) or fewer persons	One nonilluminated, flat wall identification sign per dwelling unit not exceeding one (1) sq. ft. in area. Maximum height of eight (8) ft. or top of wall, whichever is less. On a corner lot, two such signs per dwelling unit.
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COMMERCIAL USES

Child care center, or
family or group family
day care

One nonilluminated, flat wall identification sign not exceeding sixteen (16) sq. ft. Maximum height of twelve (12) ft. or top of wall, whichever is less. On a corner lot, two such signs per building.

Section 3. That Section 543.210(a) of the above-entitled ordinance be amended to read as follows:

543.210. Banners. (a) *Commercial banners.* Commercial banners shall be considered signs and therefore shall be included in calculating the total sign area of the site and shall be regulated as such. A commercial banner shall be considered a wall sign or a projecting sign.

Section 4. That Section 543.340(b)(1) of the above-entitled ordinance be amended to read as follows:

543.340. Wall signs.

(b) *Exception.* Recognizing that certain larger uses may have unique identification needs, notwithstanding the height and area limits of Tables 543-2, Specific Standards for Signs in the OR2, OR3 and Commercial Districts, 543-3, Specific Standards for Signs in the Downtown Districts, and 543-4, Specific Standards for Signs in the Industrial Districts, a conditional use permit may be applied for, as provided in Chapter 525, Administration and Enforcement, to allow not more than two (2) additional wall signs identifying the name or logo of a use that exceeds six (6) stories or eighty-four (84) feet in height, subject to the following:

(1) Signs shall be limited to individual letters or elements permanently affixed to the building wall.

Section 5. That Section 543.420 of the above-entitled ordinance be amended to read as follows:

543.420. Approval criteria. Adjustment to the number, type, height, area or location of an allowed signs on property located in an OR2; or OR3 District; or a commercial, downtown or industrial district may be approved if the following criteria are met:

(1) The sign adjustment will not significantly increase or lead to sign clutter in the area or result in a sign that is inconsistent with the purpose of the zoning district in which the property is located.

(2) The sign adjustment will allow a sign of exceptional design or style that will enhance the area or that is more consistent with the architecture and design of the site.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000. J. Cherryhomes, President of Council.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

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

**ORDINANCE 2000-Or-043
By McDonald**

Intro & 1st Reading: 3/24/2000

Ref to: Z&P

2nd Reading: 5/19/2000

Amending Title 20, Chapter 546 of the Minneapolis Code of Ordinances relating to Zoning Code: Residence Districts.

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

Section 1. That the following portion of Table 546-1 of the above-entitled ordinance be amended as follows:

Table 546-1 Principal Uses in Residence Districts

COMMERCIAL USES

Child care center, ~~or family or~~
group family day care C C C C C C C C ✓

Section 2. That Section 546.160 of the above-entitled ordinance be amended to read as follows:

546.160. Yard requirements. *(a) In General.* The minimum ~~Y~~yard requirements for uses located in the residence districts shall be as set forth in each residence district, and in Chapter 535, Regulations of General Applicability, except as provided below. Required yards shall be unobstructed from the ground level to the sky, except as provided as a permitted obstruction in Chapter 535, Regulations of General Applicability.

~~(1) Established front yard increased. The required front yard for a use shall be increased when all of the following characteristics exist on the four (4) closest lots on the same block face. In such instance the required front yard for the use shall be within two (2) feet of the median established front yard of the four (4) closest lots on the same block face:~~
a. ~~At least three (3) of the four (4) lots are located in a residence or office residence~~

district:

- b. ~~At least three (3) of the four (4) lots are already improved with uses allowed in the district or districts in which they are located.~~
- c. ~~The established front yards of at least three (3) of the four (4) lots do not vary by more than six (6) feet.~~
- d. ~~The median established front yard of the four (4) lots is more than that required for the zone.~~

~~(2) Established front yard decreased. The required front yard for a use shall be decreased when all of the following characteristics exist on the four (4) closest lots on the same block face. In such instance the required front yard for the use shall be within two (2) feet of the median established front yard of the four (4) closest zoning lots on the same block face:~~

district:

- a. ~~At least three (3) of the four (4) lots are located in a residence or office residence~~
- b. ~~At least three (3) of the four (4) lots are already improved with uses allowed in the district or districts in which they are located.~~
- c. ~~The established front yards of at least three (3) of the four (4) lots do not vary by more than six (6) feet.~~
- d. ~~The median established front yard of the four (4) lots is less than that required for the zone.~~

(b) Front yard increased. The required front yard shall be increased where the established front yard of the closest principal building originally designed for residential purposes located on the same block face on either side of the property exceeds the front yard required by the zoning district. In such case, the required front yard shall be not less than such established front yard, provided that where there are principal buildings originally designed for residential purposes on both sides of the property, the required front yard shall be not less than that established by a line joining the nearest front corners of both buildings. Nothing in this provision shall authorize a front yard less than that required by the zoning district.

~~(3)(c)~~ *Corner side yard.* Where a corner side yard is required, it shall not exceed the applicable front yard requirement.

Section 3. That Section 546.180 of the above-entitled ordinance be amended to read as follows:

546.180. Enclosed building requirement. All production, processing, storage, sales, display, or other business activity shall be conducted within a completely enclosed building, except as otherwise provided in this ordinance.

Section 4. That the following portion of Table 546-11 of the above-entitled ordinance be amended to read as follows:

Table 546-11 R3 Lot Dimension and Building Bulk Requirements

COMMERCIAL USES

Child care center, or family or group family day care	4,000	As approved by C.U.P.	0.5
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Section 5. That the following portion of Table 546-13 of the above-entitled ordinance be amended to read as follows:

Table 546-13 R4 Lot Dimension and Building Bulk Requirements

COMMERCIAL USES

Child care center, or family or group family day care	4,000	As approved by C.U.P.	1.0	As approved by C.U.P.
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Section 6. That the following portion of Table 546-15 of the above-entitled ordinance be amended to read as follows:

Table 546-15 R5 Lot Dimension and Building Bulk Requirements

COMMERCIAL USES

Child care center, or family or group family day care	4,000	As approved by C.U.P.	1.0	As approved by C.U.P.
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Section 7. That the following portion of Table 546-17 of the above-entitled ordinance be amended to read as follows:

Table 546-17 R6 Lot Dimension and Building Bulk Requirements

COMMERCIAL USES

Child care center, or family or group family day care	4,000	As approved by C.U.P.	2.0	As approved by C.U.P.
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Adopted. Yeas, 13; Nays none.
Passed May 19, 2000. J. Cherryhomes, President of Council.
Approved May 25, 2000. S. Sayles Belton, Mayor.
Attest: M. Keefe, City Clerk.

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

**ORDINANCE 2000-Or-044
By McDonald**

**Intro & 1st Reading: 3/24/2000
Ref to: Z&P
2nd Reading: 5/19/2000**

Amending Title 20, Chapter 547 of the Minneapolis Code of Ordinances relating to Zoning Code: Office Residence Districts.

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

Section 1. That the following portion of Table 547-1 of the above-entitled ordinance be amended to read as follows:

Table 547-1 Principal Uses in the Office Residence Districts

COMMERICAL USES

Child care center, or family or group family day care C P P ✓

Section 2. That Section 547.160 of the above-entitled ordinance be amended to read as follows:

547.160. Yard requirements. *(a) In general.* The minimum yard requirements for uses located in the office residence districts shall be as specified in Table 547-2, Office Residence District Yard Requirements, and in Chapter 535, Regulations of General Applicability, except as provided below. Required yards shall be unobstructed from the ground level to the sky, except as provided as a permitted obstruction in Chapter 535, Regulations of General Applicability.

- ~~(1) Established front yard increased. The required front yard for a use shall be increased when all of the following characteristics exist on the four (4) closest lots on the same block face. In such instance the required front yard for the use shall be within two (2) feet of the median established front yard of the four (4) closest lots on the same block face.

 - a. At least three (3) of the four (4) lots are located in a residence or office residence district.
 - b. At least three (3) of the four (4) lots are already improved with uses allowed in the district or districts in which they are located.
 - c. The established front yards of at least three (3) of the four (4) lots do not vary by more than six (6) feet.
 - d. The median established front yard of the four (4) lots is more than that required for the zone.~~

- ~~(2) Established front yard decreased. The required front yard for a use shall be decreased when all of the following characteristics exist on the four (4) closest lots on the same block face. In such instance the required front yard for the use shall be within two (2) feet of the median established front yard of the four (4) closest lots on the same block face.

 - a. At least three (3) of the four (4) lots are located in a residence or office residence district.
 - b. At least three (3) of the four (4) lots are already improved with uses allowed in the district or districts in which they are located.
 - c. The established front yards of at least three (3) of the four (4) lots do not vary by more than six (6) feet.~~

d. ~~The median established front yard of the four (4) lots is less than that required for the zone:~~

(b) Front yard increased. The required front yard shall be increased where the established front yard of the closest principal building originally designed for residential purposes located on the same block face on either side of the property exceeds the front yard required by the zoning district. In such case, the required front yard shall be not less than such established front yard, provided that where there are principal buildings originally designed for residential purposes on both sides of the property, the required front yard shall be not less than that established by a line joining the nearest front corners of both buildings. Nothing in this provision shall authorize a front yard less than that required by the zoning district.

~~(3)(c)~~ Corner side yard. Where a corner side yard is required, it shall not exceed the applicable front yard requirement.

Section 3. That Section 547.190 of the above-entitled ordinance be amended to read as follows:

547.190. Enclosed building requirement. All production, processing, storage, sales, display, or other business activity shall be conducted within a completely enclosed building, except as otherwise provided in this ordinance.

Section 4. That the following portion of Table 547-3 of the above-entitled ordinance be amended to read as follows:

Table 547-3 Lot Dimension and Building Bulk Requirements in the OR1 District

COMMERCIAL USES

Child care center, or family or group family day care	4,000	As approved by C.U.P.	1.0
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Section 5. That the following portion of Table 547-4 of the above-entitled ordinance be amended to read as follows:

Table 547-4 Lot Dimension and Building Bulk Requirements in the OR2 District

COMMERCIAL USES

Child care center, or family or group family day care	4,000	4 stories, not to exceed 56 ft.	2.5
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Section 6. That the following portion of Table 547-5 of the above-entitled ordinance be amended to read as follows:

Table 547-5 Lot Dimension and Building Bulk Requirements in the OR3 District

COMMERCIAL USES

Child care center, or family or group family day care	4,000	6 stories, not to exceed 84 ft.	3.5
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Adopted. Yeas, 13; Nays none.
Passed May 19, 2000. J. Cherryhomes, President of Council.
Approved May 25, 2000. S. Sayles Belton, Mayor.
Attest: M. Keefe, City Clerk.

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

**ORDINANCE 2000-Or-045
By McDonald**

**Intro & 1st Reading: 3/24/2000
Ref to: Z&P
2nd Reading: 5/19/2000**

Amending Title 20, Chapter 548 of the Minneapolis Code of Ordinances relating to Zoning Code: Commercial Districts.

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

Section 1. That the following portions of Table 548-1 of the above-entitled ordinance be amended to read as follows:

Table 548-1 Principal Uses in the Commercial Districts

COMMERCIAL USES

Retail Sales and Services

Child care center, or family or	P	P	P	P	P	√
group family day care						
Contractor showroom	€	€	€	€	€	√
<u>Contractor's office</u>	<u>C</u>	<u>C</u>	<u>C</u>	<u>C</u>	<u>C</u>	

INSTITUTIONAL AND PUBLIC USES

Social, Cultural, Charitable and Recreational Facilities

Developmental achievement center	C	P	P	P	P	√
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Section 2. That Section 548.140(c) of the above-entitled ordinance be amended to read as follows:

548.140. Yard requirements.

(c) *Residential uses and hotels.* Unless subject to a greater front yard requirement in section (b) above, or in Chapter 535, Regulations of General Applicability, the uses listed in Table 548-3, Residential Yard Requirements, shall be subject to the following minimum yard requirements:

Adopted. Yeas, 13; Nays none.
Passed May 19, 2000. J. Cherryhomes, President of Council.
Approved May 25, 2000. S. Sayles Belton, Mayor.
Attest: M. Keefe, City Clerk.

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

**ORDINANCE 2000-Or-046
By McDonald**

**Intro & 1st Reading: 3/24/2000
Ref to: Z&P
2nd Reading: 5/19/2000**

Amending Title 20, Chapter 549 of the Minneapolis Code of Ordinances relating to Zoning Code: Downtown Districts.

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

Section 1. That the following portions of Table 549-1 of the above-entitled ordinance be amended to read as follows:

Table 549-1 Principal Uses in the Downtown Districts

COMMERCIAL USES

Retail Sales and Services

Child care center, or family or group family day care	P	P	P	√
Consignment clothing store	C	C	C	√
Contractor showroom		€	€	√
<u>Contractor's office</u>	<u>C</u>	<u>C</u>	<u>C</u>	

RESIDENTIAL USES

Congregate Living

<u>Dormitory</u>	<u>C</u>	<u>C</u>	<u>C</u>	√
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Section 2. That Section 549.120(c) of the above-entitled ordinance be amended to read as follows:

549.120. Yard requirements.

(c) Side yard and rear yard requirements for residential uses and hotels. Unless subject to a greater yard requirement in section (b) above, or in Chapter 535, Regulations of General Applicability, Residential uses and hotels containing windows facing an interior side yard or rear yard shall provide an interior side yard or rear yard of at least five (5) feet plus two (2) feet for each story above the first floor.

Adopted. Yeas, 13; Nays none.
Passed May 19, 2000. J. Cherryhomes, President of Council.
Approved May 25, 2000. S. Sayles Belton, Mayor.
Attest: M. Keefe, City Clerk.

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

**ORDINANCE 2000-Or-047
By McDonald**

**Intro & 1st Reading: 3/24/2000
Ref to: Z&P
2nd Reading: 5/19/2000**

Amending Title 20, Chapter 550 of the Minneapolis Code of Ordinances relating to Zoning Code: Industrial Districts.

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

Section 1. That the following portions of Table 550-1 of the above-entitled ordinance be amended to read as follows:

Table 550-1 Principal Uses in the Industrial Districts

COMMERCIAL USES

Retail Sales and Services

Contractor showroom	P	P	P	✓
<u>Contractor's office</u>	<u>C</u>	<u>P</u>	<u>P</u>	

Section 2. That Section 550.160(c) of the above-entitled ordinance be amended to read as follows:

550.160. Yard requirements.

(c) *Side yard and rear yard requirements for residential uses and hotels.* Unless subject to a greater yard requirement in section (b) above, or in Chapter 535, Regulations of General Applicability, Residential uses and hotels containing windows facing an interior side yard or rear yard shall provide an interior side yard or rear yard of at least five (5) feet plus two (2) feet for each story above the first floor.

Adopted. Yeas, 13; Nays none.
Passed May 19, 2000. J. Cherryhomes, President of Council.
Approved May 25, 2000. S. Sayles Belton, Mayor.
Attest: M. Keefe, City Clerk.

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

**ORDINANCE 2000-Or-048
By McDonald**

**Intro & 1st Reading: 3/24/2000
Ref to: Z&P
2nd Reading: 5/19/2000**

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

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

Section 1. That Section 551.430(1)(d) and (2)(c) of the above-entitled ordinance be amended to read as follows:

551.430. Conditional uses. In addition to the conditional uses allowed in the primary zoning district, the following conditional uses may be allowed in the TP Overlay District, subject to the provisions of Chapter 525, Administration and Enforcement.

(1) *Parking lot, serving customers and employees only.* Parking lots for customer and employee automobiles may be located in the TP Overlay District, subject to Chapter 541, Off-Street Parking and Loading, and the following standards:

d. The parking lot shall be closed with a secured gate or other appropriate mechanism between the hours of 10:00 p.m. and ~~7:00~~ 6:00 a.m., except as specifically authorized by the conditional use permit.

(2) *Access to commercial or industrial districts.* Driveways, walkways or other access to land in a commercial or industrial district may be located in the TP Overlay District, subject to Chapter 541, Off-Street Parking and Loading, and the following:

c. The access area shall be closed with a secured gate or other appropriate mechanism between the hours of 10:00 p.m. and ~~7:00~~ 6:00 a.m., except as specifically authorized by the conditional use permit.

Section 2. That the following definitions in Section 551.450 of the above-entitled ordinance be amended to read as follows:

551.450. Established boundaries. The boundaries of the SH Overlay District shall be all land located within the following distances from protected waters ~~and shown on the official zoning map~~: (1) One thousand (1,000) feet from the ordinary highwater mark of a lake, pond, wetland or flowage; or (2) Three hundred (300) feet from a river or stream or the landward extent of the floodplain of such river or stream, whichever is greater.

Section 3. That the following definitions in Section 551.460 of the above-entitled ordinance be amended to read as follows:

551.460. Definitions. As used in this article, the following words and phrases shall mean:

Development. ~~The division of a parcel of land into two (2) or more parcels, or any material change in the use or appearance of any structure or land, including the erection, construction, reconstruction, relocation, or enlargement, alteration or demolition of any structure or other improvement on the land; except walkways, stairways, retaining walls, light poles, piers, docks and similar structures where accessory to a public park, unenclosed structures up to four hundred (400) square feet and not more than twenty (20) feet wide used for the storage of watercraft where accessory to a public park and if located at least ten (10) feet from the ordinary high water mark of any protected water, and stairways and seasonal docks not exceeding four (4) feet in width where accessory to any other use.~~

~~*Lake bank.* The initial slope adjacent to the water's edge of a lake.~~

Protected waters. The following lakes, ponds, wetlands, streams and rivers are protected waters: Brownie Lake, Cedar Lake, Lake of the Isles, Lake Calhoun, Lake Harriet, Lake Nokomis, Lake Hiawatha, Mother Lake, Legion Lake, Cemetery Lake, Diamond Lake, Grass Lake, Powderhorn Lake, Ryan Lake, Spring Lake, Taft Lake, Birch Pond, Bridal Veil Pond, Loring Pond, Webber Pond, wetlands mapped by the city engineer or classified by the United States Fish and Wildlife Service, Bassett Creek, Minnehaha Creek and Shingle Creek and the Mississippi River.

~~*Riverbank.* The initial slope adjacent to the water's edge of a river or creek.~~

Steep slope. Land having an average slope of eighteen (18) percent or greater measured over a horizontal distance of fifty (50) feet or more. ~~A steep slope may include a riverbank, lake bank or bluff. Steep slopes other than riverbanks, lake banks and bluffs that are less than ten (10) feet in height shall not be considered a steep slope.~~

Section 4. That Section 551.470 of the above-entitled ordinance be amended to read as follows:

551.470. Location of development. The following conditions shall apply to development within the SH Overlay District:

~~(1) Development shall not be located on a lakebank, riverbank or bluff, except public parks and surface water oriented uses approved by a conditional use permit and variance as provided in this article and Chapter 525, Administration and Enforcement.~~

~~(2)~~(1) Development shall not be located within fifty (50) feet of the ordinary high water mark of any protected water, except where approved by a conditional use permit ~~and variance~~ as provided in this article and Chapter 525, Administration and Enforcement.

(3)(2) Development shall not be located on a steep slope or bluff, or within forty (40) feet of the top of a steep slope or bluff, except where approved by a conditional use permit ~~and variance~~ as provided in this article and Chapter 525, Administration and Enforcement.

Section 5. That Section 551.490 (b) (1) & (2) of the above-entitled ordinance be amended to read as follows:

551.490. Conditional uses.

(b) *Uses allowed.* In addition to the conditional uses allowed in the primary zoning district, the following conditional uses may be allowed in the SH Overlay District, ~~by conditional use permit, where all required variances have been approved, as provided in~~ subject to the provisions of Chapter 525, Administration and Enforcement:

- (1) Development on steep slopes; or within forty (40) feet of the top of a steep slope, other than ~~lakebanks, riverbanks or~~ bluffs, where allowed by the primary zoning district, provided the development is not located within fifty (50) feet of the ordinary high water mark of any protected water and where there is development on the steep slope within five hundred (500) feet of the proposed development, subject to the following conditions:
 - a. The foundation and underlying material shall be adequate for the slope condition and soil type.
 - b. The development shall present no danger of falling rock, mud, uprooted trees or other materials.
 - c. The view of the developed slope from the protected water shall be consistent with the natural appearance of the slope, with any historic areas, and with surrounding architectural features.
- (2) Public parks and surface water-oriented development uses on ~~lakebanks, riverbanks, bluffs and~~ steep slopes or within forty (40) feet of the top of a steep slope, other than bluffs, or within fifty (50) feet of the ordinary high water mark of any protected water, where allowed by the primary zoning district, ~~provided they do~~ the development does not cause a hazard to water navigation.

Section 6. That Section 551.500 of the above-entitled ordinance be amended to read as follows:

551.500. Development on slopes between twelve (12) and eighteen (18) percent.

Development on slopes between twelve (12) and eighteen (18) percent, other than ~~lakebanks, riverbanks or~~ bluffs, where allowed by the primary zoning district, provided the development is not located within fifty (50) feet of the ordinary high water mark of any protected water, may be allowed in the SH Overlay District subject to the regulations of this article, Chapter 535, Regulations of General Applicability, and the following conditions:

- (1) The foundation and underlying material shall be adequate for the slope condition and soil type.
- (2) The development shall present no danger of falling rock, mud, uprooted trees or other materials.
- (3) The view of the developed slope from the protected water shall be consistent with the natural appearance of the slope, with any historic areas, and with surrounding architectural features.

Section 7. That Section 551.520 of the above-entitled ordinance be amended to read as follows:

551.520. Removal of vegetation. Removal of vegetation on ~~lake banks, riverbanks, bluffs,~~ steep slopes or bluffs ~~and~~ or within forty (40) feet of the top of steep slopes or bluffs, or within fifty (50) feet of the ordinary high water mark of any protected water, shall be prohibited within the SH Overlay District except as authorized by the zoning administrator subject to the following conditions:

- (1) Clear cutting of vegetation shall be prohibited, except as necessary for an approved development and subject to the requirements of this article and Chapter 535, Regulations

of General Applicability. This provision shall not prevent the removal of noxious weeds or dead or diseased vegetation.

- (2) Selective removal of vegetation shall be allowed, subject to the requirements of this article and Chapter 535, Regulations of General Applicability, provided sufficient vegetative cover remains to screen parking areas, dwellings and other structures when viewed from the protected water and provided a continuous natural cover is maintained.
- (3) Vegetation shall be restored to the extent feasible after any construction project is completed to retard surface runoff and soil erosion and to provide screening. Restoration shall be completed as soon as feasible, but in no case later than the beginning of the next growing season following the completion of a project.
- (4) Best management practices to prevent erosion and trap sediment shall be employed to ensure that soil loss levels do not degrade the protected water.

Section 8. That Section 551.670 of the above-entitled ordinance be amended to read as follows:

551.670. Established boundaries. The boundaries of the MR Overlay District shall be the Mississippi River and the Mississippi River corridor as designated in Executive Order ~~79-17~~ 79-19, and shown on the official zoning map.

Section 9. That Section 551.690 of the above-entitled ordinance be amended to read as follows:

551.690. Shoreland overlay definitions: district variances to apply. ~~The definitions contained in the SH Shoreland Overlay District variances to the SH Shoreland Overlay District regulations provided in Chapter 525, Administration and Enforcement,~~ shall apply to the MR Overlay District.

Section 10. That Section 551.700 of the above-entitled ordinance be amended to read as follows:

551.700. Development on bluffs or within forty (40) feet of the top of bluffs. Development not otherwise governed by section 551.680 shall not be located on a bluff or within forty (40) feet of the top of a bluff, except where approved by a ~~conditional use permit and variance~~ as provided in this article and Chapter 525, Administration and Enforcement, and shall be subject to the following additional conditions:

- (1) The foundation and underlying material shall be adequate for the slope condition and soil type.
- (2) The development shall present no danger of falling rock, mud, uprooted trees or other materials.
- (3) The view of the developed slope from the protected water shall be consistent with the natural appearance of the slope, with any historic areas, and with surrounding architectural features.

Section 11. That Section 551.950(2) of the above-entitled ordinance be amended to read as follows:

551.950. On-premise signs. On-premise signs shall be subject to the regulations of Chapter 543, On-Premise Signs, and the following:

- (2) *Sign height.* The maximum height of signs attached to buildings, except projecting signs, shall be twenty-four (24) feet. The provisions of Chapter 543, On-Premise Signs, for increasing the height of wall signs by conditional use permit shall not apply.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000. J. Cherryhomes, President of Council.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

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

ORDINANCE 2000-Or-049

By McDonald

Intro & 1st Reading: 3/24/2000

Ref to: Z&P

2nd Reading: 5/19/2000

Amending Title 22, Chapter 598 of the Minneapolis Code of Ordinances relating to Land Subdivision: Land Subdivision Regulations.

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

Section 1. That Section 598.20 of the above-entitled ordinance be amended to read as follows:

598.20. Authority. These land subdivision regulations are enacted pursuant to the authority granted to the municipality by Minnesota Statutes sections 462.351 through 462.365, Minnesota Statutes Chapter 505, and the Minneapolis City Charter, Chapter 13, Section 5.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000. J. Cherryhomes, President of Council.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

MOTIONS

Campbell, Chair of the Ways & Means/Budget Committee, moved that the regular payrolls for all City employees under City Council jurisdiction for the month of June, 2000, be approved and ordered paid subject to audit by the Finance Officer. Seconded.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

McDonald moved that the Council action of April 21, 2000 appointing Judith Martin and Tim Baylor to the Planning Commission for terms to expire January 31, 2004 be corrected to read as follows:

Z&P - Your Committee recommends concurrence in the Mayor's reappointment of Judith Martin, 14 Grove St (Ward 5), and Timothy Baylor, 1302 Douglas Av (Ward 7), to terms on the Planning Commission to expire January 31, 2002.

Seconded.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Campbell moved that Susanne Griffin, Director of Elections, be designated Acting City Clerk from May 22 to May 31, 2000, due to the absence of both the City Clerk and the Assistant City Clerk during that time. Seconded.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 19, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

(Published May 23, 2000)

Campbell moved to waive the 60-day filing time as required by Chapter 447 of the Minneapolis Code of Ordinances for applicant Tom Ruffaner for the Seward Neighborhood Group for a block club kick off parade to be held Saturday, June 3, 2000, between the hours of 11:00 a.m. to 1:00 p.m., from 32nd Av S and E 26th St, North on 32nd Av, West on 22nd St, North on 26th Av, West on Franklin Av to 25th Av, subject to approval granted by the Public Works and the Police departments to grant said waiver. Seconded.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Ostrow moved to introduce the subject matter of an ordinance amending the Minneapolis Code of Ordinances to create a provisional license for certain businesses that have not received site plan approval, which was given its first reading and referred to the Public Safety & Regulatory Services Committee for a public hearing to be held May 31, 2000.

Ostrow moved to introduce the subject matter of an ordinance amending the Minneapolis Code of Ordinances to prohibit the pawning of property owned by another or giving false information to a pawn licenseholder, which was given its first reading and referred to the Public Safety & Regulatory Services Committee.

Ostrow moved to introduce the subject matter of ordinances amending Title 10 of the Minneapolis Code of Ordinances relating to *Food and Food Handlers*, which were given their first reading and referred to the Health & Human Services and Public Safety & Regulatory Services Committees, amending the following chapters:

a) Chapter 186, *In General*, amending Section 186.50, *Definitions*.

b) Chapter 188, *Establishments Generally*, amending Section 188.580, *Emergency closure of licensed food establishment*.

RESOLUTIONS

Ostrow, Campbell, Biernat, Johnson, Cherryhomes, Niland, Goodman, Herron, Thurber, McDonald, Mead, Colvin Roy and Lane offered a Resolution honoring Iric Nathanson for his commitment to helping small businesses in the City of Minneapolis and his recent honor as Small Business Administration Financial Services Advocate of the Year.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000. J. Cherryhomes, President of Council.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

(Not Published. See Resolution 2000R-243 on file in the office of the City Clerk.)

The following is the complete text of the unpublished resolution.

RESOLUTION 2000R-243

By Ostrow, Campbell, Biernat, Johnson, Cherryhomes, Niland, Goodman, Herron, Thurber, McDonald, Mead, Colvin Roy and Lane

Honoring Iric Nathanson for his commitment to helping small businesses in the City of Minneapolis and his recent honor as Small Business Administration Financial Services Advocate of the Year.

Whereas, Iric Nathanson has served the City of Minneapolis as a Project Coordinator with the Minneapolis Community Development Agency (MCDA) for 20 years; and

Whereas, In 1988, Iric Nathanson helped launch the MCDA Business Finance department, which provides financing tools to Minneapolis small businesses; and

Whereas, the City of Minneapolis celebrates and recognizes the recent honor of Iric Nathanson as the Small Business Administration Financial Services Advocate of the Year; and

Whereas, Iric Nathanson in his work at the MCDA has helped to create a variety of small business finance loan programs to serve Minneapolis' small business community. His sincere commitment and ability to garner private support from the region's lending community has served the City of Minneapolis well; and

Whereas, Iric Nathanson has developed key partnerships with neighborhood organizations, business associations, community development corporations, and other nonprofit organizations to create financing packages that work for Minneapolis small businesses; and

Whereas, Iric Nathanson has worked with more than 300 business owners to help them secure financing to start or expand their own businesses. In the past ten years, the business finance department has helped more than 1,000 businesses access more than \$100 million in financing;

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

That we commend Iric Nathanson for his dedicated and exemplary service to the City of Minneapolis, and thank him for his successful completion of many business finance projects that contribute to the vitality of the City.

Be It Further Resolved that we recognize Iric Nathanson as an invaluable asset to the City of Minneapolis and look forward to his continued work at the MCDA.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000. J. Cherryhomes, President of Council.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Ostrow, Campbell, Biernat, Johnson, Cherryhomes, Niland, Goodman, Herron, Thurber, McDonald, Mead, Colvin Roy and Lane offered a Resolution honoring Robert Scroggins for his many years of service to the City of Minneapolis.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000. J. Cherryhomes, President of Council.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

(Not Published. See Resolution 2000R-244 on file in the office of the City Clerk.)

The following is the complete text of the unpublished resolution.

RESOLUTION 2000R-244

By Ostrow, Campbell, Biernat, Johnson, Cherryhomes, Niland, Goodman, Herron, Thurber, McDonald, Mead, Colvin Roy and Lane

Honoring Robert Scroggins for his many years of service to the City of Minneapolis.

Whereas, Robert Scroggins has served the City of Minneapolis for over 32 years through his employment with the Minneapolis Housing and Redevelopment Authority and the Minneapolis Community Development Agency; and

Whereas, Bob has served the City and the Agency as a planner, a project manager, a project coordinator, a project management supervisor, an area director and as director of land marketing; and

Whereas, Bob's knowledge, skills and dedication to his profession contributed to the successful planning and implementation of a multitude of housing, commercial, industrial and riverfront

development projects that provided enormous benefits to the residents, neighborhoods and business community of Minneapolis; and

Whereas, Bob's knowledge, experience and contributions have earned him the respect of the community and his peers; and

Whereas, Bob's dedication, commitment, intelligence, and most of all his quick wit and amiable manner have earned him the admiration and affection of his co-workers and have resulted in many lasting friendships; and

Whereas, Bob Scroggins will retire on June 2, 2000;

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

That we commend Bob Scroggins for his service to the City of Minneapolis and thank him for his many contributions to the quality of life within the City.

Be It Further Resolved that we wish Bob much happiness, good health and personal fulfillment during his retirement years.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000. J. Cherryhomes, President of Council.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Ostrow, Campbell, Biernat, Johnson, Cherryhomes, Niland, Goodman, Herron, Thurber, McDonald, Mead, Colvin Roy and Lane offered a Resolution honoring Kent Robbins for his service to the Minneapolis City Council and the citizens of Minneapolis.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000. J. Cherryhomes, President of Council.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

(Not Published. See Resolution 2000R-245 on file in the office of the City Clerk.)

The following is the complete text of unpublished resolution.

RESOLUTION 2000R-245

By Ostrow, Campbell, Biernat, Johnson, Cherryhomes, Niland, Goodman, Herron, Thurber, McDonald, Mead, Colvin Roy, and Lane

Honoring Kent Robbins for his service to the Minneapolis City Council and the citizens of Minneapolis.

Whereas, Kent Robbins has served as staff and Coordinator of Council Policy and Operations to the Minneapolis City Council for the past 16 years, beginning his service in March 1984; and

Whereas, Kent Robbins has served as primary staff for over 900 City Council Meetings and Council study sessions; and

Whereas, Kent helped develop the membership and organizational structure for the City's 20 year Neighborhood Revitalization Implementation Committee in 1988-89 and has served as the Council's representative on numerous NRP staff committees for the past decade and also helped facilitate the NRP Phase II planning process; and

Whereas, Kent has authored numerous reports to the City Council on National Housing and Tax policy including: the Housing and Tax Reform Advisory Committee's report on the 1986 Federal Tax Reform Act effects on Minneapolis housing, reports to the City Council and Minnesota Congressional delegation on national housing policies and the Savings and Loan Bailout Legislation; and

Whereas, Kent has represented Minneapolis and the City Council as a speaker and panelist at numerous National League of Cities and Association of Local Housing Finance Agencies conferences; and

Whereas, Kent assisted in drafting the city ordinance to restructure the Minneapolis Community Development Board of Commissioners in 1986 which streamlined the City's development process; and

Whereas, Kent was a co-founder of the Minneapolis Awards and chair of its Selection Committee for the program's first 11 years; and

Whereas, Kent was one of the members of the Downtown Marketing Committee responsible for developing the Holidazzle Parade in 1991 and has appeared as Captain Hook in the first parade of the season every year; and

Whereas, Kent has served as host of the City Cable television show "City Beat" for the past 6 1/2 years during which he has interviewed over 140 elected officials, city staff, and highlighted the actions and programs of Minneapolis City government; and

Whereas, Kent has served the City Council as its staff representative on various committees such as: Downtown Central Library Task Force, Near Northside Implementation Committee, Minneapolis Community Development Agency Review Committee, Common Project Review Committee, City-Wide Comprehensive Grant Committee for Public Housing Improvements, and the Affordable Housing Task Force; and

Whereas, Kent has served as Chair of the Affordable Housing Advisory Council of the Federal Home Loan Bank of Des Moines and advocated for increased affordable housing funding for Minneapolis housing projects;

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

That the City Council and Mayor express their appreciation and thanks to Kent Robbins for his exceptional service to the Council and citizens of Minneapolis.

Be It Further Resolved that the Council and Mayor extend their sincere wishes for success in Kent's new employment with the Minneapolis Community Development Agency.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000. J. Cherryhomes, President of Council.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

McDonald, Ostrow, Campbell, Biernat, Johnson, Cherryhomes, Niland, Goodman, Herron, Thurber, Mead, Colvin Roy and Lane offered a Resolution congratulating the volunteer members of the Minnesota Transportation Museum for their dedication to transportation history at the Como-Harriet Streetcar Line.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000. J. Cherryhomes, President of Council.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

(Not Published. See Resolution 2000R-246 on file in the office of the City Clerk.)

The following is the complete text of the unpublished resolution.

RESOLUTION 2000R-246

By McDonald, Ostrow, Campbell, Biernat, Johnson, Cherryhomes, Niland, Goodman, Herron, Thurber, Mead, Colvin Roy and Lane

Congratulating the volunteer members of the Minnesota Transportation Museum for their dedication to transportation history at the Como-Harriet Streetcar Line.

Whereas, the Como-Harriet Streetcar Line has been a summertime tradition at Lake Harriet for thirty summers; and

Whereas, the Como-Harriet Streetcar Line is operated by more than 100 volunteer members of the Minnesota Transportation Museum; and

Whereas, the Museum will return to service a new streetcar on May 20, 2000, Presidents' Conference Committee ("PCC") streetcar No. 322 that operated in the Twin Cities from 1946 to 1953; and

Whereas, No. 322 was restored over the past eight years by a dedicated group of volunteers; and

Whereas, with the addition of No. 322 to the Museum's collection of historic Minneapolis and Minnesota streetcars, the collection now spans the years from 1893, when the streetcar era began, to 1954, when it ended; and

Whereas, Minneapolitans and visitors to Lake Harriet may now enjoy a summertime ride on a new streetcar in addition to their old favorites;

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

That it congratulate the volunteer members of the Minnesota Transportation Museum for their dedication to preserving Minnesota and Minneapolis's transportation history at the Como-Harriet Streetcar Line.

Adopted. Yeas, 13; Nays none.

Passed May 19, 2000. J. Cherryhomes, President of Council.

Approved May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

UNFINISHED BUSINESS

Tires for Less (3011 3rd Av S): Revoke Motor Vehicle Repair Garage License, due to non-compliance with site plan and conditional use permits. (Postponed 12/17/99, PS&RS)

Herron moved to continue postponement. Seconded.

Adopted upon a voice vote.

Burma (Myanmar) Selective Purchasing Resolution: *Sent forward without recommendation*
Passage of Resolution; Authorize summary publication. (Postponed 4/21/2000, W&M)

Vetoed by the Mayor

W&M/Budget - Your Committee, having under consideration passage of the accompanying resolution regarding purchasing issues relating to Burma, now recommends that said resolution be **sent forward without recommendation**.

Your Committee further recommends summary publication of said resolution.

Niland moved to amend the report to delete the language "sent forward without recommendation" and to insert in lieu thereof the word "approved". Seconded.

Adopted upon a voice vote.

Campbell moved to amend the first resolving paragraph of the Resolution to read as follows:

"That all Calls for Bids and Requests for Proposals issued by the City shall require all bidders and proposers, with the exception of banks, their affiliates or subsidiaries already covered by Federal restrictions, to certify that they do no business in or with Burma or that they do business in or with Burma. The terms "do no business" and "do business" shall mean business with the current government of Burma or with organizations located in Burma."

Seconded.

Adopted upon a voice vote. Ostrow and Goodman, at their request, recorded as voting "No".

The report, as amended, was adopted.

Adopted. Yeas, 7; Nays, 6 as follows:

Yeas - Herron, Thurber, Campbell, Biernat, Niland, Mead, Cherryhomes.

Nays - Johnson, Ostrow, Goodman, Colvin Roy, McDonald, Lane.

Passed May 19, 2000. J. Cherryhomes, President of Council.

Vetoed May 25, 2000. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

(See Unfinished Business next regular meeting).

Step Increase: Grant increase to third step rate of pay to Vickie Brock, Ward 8 Council Member Assistant, effective April 23, 2000; Grant increase to fourth step rate of pay on anniversary date of August 17, 2000. (Postponed 4/21/2000, W&M)

May 19, 2000

Campbell moved that the above item be deleted from the agenda. Seconded.
Adopted upon a voice vote.

NEW BUSINESS

Campbell moved that when this Council adjourns, it adjourns to Friday, June 2, 2000, at 9:30 a.m. and that such meeting be and is hereby declared to be an adjourned session of the regular meeting of May 19, 2000, to consider the *Alisa Clemens vs. City of Minneapolis, et al.* lawsuit, the *Steven Sizer and Carmelo Morcilio vs. City of Minneapolis* lawsuit, the Minneapolis Cable Communication Franchises Ordinance, and to conduct any other business deemed necessary at that time. Seconded.

Adopted. Yeas, 13; Nays none.

At the end of the adjourned City Council session of Friday, June 2, 2000, the City Council will adjourn to Monday, June 5, 2000, at 9:30 a.m. in Room 317 to consider Block E, and to conduct any other business deemed necessary at that time.

The meeting was adjourned.

MERRY KEEFE,
City Clerk.

Created 5/23/2000; Modified
5/26/2000, 6/01/2000,
7/10/2000