MINNEAPOLIS CITY COUNCIL OFFICIAL PROCEEDINGS

REGULAR MEETING OF FEBRUARY 1, 2008

(Published February 9, 2008, in *Finance and Commerce*)

Council Chamber
350 South 5th Street
Minneapolis, Minnesota
February 1, 2008 - 9:30 a.m.
Council President Johnson in the Chair.
Present - Council Members Ostrow, Schiff, Lilligren, Colvin Roy, Glidden, Remington, Benson, Goodman, Hodges, Samuels, Gordon, Hofstede, President Johnson.
Lilligren moved adoption of the agenda. Seconded.
Schiff moved to amend the agenda to include under New Business a motion to introduce an ordinance amending Title 5, Chapter 91 of the Minneapolis Code of Ordinances relating to *Building Code: Permit Fees*, for first reading and referral to the Public Safety & Regulatory Services Committee for a public hearing to be held February 6, 2008, (including the Vacant Building Registration fee in the Director's Fee Schedule). Seconded.
Adopted upon a voice vote.
The agenda, as amended, was adopted upon a voice vote 2/1/2008.
Lilligren moved acceptance of the minutes of the Adjourned Session of December 7, 2007 and the Regular Meeting of January 18, 2008. Seconded.
Adopted upon a voice vote 2/1/2008.
Lilligren moved referral of petitions and communications and reports of the City officers to the proper Council committees and departments. Seconded.
Adopted upon a voice vote 2/1/2008.

PETITIONS AND COMMUNICATIONS

COMMUNITY DEVELOPMENT:
COMMUNITY PLANNING & ECONOMIC DEVELOPMENT (272548)
Land Sale (Delisi Building Redevelopment Project, 2119 W Broadway, 2310 & 2312 Penn Ave N).

COMMUNITY DEVELOPMENT (See Rep):
COMMUNITY PLANNING & ECONOMIC DEVELOPMENT (272549)
Land Exchange with Mpls Park & Recreation Board (1610, 1622 & 1700 - 49th Ave N and portion of 39 - 13th Ave NE).
Land Sales:
1107 - 33rd Ave N (also Mpls Community Development Agency transfer);
2411 Aldrich Ave N (also Mpls Community Development Agency transfer).
2640 - 14th Ave S: Title registration authorization.

LSS Park Avenue Apartments (2414 Park Ave S): Approving Hennepin County Housing & Redevelopment Authority financial assistance to project.

2007 Emergency Shelter Grant (ESG) Funds: Allocations to Incarnation House, the Bridge Center Emergency Services Building Improvement Project & Exodus Hotel.

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

COMMUNITY PLANNING & ECONOMIC DEVELOPMENT (272550)

2007 Metropolitan Council Livable Comunities Demonstration Account & Local Housing Incentives Account Grants: Accept & appropriation of grant funds for Longfellow Station, West Broadway Curve & Alliance Scattered Site Rehab projects.

MN Department of Employment & Economic Develoment (DEED) Redevelopment Grants: Authorizing submission of applications for Bassett Creek Valley, Franklin Ave LRT Project Area, SEMI/ URP Biosciense Zone & Spirit on Lake Cooperative.

NEIGHBORHOOD REVITALIZATION PROGRAM (NRP) (272551)

NRP Administrative Contingency Fund: Use of funds to support Job Relocation, Resident Recruitment & Community Stabilization Agreement between NRP & Allina Health System.

HEALTH, ENERGY AND ENVIRONMENT:

CIVIL RIGHTS (272552)

Contract Compliance: 2007 Year End Project Report.

INTERGOVERNMENTAL RELATIONS:

COMMUNITY PLANNING & ECONOMIC DEVELOPMENT (272553)

HealthForce, Minnesota: Jane Foote, Executive Director, Biography, with accompanying documents.

INTERGOVERNMENTAL RELATIONS (272554)

Federal Update 1/29/2008.

2008 Criminal Justice Coordinating Committee Legislative Agenda.

INTERGOVERNMENTAL RELATIONS (See Rep):

COMMUNITY PLANNING & ECONOMIC DEVELOPMENT (272555)

Riverfront Organization Study: Addition to City's legislative agenda the request for legislative authority to establish a new nonprofit to support & coordinate continued riverfront revitalization.

INTERGOVERNMENTAL RELATIONS and WAYS & MEANS/BUDGET (See Rep):

COMMUNITY PLANNING & ECONOMIC DEVELOPMENT (272556)

Park Dedication Fees: Report back on impacts on Mpls Park & Recreation Board Dedication Fee proposal.

PUBLIC SAFETY AND REGULATORY SERVICES (See Rep):

LICENSES AND CONSUMER SERVICES (272557)

Bakabee Dollar Store (2113 Chicago Av): Grant Confectionery, Tobacco Dealer and Dry Cleaning Pickup Station Licenses, with conditions.

Licenses: Applications.

LICENSES AND CONSUMER SERVICES (272558)

Calypso Cafe (3009 27th Av S) and International Ballroom (3003 27th Av S): Request to administratively deny applications by Baku Entertainment & Restaurants LLC for On-Sale Wine and Liquor Licenses.

REGULATORY SERVICES (272559)

2008 Emergency Operations Plan.

Special Assessment Levy: Approve five-year Special Assessment Levy (Chapter 249 Demolitions) against properties located at 3937, 3939 and 3945 Washington Av N; Direct Director of Hennepin County Taxation Department to place assessments against properties; and Cancel full amount of 2007 Special Assessment Levy 1095 against the property at 3937 Washington Av N.

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

POLICE DEPARTMENT (272560)

Central Weed & Seed Program: Accept $74,380 and execute agreement with Pillsbury United Communities for overtime or other police services; Approve appropriation.

Police Services at Public Housing: Execute contract with Minneapolis Public Housing Authority to provide services of one sergeant and six officers, radios, office space, phones and utilities at public housing locations; and Approve appropriation.

PURCHASING (272561)

Weed Cutting: Accept low bid of Over The Top for weed cutting and/or plant growth (North District).

REGULATORY SERVICES (272562)

Wild Animals: Ordinance amending regulations relating to wild animals.

Off Leash Dog Park Permit Fees: Ordinance designating that off leash dog park permit fees be set by the Minneapolis Park and Recreation Board.

Rental License Fees: Ordinance increasing the rental license fee for the first unit by 3 percent.

Administrative Fee for Nuisance Abatement: Ordinances increasing the administrative fee for nuisance abatement from $75 to $100.

TRANSPORTATION AND PUBLIC WORKS:

PUBLIC WORKS AND ENGINEERING (272563)

Access Minneapolis: Streetcar Feasibility Study Final Report.

Urban Partnership Agreement (UPA): January 24, 2008 presentation.

TRANSPORTATION AND PUBLIC WORKS (See Rep):

PUBLIC WORKS AND ENGINEERING (272564)

Tri-Tech Building (331-2nd Ave, LLC) Lease: Extend through December 31, 2008.

Non-Motorized Transportation Pilot Project: Amendment 2 to agreement with Transit for Livable Communities.

Transportation Management Organization (TMO) Executive Committee: Appointments.

Uniform Assessment Rates: 2008 rates.

Special Assessment Deferment Application: 1714 Thomas Pl N.

Van White Memorial Boulevard: Request for Proposals for construction management services.

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

PUBLIC WORKS AND ENGINEERING (272565)

Consulting Pool: Master service agreement with 21 firms.

Fire Station 22 (3025 Market Plaza): Lease of ambulance bay to Hennepin Healthcare Systems, Inc.

Fire Station 15 (2701 Johnson St NE): Lease of ambulance bay to Hennepin Healthcare Systems, Inc.

3rd/4th Street Access to I-35W Feasibility Study: Cost participation agreement.

Flatiron-Manson Joint Venture: Lease agreement for use of land near I-35W Bridge reconstruction; and amend Mn/DOT Right of Entry Permit.

Minneapolis-Duluth/Superior Passenger Rail Study: Joint Powers Alliance Agreement.

WAYS AND MEANS BUDGET (See Rep):

ATTORNEY (272566)

Legal Settlements: a) Minikahda Ministorage IV, LLLP; b) Elisa Montgomery; c) King v. Mely; d) City Chiropractic; e) Erin, Inc.; and f) Grover T. Harris.

Legal Services Contract: Issuance of RFP for specific expertise in IRS federal tax laws.

COORDINATOR (272567)

Business Process Improvement: Execute contract with Change and Innovation Agency.

HUMAN RESOURCES (272568)

New Appointed Position: Director Transportation Maintenance and Repair.

WAYS AND MEANS BUDGET and ZONING AND PLANNING (See Rep):

COMMUNITY PLANNING & ECONOMIC DEVELOPMENT (272569)

Certified Local Government (CLG) Grant through Minnesota Historical Society: Authorize application for next phase of survey.

ZONING AND PLANNING (See Rep):

PLANNING COMMISSION/DEPARTMENT (272570)

Vacations:

Fairview Health Services (vicinity of 24th Ave S & vicinity of 7th St S).

Zoning Code Text Amendment:

Title 20, Chapter 551 relating to Overlay Districts, SH Shoreland Overland District.

Comprehensive Plan Amendment:

Uptown Small Area Plan.

FILED:

FINANCE DEPARTMENT (272571)

Delinquent Utility Charges: Documentation of correction made to the 2006 Tax Assessment.

STATE OF MINNESOTA, COURT OF APPEALS (272572)

Uncle Bill's Market: Opinion of Judge Randall in the matter of the Grocery and Tobacco Dealer Licenses.

The following reports were signed by Mayor Rybak on February 5, 2008. Minnesota Statutes, Section 331A.01, Subd 10, allows for summary publication of ordinances and resolutions in the official newspaper of the city.

REPORTS OF STANDING COMMITTEES

The COMMUNITY DEVELOPMENT Committee submitted the following reports:

Comm Dev - Your Committee, having under consideration the land exchange with the Minneapolis Park and Recreation Board of properties at 1610, 1622 and 1700 49th Ave N (Shingle Creek Properties) proposed to be acquired by the City in exchange for properties owned by the Park Board at 901 - 45th Ave N, 4959 Knox Ave N, 5201 Oliver Ave N and 5200 Penn Ave N; and the disposition of a portion of 39 - 13th Ave NE (Grain Belt Riverfront Properties) and additional property within the Grain Belt Riverfront Redevelopment Project Area to the Park Board for $1 purchase price, $400,000 in demolition/site clearance proceeds and other considerations as set forth in the Department of Community Planning & Economic Development (CPED) staff report, now recommends:

a) Approval of the terms of the land exchange with the Park Board as set forth in the CPED staff report;

b) That the proper City officers be authorized to acquire the Shingle Creek Properties, pursuant to the Vacant Housing Recycling Program;

c) That the proper City officers be authorized to enter into a land exchange agreement with the Minneapolis Park and Recreation Board;

d) Approval of the reprogramming of 50% of the Community Development Block Grant program income from the sale of the Park Board Properties by the City into the Vacant Housing Recycling Program;

e) That the proper City officers be authorized to enter into a land sale contract with the Park Board for the disposition of the Grain Belt Riverfront Properties; and

f) Passage of the accompanying resolutions 1) authorizing sale of Disposition Parcels VH-217, 302 and 303 at 1700, 1610 and 1622 - 49th Ave N; and 2) Disposition Parcel GB-1B at 39 - 13th Ave NE (portion).

Adopted 2/1/2008.

Resolution 2008R-024, authorizing sale of Land Vacant Housing Recycling Program, Disposition Parcels VH-217 (1700 - 49th Ave N), VH-302 (1610 - 49th Ave N & VH-303 (1622 - 49th Ave N, was adopted 2/1/2008 by the City Council. 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 2008R-024
By Goodman

Authorizing Sale of Land Vacant Housing Recycling Program, Disposition Parcels: VH-217 (1700 - 49th Avenue North), VH-302 (1610 - 49th Avenue North) & VH-303 (1622 - 49th Avenue North).

Whereas, the City of Minneapolis, hereinafter known as the City, has offered to acquire through a land exchange, the property located at 4959 Knox Avenue North, 901 45th Avenue North , 5200 Penn Avenue North and 5201 Oliver Avenue North (Park Board Parcels), from the Minneapolis Park and Recreation Board, hereinafter known as the Park Board; and

Whereas, the City intends to acquire through its Vacant Housing Recycling Program the parcels located at 1700 49th Avenue North, 1610 49th Avenue North and 1622 49th Avenue North (Shingle Creek Parcels), in the Shingle Creek Neighborhood of Minneapolis, and legally described as follows:

LEGAL DESCRIPTION of VH-217 (1700 49th Av N): That part of the Southeast Quarter of the Northeast Quarter of Section 11, Township 118, Range 21, described as follows: Beginning at a point 33 feet North and 721.9 feet West of the Southeast corner of the Southeast 1/4 of the Northwest 1/4 of said Section; thence North parallel with the East line of the Southeast 1/4 of the Northwest 1/4 a distance of 139 feet; thence East parallel with the North line of said Southeast 1/4 of the Northeast 1/4 to the West line of James Avenue; thence South on the West line of James Avenue 132 feet; thence West to the place of beginning;

VH-302 (1610 49th Av N): The West 22 feet of the East 497.86 feet of the North 132 feet of the South 165 feet of the Southeast 1/4 of the Northeast 1/4 of Section 11, Township 118 North, Range 21 West of the 5th Principal Meridian;

VH-303 (1622 49th Av N): That part of the Southeast quarter of the Northeast quarter of Section 11, Township 118, Range 21, described as follows: Commencing at a point 577.86 feet West of a point thirty-three (33) feet North of the Southeast corner of the Northeast quarter of Section 11, Township 118, Range 21; thence West 40 feet to the East line of James Avenue North; thence North 132 feet; thence East 40 feet; thence South 132 feet to the point of beginning; and The West 40 feet of the East 577.86 feet of the North 132 feet of the South 165 feet of the Southeast Quarter of the Northeast Quarter of Section 11, Township 118, Range 21; and

Whereas, the Park Board has agreed to exchange the Park Board Parcels for the Shingle Creek Parcels; and

Whereas, the City has determined that the exchange of the Park Board Parcels for the Shingle Creek Parcels is reasonable given the comparable reuse values of the parcels and the City's desire to acquire the Park Board Parcels for development; and

Whereas, the land exchange is consistent with the purposes of the Vacant Housing Recycling Program;

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

That the acceptance of the land exchange offer and proposal is hereby determined to be in accordance with the City's approved disposition policy.

Be It Further Resolved that the land exchange proposal be and the same is hereby accepted, subject to the execution of a land exchange agreement. Furthermore, that the Finance Officer or other appropriate official of the City be and the same is hereby authorized to execute and deliver the land exchange agreement to the Redeveloper; provided, however, that this Resolution does not constitute such an agreement and no such agreement shall be created until executed by the Finance Officer or other appropriate official of the City.

Be It Further Resolved that the Finance Officer or other appropriate official of the City is hereby authorized to execute and deliver a conveyance of the Shingle Creek Parcels to the Park Board in accordance with the provisions of the executed land exchange agreement and upon the exchange and conveyance of the Park Board Parcels to the City; provided, however, that this Resolution does not constitute such an exchange and conveyance and no such exchange and conveyance shall be created until an appropriate land exchange agreement for the exchange and conveyance of land has been executed by the Finance Officer or other appropriate City official of the City.

Adopted 2/1/2008.

Resolution 2008R-025, authorizing sale of land, Grain Belt Project Disposition Parcel No GB-1B at 39 - 13th Avenue Northeast (portion), was adopted 2/1/2008 by the City Council. 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 2008R-025
By Goodman

Authorizing sale of land, Grain Belt Project Disposition Parcel No GB-1B at 39 - 13th Avenue Northeast (portion).

Whereas, the City of Minneapolis, hereinafter known as the City, has received an offer to purchase Disposition Parcel GB-1B, in the Sheridan neighborhood, from the Minneapolis Park and Recreation Board, hereinafter known as the Park Board; and

Whereas, the Parcel GB-1B, located in the City of Minneapolis, County of Hennepin, State of Minnesota and legally described as:

LEGAL DESCRIPTION of GB-1B; 39 13th Avenue NE (portion): Lots 9, 10, 11, 12, 13, 14, and 15, Block 6 except that part of Lots 14 and 15 lying Easterly of the Westerly Railroad easement curved line;

Lot 10, Block 7;

That part of Vacated River Street described as beginning at the most Northerly corner of Block 7; thence Northwesterly along the extension of the Northeasterly line of Block 7 to the Easterly line of Block 6; thence Southerly along said Easterly line to the Southeasterly corner of Lot 9, Block 6; thence Easterly along the extension of the Southerly line of Lot 9, Block 6 to the center line of Vacated River Street; thence Northerly along said center line to the intersection of South line of Lot 10, Block 7 extended; thence Easterly along the South line of Lot 10, Block 7 extended to the West corner of Lot 10, Block 7; thence Northeasterly along the Westerly line of Block 7 to the point of beginning;

All in Orth's Addition to the Town of St. Anthony (the "Grain Belt Parcels"); and

Whereas, the Park Board has offered to pay the sum of $1.00, and other consideration for the Grain Belt Parcels to the City; and

Whereas, the City has had the re-use value reviewed by an appraisal expert, stating that the re-use value opinion is consistent with the accepted methods in aiding the City in determining a $1.00 re-use value for the Grain Belt Parcels;

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

That the re-use value for uses in accordance with the Grain Belt Project plan, as amended, is hereby estimated to be the sum of $1.00 for the Grain Belt Parcels.

Be It Further Resolved that the acceptance of the offer and proposal is hereby determined to be in accordance with the City's approved disposition policy.

Be It Further Resolved that the proposal be and the same is hereby accepted, subject to the execution of a contract for the sale of land. Furthermore, that the Finance Officer or other appropriate official of the City be and the same is hereby authorized to execute and deliver the contract to the Park Board; provided, however, that this Resolution does not constitute such a contract and no such contract shall be created until executed by the Finance Officer or other appropriate official of the City.

Be It Further Resolved that the Finance Officer or other appropriate official of the City is hereby authorized to execute and deliver a conveyance of the land to the Park Board in accordance with the provisions of the executed contract and upon payment to the City for the purchase price thereof and other consideration; provided, however, that this Resolution does not constitute such a conveyance and no such conveyance shall be created until executed by the Finance Officer or other appropriate City official of the City.

Adopted 2/1/2008.

Comm Dev - Your Committee recommends passage of the accompanying resolutions regarding property at 1107 - 33rd Ave N:

a) Transferring certain real property of the Minneapolis Community Development Agency (MCDA) to the City of Minneapolis;

b) Authorizing sale of Vacant Housing Recycling Program Disposition Parcel No. VH-82A to the Greater Metropolitan Housing Corporation for $3,950, subject to the following conditions:

1) Land sale closing must occur on or before 30 days from date of City Council approval;

2) Payment of holding costs of $150 per month from the date of City Council approval to the date of closing if land sale closing does not occur on or before 30 days from date of approval.

The sale conditions may be waived or amended with the approval of the Director of the Department of Community Planning & Economic Development.

Your Committee further recommends that the subject matter be forwarded to the MCDA Board of Commissioners.

Adopted 2/1/2008.

Resolution 2008R-026, transferring certain real property at 1107 - 33rd Ave N of the Minneapolis Community Development Agency to the City of Minneapolis, was adopted 2/1/2008 by the City Council. 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 2008R-026
By Goodman

Transferring certain real property at 1107 - 33rd Avenue North of the Minneapolis Community Development Agency to the City of Minneapolis.

Whereas, the City Council exercising powers granted by Minnesota Laws, 2003, Chapter 127, Article 12, Sections 31-34, adopted Chapter 415, Minneapolis Code of Ordinances, establishing the Department of Community Planning and Economic Development ("CPED") and authorizing transfers to the City of money, real property, investments, personal property, assets, programs, projects, districts, developments and obligations of the Minneapolis Community Development Agency ("MCDA"); and

Whereas, pursuant to Resolution Nos. 2003R-625 and 2003R-626, both adopted on December 29, 2003, the City Council approved transfer of the money, investments, personal property, programs, projects, districts and obligations of the MCDA described therein, including the assets, rights and obligations of the Common Bond Fund, effective as of January 1, 2004; and

Whereas, the City Council has decided to now transfer certain MCDA-owned real estate;

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

That the City Council hereby transfers and conveys to the City the MCDA real property being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota to wit:

LEGAL DESCRIPTION of VH-82A; 1107 33rd Avenue North: The East one-half (E one-half of the West one-half (W one-half) of Lots 1 and 2, Block 8, Silver Lake Addition to Minneapolis.

Be It Further Resolved that the transfer authorized by this resolution shall be effective upon execution and delivery of a deed with respect to the property identified above or other appropriate instrument from the MCDA in favor of the City.

Adopted 2/1/2008.

Resolution 2008R-027, authorizing sale of land Vacant Housing Recycling Program Disposition Parcel No VH-82A at 1107 - 33rd Ave N, was adopted 2/1/2008 by the City Council. 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 2008R-027
By Goodman

Authorizing sale of land Vacant Housing Recycling Program Disposition Parcel No VH-82A at 1107 - 33rd Avenue North.

Whereas, the City of Minneapolis, hereinafter known as the City, has received an offer to purchase and develop Disposition Parcel VH-82A, in the Folwell neighborhood, from The Greater Metropolitan Housing Corporation, hereinafter known as the Redeveloper, the Parcel VH-82A, being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota to wit:

LEGAL DESCRIPTION of VH-82A; 1107 - 33rd Avenue North: The East one-half (E one-half) of the West one-half (W one-half) of Lots 1 and 2, Block 8, Silver Lake Addition to Minneapolis; and

Whereas, the Redeveloper has offered to pay the sum of $3,950.00, for Parcel VH-82A to the City for the land, and the Redeveloper's proposal is in accordance with the applicable Redevelopment Plan and/or Program; and

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

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

Whereas, pursuant to due notice thereof published in *Finance and Commerce* on January 11, 2008, a public hearing on the proposed sale was duly held on January 22, 2008, at the regularly scheduled Community Development Committee meeting of the City Council, at the Minneapolis City Hall, 350 South 5th Street, Room 317, at 1:30 p.m., in the City of Minneapolis, County of Hennepin, State of Minnesota;

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

That the re-use value for uses in accordance with the Vacant Housing Recycling Program plan, as amended, is hereby estimated to be the sum of $3,950.00 for Parcel VH-82A.

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

Be It Further Resolved that the proposal be and the same is hereby accepted, subject to the execution of a contract for the sale of land and further subject to the following conditions; 1) land sale closing must occur on or before 30 days from the date this Resolution is approved by the City and 2) payment of holding costs of $150.00 per month from the date of approval of this Resolution if the land sale closing does not occur on or before 30 days from the date of approval.

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

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

Be It Further Resolved that the Finance Officer or other appropriate official of the City is hereby authorized to execute and deliver a conveyance of the land to the Redeveloper in accordance with the provisions of the executed contract and upon payment to the City for the purchase price thereof;

provided, however, that this Resolution does not constitute such a conveyance and no such conveyance shall be created until executed by the Finance Officer or other appropriate City official of the City.

Adopted 2/1/2008.

Comm Dev - Your Committee recommends passage of the accompanying resolutions regarding property at 2411 Aldrich Ave N:

a) Transferring certain real property of the Minneapolis Community Development Agency (MCDA) to the City of Minneapolis;

b) Authorizing sale of said property to a qualified Home Ownership Works Program purchaser for the fair market value of approximately $160,000, subject to the following conditions:

1) Land sale closing must occur on or before 60 days from date of offer acceptance;

2) Payment of holding costs of $150 per month from the date of offer acceptance to the date of closing if land sale closing does not occur on or before 60 days from date of offer acceptance. The sale conditions may be waived or amended with the approval of the Director of the Department of Community Planning & Economic Development.

Your Committee further recommends approval of a second mortgage affordability loan in accordance with the HOW Program guidelines of not more than $30,000 for the purchaser, if necessary, and that this subject matter be forwarded to the MCDA Board of Commissioners.

Adopted 2/1/2008.

Resolution 2008R-028, transferring certain real property at 2411 Aldrich Ave N of the Minneapolis Community Development Agency to the City of Minneapolis, was adopted 2/1/2008 by the City Council. 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 2008R-028
By Goodman

Transferring certain real property at 2411 Aldrich Avenue North of the Minneapolis Community Development Agency to the City of Minneapolis.

Whereas, the City Council exercising powers granted by Minnesota Laws, 2003, Chapter 127, Article 12, Sections 31-34, adopted Chapter 415, Minneapolis Code of Ordinances, establishing the Department of Community Planning and Economic Development ("CPED") and authorizing transfers to the City of money, real property, investments, personal property, assets, programs, projects, districts, developments and obligations of the Minneapolis Community Development Agency ("MCDA"); and

Whereas, pursuant to Resolution Nos. 2003R-625 and 2003R-626, both adopted on December 29, 2003, the City Council approved transfer of the money, investments, personal property, programs, projects, districts and obligations of the MCDA described therein, including the assets, rights and obligations of the Common Bond Fund, effective as of January 1, 2004; and

Whereas, the City Council has decided to now transfer certain MCDA-owned real estate;

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

That the City Council hereby transfers and conveys to the City the MCDA real property being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota to wit:

LEGAL DESCRIPTION of HOME 71; 2411 Aldrich Avenue North: The South half of Lot 4 and the North 10 feet of Lot 5, Block 13, Highland Park Addition to the City of Minneapolis. Being registered land as is evidenced by Certificate of Title No. 1061685.

Be It Further Resolved that the transfer authorized by this resolution shall be effective upon execution and delivery of a deed with respect to the property identified above or other appropriate instrument from the MCDA in favor of the City.

Adopted 2/1/2008.

Resolution 2008R-029, authorizing sale of land Homeownership Works Program Disposition Parcel No. HOME-71 at 2411 Aldrich Ave N, was adopted 2/1/2008 by the City Council. 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 2008R-029
By Goodman

Authorizing sale of land Homeownership Works Program Disposition Parcel No. HOME-71 at 2411 Aldrich Avenue North.

Whereas, the City of Minneapolis, hereinafter known as the City, has adopted Home Ownership Works Program Guidelines pursuant to which the City purchases residential properties that are renovated or upon which a new home is constructed which is then offered for sale to target buyers under the program; and

Whereas, the City has acquired Parcel HOME-71, in the HOW/HOME Program upon which the existing home was renovated or a new home was constructed, the Parcel HOME-71, being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota to wit:

LEGAL DESCRIPTION of HOME-71; 2411 Aldrich Avenue North: The south half of Lot 4 and the North 10 feet of Lot 5, Block 13, Highland Park Addition to the City of Minneapolis. Being registered land as is evidenced by Certificate of Title No. 1061685; and

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

Whereas, pursuant to due notice thereof published in *Finance and Commerce* on January 11, 2008, a public hearing on the proposed sale was duly held on January 22, 2008 at the regularly scheduled Community Development Committee meeting of the City Council, at the Minneapolis City Hall, 350 South 5th Street, Room 317, at 1:30 p.m., in the City of Minneapolis, County of Hennepin, State of Minnesota;

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

That the fair market value in accordance with the City's Homeownership Works Program, as amended, is hereby estimated to be the sum of $160,000 for Parcel HOME-71.

Be It Further Resolved that the sale of the parcel pursuant to the Home Ownership Works Program is hereby determined to be in accordance with the City's approved Department of Community Planning & Economic Development (CPED) disposition policy.

Be It Further Resolved that the sale of the parcel is hereby approved, subject to the execution of a contract for the sale of land consistent with the Home Ownership Works Program Guidelines and further subject to the following conditions; 1) land sale closing must occur on or before 60 days from the date of offer acceptance and 2) payment of holding costs of $150.00 per month from the date of approval of this Resolution if the land sale closing does not occur on or before 60 days from the date of offer acceptance.

Be It Further Resolved that the sale conditions described above may be waived or amended with the approval of the CPED Director.

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

Be It Further Resolved that the Finance Officer or other appropriate official of the City is hereby authorized to execute and deliver a conveyance of the land to a qualified Purchaser in accordance with the provisions of the executed contract and upon payment to the City for the purchase price thereof; provided, however, that this Resolution does not constitute such a conveyance and no such conveyance shall be created until executed by the Finance Officer or other appropriate official of the City.

Adopted 2/1/2008.

Comm Dev - Your Committee, having under consideration title clearance for property at 2640 - 14th Ave S from Hennepin County, now recommends passage of the accompanying resolution authorizing the City to file an application for title registration on the tax forfeited property, signed by the Mayor and City Clerk, pursuant to Minnesota Statutes 508.03(6).

Adopted 2/1/2008.

Resolution 2008R-030, authorizing the City to file an application for title registration on tax forfeited property at 2640 - 14th Ave S, pursuant to Minnesota Statutes 508.03(6), was adopted 2/1/2008 by the City Council. 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 2008R-030
By Goodman

Authorizing the City to file an application for title registration on tax forfeited property at 2640 - 14th Avenue South, signed by the Mayor and City Clerk.

Resolved by The City Council of The City of Minneapolis:

That the City is authorized to file an application for title registration on tax forfeited property conveyed to the City, signed by the Mayor and the City Clerk, pursuant to Minnesota Statutes 508.03(6), for the parcel at 2640 - 14th Avenue South.

Adopted 2/1/2008.

Comm Dev - Your Committee recommends passage of the accompanying resolution granting approval for the Hennepin County Housing and Redevelopment Authority to provide financial assistance to the LSS Park Avenue Apartments, a project that will provide 48 units of affordable rental housing at 2414 Park Ave S.

Adopted 2/1/2008.

Resolution 2008R-031, granting approval for the Hennepin County Housing and Redevelopment Authority to provide financial assistance to the LSS Park Avenue Apartments project at 2414 Park Ave S, under the Minnesota Housing and Redevelopment Authorities Act, was adopted 2/1/2008 by the City Council. 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 2008R-031
By Goodman

Granting approval for the Hennepin County Housing and Redevelopment Authority to provide financial assistance to the LSS Park Avenue Apartments project at 2414 Park Avenue South, under the Minnesota Housing and Redevelopment Authorities Act.

Whereas, representatives of the Hennepin County Housing and Redevelopment Authority (the "County HRA") have advised the City of Minneapolis, Department of Community Planning and Economic Development ("CPED") that the County HRA proposes to provide financial assistance to the LSS Park Avenue Apartments project located at 2414 Park Avenue South (the "Project"); and

Whereas, the County HRA will purchase and own real property at 2414 Park Avenue, Minneapolis, Minnesota (the "Property") for the development of ten permanent supportive rental housing units; and

Whereas, pursuant to Minnesota Statutes, Section 383B.77, subd. 2, the County HRA cannot exercise its powers within the boundaries of the City unless the City requests the County HRA to exercise specific powers within the City; and

Whereas, pursuant to Minnesota Statutes, Section 469.005 the City Council must declare there is a need for the County HRA to exercise its powers within the City, specifically through the provision of financial assistance for the Project and ownership of the Property in the City;

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

That, as required by Minnesota Statutes, Section 383B.77, subd. 2, and pursuant to Minnesota Statutes, Section 469.005, the City Council hereby declares there is a need for and approves the County HRA exercising its powers in the City for the limited purpose of providing financial support to the Project in the City, which Project has requested, or may hereafter request, financial assistance from the County HRA.

Be It Further Resolved that nothing in this resolution shall create a pecuniary obligation of the City to assist the Project and Property, nor shall the City be in any way responsible for any financing obligation or agreement of the County HRA with respect to its provision of financial assistance to the Project and Property.

Be It Further Resolved that the request made hereunder extends only to the powers of the County HRA with respect to ownership of the Property and the financial assistance the County HRA proposes to provide to the Project and Property, and the City shall retain all other powers and jurisdiction over matters relative to the City, the Project and the Property.

Be It Further Resolved that nothing in this resolution is intended to endorse the merits of the Projects and Property to be undertaken.

Adopted 2/1/2008.

Comm Dev – Your Committee, having under consideration funding proposals for the remaining $417,480 of 2007 Emergency Shelter Grant (ESG) funds, now recommends approval of the following allocations:

a) Up to $65,000 for Incarnation House, 2xxx Clinton Ave S, by The Wayside House, Inc.;

b) Up to $234,073 for the Bridge Center Emergency Services Building Improvement project, 2xxx Emerson Ave S, by The Bridge for Runaway Youth, Inc.; and

c) Up to $118,407 for Exodus Hotel (also known as Exodus Residence), 8xx Second Ave S, by Catholic Charities.

Adopted 2/1/2008.

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

Comm Dev & W&M/Budget – Your Committee, having under consideration receipt of Metropolitan Council's Livable Communities Demonstration Account (LCDA) grant awards and one Local Housing Incentives Account (LHIA) grant award, now recommends that the proper City officers be authorized to accept and appropriate the grant awards for the following projects, and to execute such agreements as may be necessary to implement the LCDA grants with the Metropolitan Council, Capital Growth Real Estate (or affiliated entity) and project for Pride in Living (or affiliated entity); and the Metropolitan Council LHIA grant with the Metropolitan Council and Alliance Housing Inc (or affiliated entity).

Metropolitan Council Livable Communities Demonstration Account (LCDA) Grants:

$500,000 for Longfellow Station

$1,325,000 for West Broadway Curve

Metropolitan Council Livable Communities Local Housing Incentives Account (LHIA) Grant:

$193,000 for Alliance Scattered Site Rehab

Your Committee further recommends passage of the accompanying resolution increasing the Community Planning and Economic Development Department appropriation to reflect the receipt of said grant funds.

Adopted 2/1/2008.

RESOLUTION 2008R-032
By Goodman and Ostrow

Amending the 2008 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) Increasing the appropriation for the Community Planning and Economic Development (CPED) Agency in the Other Grants-State & Local Fund (01600-8900220) by $2,018,000 ($500,000 Longfellow Station, $1,325,000 West Broadway Curve and $193,000 Alliance Scattered Site Rehab);

b) Increasing the CPED Agency revenue source in the Other Grants-State & Local Fund (01600-8900900-3215/13) by $2,018,000 ($500,000 Longfellow Station, $1,325,000 West Broadway Curve, and $193,000 Alliance Scattered Site Rehab).

Adopted 2/1/2008.

Comm Dev & W&M/Budget - Your Committee recommends passage of the accompanying resolution authorizing the proper City officers to submit applications to the Minnesota Department of Employment and Economic Development (DEED) Redevelopment Grant Program for redevelopment projects at (or known as): Bassett Creek Valley, Franklin Avenue Light Rail Transit Project Area, SEMI/URP (University Research Park) Bioscience Zone, and Spirit on Lake Cooperative, and to execute such agreements as are necessary to implement the projects.

Adopted 2/1/2008.

Resolution 2008R-033, authorizing application to the Minnesota Department of Employment and Economic Development (DEED) Redevelopment Grant Program for the Bassett Creek Valley, Franklin Avenue LRT Project Area, SEMI/URP (University Research Park) Bioscience Zone, and Spirit on Lake Cooperative projects, was adopted 2/1/2008 by the City Council. 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 2008R-033
By Goodman and Ostrow

Authorizing application to the Minnesota Department of Employment and Economic Development (DEED) Redevelopment Grant Program for various projects.

Whereas, the City of Minneapolis intends to act as the legal sponsor for one or more of the following projects that are more completely described in the Redevelopment Grant applications to be submitted to the Minnesota Department of Employment and Economic Development (DEED) on February 1, 2008: Bassett Creek Valley, Franklin Avenue LRT Project Area, SEMI/URP (University Research Park) Bioscience Zone, and Spirit on Lake Cooperative; and

Whereas, the City has the legal authority to apply for financial assistance, and the institutional, managerial and financial capacity to ensure adequate project administration; and

Whereas, the sources and amounts of the local match identified in the applications are committed to the identified projects; and

Whereas, the City has not violated any Federal, State or local laws pertaining to fraud, bribery, graft, kickbacks, collusion, conflict of interest or other unlawful or corrupt practice; and

Whereas, upon approval of one or more of its applications, the City may enter into agreements with the State of Minnesota for one or more of the above-referenced projects and will comply with all applicable laws and regulations as stated in such agreements;

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

That the City Council authorizes the Director or Deputy Director of the Department of Community Planning and Economic Development to apply to the Minnesota Department of Employment and

Economic Development for Redevelopment Program grant funding for Bassett Creek Valley, Franklin Avenue LRT Project Area, SEMI/URP (University Research Park) Bioscience Zone, and Spirit on Lake Cooperative, and that the City's Finance Officer, Contracts Administrator or Purchasing Agent and/or other duly authorized City staff are hereby authorized to execute such agreements as are necessary to implement the projects.

Adopted 2/1/2008.

Comm Dev & W&M/Budget - Your Committee, having under consideration the following recommendations to support the Job Relocation, Resident Recruitment and Community Stabilization Agreement between the Neighborhood Revitalization Program (NRP) and Allina Health System:

a) Approval of the use of up to $125,000 from the NRP Administrative Contingency Fund, as set forth in the Agreement between the Allina Health System and NRP contained in the Department of Community Planning & Economic Development staff report;

b) Passage of the accompanying resolution increasing the Community Planning and Economic Development (CPED) Department appropriation by $125,000 in the NRP fund for implementation of said Plan; and

c) That the proper City officers be authorized to enter into any contracts or agreements needed to implement said Plan;

now recommends -

Comm Dev - Approval of said recommendations.

Ways & Means/Budget - That the matter be forwarded without recommendation.

Goodman moved that the report be amended to approve the Community Development Committee recommendation and to delete the Ways & Means/Budget Committee recommendation. Seconded.

Lilligren moved to substitute the following report for the above report. Seconded.

Comm Dev & W&M/Budget - Your Committee, having under consideration support of the Job Relocation, Resident Recruitment and Community Stabilization Agreement between the Neighborhood Revitalization Program (NRP) and Allina Health System, now recommends:

a) Approval of the use of up to $245,000 from the NRP Administrative Contingency Fund to provide a $250,000 forgivable loan to Allina Health System for the Job Relocation, Resident Recruitment and Community Stabilization Program at the Midtown Exchange Project;

b) Passage of the accompanying resolution increasing the Community Planning and Economic Development (CPED) Department appropriation by $125,000 in the NRP fund for implementation of said Plan;

c) That $5,000 of the $250,000 loan to Allina Health System is to come from those NRP neighborhoods that choose to contribute NRP funds from their neighborhood action plans to the Job Relocation, Resident Recruitment and Community Stabilization Program. The amount of the $245,000 NRP Administrative Contingency Fund contribution to the Allina loan will be reduced by the amount of neighborhood action plan contributions that exceeds $5,000;

d) That Allina Health System will have 10 years to repay the loan and will receive credits against the loan for providing the following benefits to the City:

1. Hiring Minneapolis residents who live in the neighborhoods targeted for CDBG purposes.
2. Providing homeownership assistance to employees working at the Midtown Exchange Project to purchase homes in Minneapolis.
3. Providing job training to Minneapolis residents to work at the Midtown Exchange Project; and

e) That CPED staff be directed to negotiate loan terms with Allina Health System and the NRP Policy Board Staff Director and authorize the appropriate City officers to enter into any contracts or agreements needed to make the loan to Allina Health System as approved herein.

Ostrow moved to amend the substitute report by deleting paragraph (c). Seconded.

Adopted upon a voice vote.

Schiff moved to substitute the following language for the above substituted report: "The Minneapolis City Council reaffirm its commitment of December 23, 2005, in City Council Resolution No. 2005R-679. Additional NRP funds may be approved if directed by NRP Plans." Seconded.

Lost. Yeas, 5; Nays, 8 as follows:

Yeas - Schiff, Glidden, Remington, Samuels, Gordon.

Nays - Ostrow, Lilligren, Colvin Roy, Benson, Goodman, Hodges, Hofstede, Johnson.

The substitute report, as amended, was adopted 2/1/2008.

Yeas, 9; Nays, 4 as follows:

Yeas - Ostrow, Lilligren, Colvin Roy, Benson, Goodman, Hodges, Samuels, Hofstede, Johnson.

Nays - Schiff, Glidden, Remington, Gordon.

RESOLUTION 2008R-034
By Goodman

Amending The 2008 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 Community Planning and Economic Development Agency in the NRP Program Fund (CNR0-890-3550) by $125,000.

Adopted 2/1/2008. Yeas, 9; Nays, 4 as follows:

Yeas - Ostrow, Lilligren, Colvin Roy, Benson, Goodman, Hodges, Samuels, Hofstede, Johnson.

Nays - Schiff, Glidden, Remington, Gordon.

The INTERGOVERNMENTAL RELATIONS Committee submitted the following report:

IGR - Your Committee, having under consideration the Minneapolis Riverfront Organization Study, now recommends that the City's agenda for the 2008 Legislative Session, adopted December 21, 2007, be amended to include a request for legislative authorization to establish a new nonprofit to support and coordinate continued riverfront revitalization in Minneapolis. This request will be conditioned upon similar action and support by the Minneapolis Park and Recreation Board (MPRB) and the MPRB agreeing to participate with the City as a member of the nonprofit board.

Your Committee further recommends that City staff be directed to assist in finalizing the draft legislative language.

Adopted 2/1/2008.

The INTERGOVERNMENTAL RELATIONS AND WAYS & MEANS/BUDGET Committees submitted the following report:

IGR & W&M/Budget - Your Committee, having under consideration the report in response to the April 23, 2007 staff direction to the City Attorney, Department of Community Planning & Economic Development (CPED) and Finance staff relating to implementation of Park Dedication Fees, now recommends passage of the accompanying resolution supporting the concept of a Park Dedication Fee, and directing staff to work with the Minneapolis Park and Recreation Board on an ordinance consistent with this Statement of Principles.

Goodman moved to amend "Resolved" paragraph one of the resolution by deleting the figure $3,000, and inserting in lieu thereof, $2,000. Seconded.

Adopted upon a voice vote.

Absent - Lilligren.

Goodman moved to amend "Resolved" paragraph one of the resolution by changing the second sentence to read as follows: "No park dedication fee shall be imposed upon any affordable housing ~~unit~~ project which received affordable housing subsidies from the City of Minneapolis, ~~or~~ Hennepin County~~.~~, Federal Government, or any privately developed projects that include units at or below the 50% Metropolitan Median Income." Seconded.

Schiff moved to amend Goodman's motion to read as follows: "No park dedication fee shall be imposed upon any affordable housing ~~unit~~ project which received affordable housing subsidies from the City of Minneapolis, ~~or~~ Hennepin County~~.~~ or Federal Government ~~or any privately developed projects~~ that include ~~units~~ projects at or below the 50% Metropolitan Median Income." Seconded.
Adopted upon a voice vote.

Goodman's motion, as amended, was adopted. Yeas, 9; Nays, 4 as follows:
Yeas - Schiff, Colvin Roy, Glidden, Remington, Benson, Goodman, Hodges, Samuels, Gordon.
Nays - Ostrow, Lilligren, Hofstede, Johnson.

Goodman moved to amend "Resolved" paragraph four of the resolution by deleting the word "renovations." Seconded.

Ostrow moved to amend Goodman's motion by deleting the word "renovations" and inserting in lieu thereof, "improvements." Seconded.
Adopted. Yeas, 9; Nays, 4 as follows:
Yeas - Ostrow, Schiff, Lilligren, Glidden, Hodges, Samuels, Gordon, Hofstede, Johnson.
Nays - Colvin Roy, Remington, Benson, Goodman.

Goodman withdrew her name from her proposed motion, as amended, and Ostrow's name was replaced.

~~Goodman's~~ Ostrow's motion, as amended, was adopted. Yeas, 9; Nays, 4 as follows:
Yeas - Ostrow, Schiff, Lilligren, Glidden, Hodges, Samuels, Gordon, Hofstede, Johnson.
Nays - Colvin Roy, Remington, Benson, Goodman.

Hodges moved to amend "Resolved" paragraphs two and six as follows:

"2. The City of Minneapolis supports an amendment to Laws of Minnesota 2006, Chapter 269, which would expand the authority to impose a park dedication fee to include commercial and industrial property. In the event that the MPRB takes action to support this expanded authority, the City will add the expansion of this authority as a support item to the Local Government Finance section of its 2008 Legislative Agenda.

6. The City of Minneapolis supports an amendment to Laws of Minnesota 2006, Chapter 269, Section 2 which would conform the legal uses for park dedication fees in Minneapolis to uses set forth in M.S. 462.358 and would specifically allow the use of park dedication fees for trails in addition to the existing authority granted by the Special Law. It is understood that some of the permissible expenditures would not fall exclusively within the jurisdiction of the MPRB. Support for this amendment will be added as a support item to the Local Government Finance section of the City's 2008 Legislative Agenda." Seconded.
Adopted upon a voice vote.

Hodges moved to amend "Resolved" paragraph six of the resolution by deleting the words "and green space," as follows: "6. The City of Minneapolis supports an amendment to Laws of Minnesota 2006, Chapter 269, Section 2 which would conform the legal uses for park dedication fees in Minneapolis to uses set forth in M.S. 462.358 and would specifically allow the use of park dedication fees for trails ~~and green space~~ in addition to the existing authority granted by the Special Law.

It is understood that some of the permissible expenditures would not fall exclusively within the jurisdiction of the MPRB." Seconded.

Adopted upon a voice vote.

The report, as amended, was adopted 2/1/2008.

Yeas, 11; Nays, 2 as follows:

Yeas - Ostrow, Schiff, Lilligren, Colvin Roy, Glidden, Remington, Hodges, Samuels, Gordon, Hofstede, Johnson.

Nays - Benson, Goodman.

Resolution 2008R-035, supporting the concept of a Park Dedication Fee and directing staff to work with Minneapolis Park and Recreation Board on an ordinance consistent with this Statement of Principles, was adopted 2/1/2008 by the City Council. 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 2008R-035
By Ostrow, Johnson and Hodges

Supporting the concept of a Park Dedication Fee and directing staff to work with Minneapolis Park and Recreation Board on an ordinance consistent with this Statement of Principles.

Whereas, the Minneapolis City Council recognizes that the Minneapolis Park System is of critical importance to the vitality and well-being of our citizens and neighborhoods; and

Whereas, resources for capital improvements are woefully inadequate to address the park and recreation needs of new residents and, further, are inadequate to provide park amenities in anticipated growth areas of the City; and

Whereas, park and recreation amenities help to attract and retain small businesses and assist businesses in attracting and retaining talented employees; and

Whereas, the Minneapolis Park and Recreation Board (MPRB) passed a park dedication fee ordinance on July 11, 2007, and state enabling legislation requires both the MPRB and the Minneapolis City Council approve any ordinance providing for a park dedication fee prior to its effective date; and

Whereas, the Minneapolis City Council wishes to convey its support for the concept of a park dedication fee and to further request that the MPRB review this resolution and proposed modifications to the park dedication fee ordinance in order that the City and Park Board can move forward;

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

That the Minneapolis City Council supports the concept of a park dedication fee subject to the following considerations:

1. Any park dedication fee should not exceed $2,000 for each residential unit. No park dedication fee shall be imposed upon any affordable housing project which received affordable housing subsidies from the City of Minneapolis, Hennepin County or Federal Government that include projects at or below the 50% Metropolitan Median Income.

2. The City of Minneapolis supports an amendment to Laws of Minnesota 2006, Chapter 269, which would expand the authority to impose a park dedication fee to include commercial and industrial property. In the event that the MPRB takes action to support this expanded authority, the City will add the expansion of this authority as a support item to the Local Government Finance section of its 2008 Legislative Agenda.

3. The City Council requests that the Park Board provide additional information to the City Council and City staff regarding the amount of the proposed fees on residential, commercial and industrial property, and the method for establishing proportionality and the basis for the essential nexus between the fee and the municipal purpose to be achieved in order that the Council might further consider the amount and appropriateness of the fee upon final adoption of the ordinance. The City Council recommends that the fee be indexed for inflation.

4. Proceeds from the park dedication fees shall be used for new parks, improvements or expansions, but under no circumstances shall the proceeds be used for basic maintenance and repair.

5. The City requests that prior to the return of any revised ordinance to the Council for its consideration that the MPRB provide a comprehensive maintenance plan, identities for any new resources, park amenities constructed with proceeds from the park dedication fee ordinance.

6. The City of Minneapolis supports an amendment to Laws of Minnesota 2006, Chapter 269, Section 2 which would conform the legal uses for park dedication fees in Minneapolis to uses set forth in M.S. 462.358 and would specifically allow the use of park dedication fees for trails in addition to the existing authority granted by the Special Law. It is understood that some of the permissible expenditures would not fall exclusively within the jurisdiction of the MPRB. Support for this amendment will be added as a support item to the Local Government Finance section of the City's 2008 Legislative Agenda.

7. The City of Minneapolis requires that as to each park dedication fee, a "nexus" must be established showing that the specific land development causes a need for the amenity and that the amount of the fee is no greater than the amount needed to alleviate the infrastructure need generated by the development. The City of Minneapolis opposes the use of the park dedication fee to support park amenities that are too distant from the development to provide a direct benefit and further opposes the imposition of fees for the purpose of a fund to be used elsewhere in the City.

8. The park dedication fees imposed must be used to fund improvements consistent with the City's Comprehensive Plan and MPRB's comprehensive plan and green space plan as adopted and amended.

9. Use of the park dedication fee shall be subject to interdepartmental and legal review by both the MPRB and the City. On an annual basis, the MPRB and City Council shall review and approve the overall plan for the use of park dedication fees in the City.

10. The City of Minneapolis respectfully requests that the MPRB review the ordinance passed by the MPRB in 2007 and consider revisions consistent with this resolution. The City Council further requests that the MPRB consider changes in its legislative agenda consistent with this resolution. The City Coordinator and Director of Community Planning and Economic Development are further directed to work with Park Board staff on revisions to the ordinance not inconsistent with this resolution.

Adopted 2/1/2008. Yeas, 11; Nays, 2 as follows:

Yeas - Ostrow, Schiff, Lilligren, Colvin Roy, Glidden, Remington, Hodges, Samuels, Gordon, Hofstede, Johnson.

Nays - Benson, Goodman.

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

PS&RS - Your Committee recommends passage of the accompanying resolution granting the application of Bakabee Dollar Store, 2113 Chicago Av, for Confectionery, Tobacco Dealer and Dry Cleaning Pickup Station Licenses, subject to conditions.

Adopted 2/1/2008.

Resolution 2008R-036, granting the application of Bakabee Dollar Store, 2113 Chicago Av, for Confectionery, Tobacco Dealer and Dry Cleaning Pickup Station Licenses, subject to conditions, was adopted 2/1/2008 by the City Council. 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 2008R-036
By Samuels

Granting the application of Bakabee Dollar Store, 2113 Chicago Av, for Confectionery, Tobacco Dealer and Dry Cleaning Pickup Station Licenses, subject to conditions.

Resolved by The City Council of The City of Minneapolis:

That it grants the application submitted by Bakabee Dollar Store LLC, dba Bakabee Dollar Store, 2113 Chicago Av, for Confectionery, Tobacco Dealer and Dry Cleaning Pickup Station Licenses (new business) to expire April 1, 2008, subject to the following conditions:

1. "No Trespassing" signs will remain clearly posted on the exterior of the business. Grocery store staff will immediately ask people that are observed loitering in the immediate vicinity of the store to leave. If the loitering activity persists, staff will call 911 and request police assistance to alleviate the loitering activity. The business agrees to cooperate fully in the prosecution of criminal activity.

2. The business will have a minimum of two staff employees working from 3:00 p.m. until the close of business each day to ensure monitoring of the exterior and to reduce negative behaviors.

3. The business agrees not to sell single cigars, favored tobacco wraps or single cigarettes.

4. The business agrees not to sell items which are commonly used by drug users and drug dealers. These items include glass pipes (sometimes with roses inside), Brillo Pads or Chore Boy products (steel pads used to clean dishes), tobacco pipes, small zip lock bags also known as jewelry bags, and single use tobacco products to include rolling papers. The business will also agree not to supply matches to non-tobacco customers.

5. The business agrees to keep all exterior and interior lights illuminated and functioning properly.

6. All windows will be free of signs and other items that block the view in and out.

7. The owner shall comply with the Surveillance Camera Ordinance.

8. The owner agrees not to install advertising banners or signs on the exterior of the premises, including the fences, walls or other fixtures of the property.

9. The business agrees to clean the property, and all areas within 100 feet of the property line, of litter and trash twice daily. The business shall maintain a litter receptacle in front of the business that is convenient for customer use.

10. Refuse shall be stored in a regularly serviced, closed container (dumpster) that shall be screened from view as is required by Minneapolis Codes. At no time shall this refuse container be overfilled so that the cover cannot be completely closed at all times.

11. The business will have maximum operating hours as follows: Sunday through Thursday, 7:00 a.m. to 10:00 p.m.; Friday and Saturday, 7:00 a.m. to 11:00 p.m.

12. final inspection and compliance with all provisions of applicable codes and ordinances.

Adopted 2/1/2008.

PS&RS - Your Committee recommends passage of the accompanying resolution granting applications for Liquor, Wine and Beer Licenses.

Adopted 2/1/2008.

Resolution 2008R-037, granting Liquor, Wine and Beer Licenses, was adopted 2/1/2008 by the City Council. 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 2008R-037
By Samuels

Granting Liquor, Wine and Beer Licenses.

Resolved by The City Council of The City of Minneapolis:

That the following applications for liquor, wine and beer licenses be granted, subject to final inspection and compliance with all provisions of applicable codes and ordinances:

On-Sale Liquor Class A with Sunday Sales, to expire January 1, 2009

Radisson Minneapolis Corp, dba Radisson Plaza Minneapolis Hotel, 35 S 7th St (new manager)

Great Suburban World Theatre LLC, dba Suburban World Theatre, 3022 Hennepin Av

On-Sale Liquor Class A with Sunday Sales, to expire October 1, 2008

Fine Line Music Ventures Inc, dba Fine Line Music Cafe, 318 1st Av N (new manager)
On-Sale Liquor Class B with Sunday Sales, to expire January 1, 2009
Miss Jimmy Inc, dba Red Stag Supperclub, 509 1st Av NE
On-Sale Liquor Class E with Sunday Sales, to expire January 1, 2009
Chipotle Mexican Grill of Colorado LLC, dba Chipotle Mexican Grill, 50 S 6th St
Chipotle Mexican Grill of Colorado LLC, dba Chipotle Mexican Grill, 225 E Hennepin Av
Chipotle Mexican Grill of Colorado LLC, dba Chipotle Mexican Grill, 229 Cedar Av
Chipotle Mexican Grill of Colorado LLC, dba Chipotle Mexican Grill, 800 Washington Av SE
Ala Salsa Enterprises LLC, dba A La Salsa Restaurant, 920 E Lake St #155
Fossland-Olson Inc, dba Scotts 1029 Bar, 1029 Marshall St NE
Chipotle Mexican Grill of Colorado LLC, dba Chipotle Mexican Grill, 1040 Nicollet Mall
Azia Inc, dba Azia, 2550 Nicollet Av
Chipotle Mexican Grill of Colorado LLC, dba Chipotle Mexican Grill, 2600 Hennepin Av
Chipotle Mexican Grill of Colorado LLC, dba Chipotle Mexican Grill, 3040 Excelsior Blvd
Cintia's of Mexico Bar & Rest Inc, dba Cintias, 6042 Nicollet Av
On-Sale Liquor Class E with Sunday Sales, to expire July 1, 2008
Town Talk Diner LLC, dba Town Talk Diner, 2707 E Lake St
Off-Sale Beer, to expire April 1, 2008
Aldi Foods #68, dba Aldi Foods #68, 3120 Penn Av N.
Adopted 2/1/2008.

PS&RS - Your Committee recommends passage of the accompanying resolution granting applications for Business Licenses.
Adopted 2/1/2008.

Resolution 2008R-038, granting applications for Business Licenses, was adopted 2/1/2008 by the City Council. 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 2008R-038
By Samuels

Granting applications for Business Licenses.

Resolved by The City Council of The City of Minneapolis:
That the following applications for business licenses (including provisional licenses) as per list on file and of record in the Office of the City Clerk under date of ^, 2006 be granted, subject to final inspection and compliance with all provisions of the applicable codes and ordinances (Petn No 272557):
Amusement Devices; Courtesy Bench; Dry Cleaner - Flammable; Dry Cleaner – Nonflammable; Dry Cleaning & Laundry Pickup Station; Laundry; Caterers; Grocery; Food Manufacturer; Restaurant; Short-Term Food Permit; Vending Machine; Gasfitter Class A; Gasoline Filling Station; Heating, Air Conditioning & Ventilating Class A; Motor Vehicle Dealer – Used Only; Motor Vehicle Repair Garage; Motor Vehicle Repair Garage with Accessory Use; Oil Burner Installer; Pet Shop; Plumber; Refrigeration Systems Installer; Residential Specialty Contractor; Secondhand Goods Class B; Antique Dealer Class B; Sign Hanger; Solicitor – Individual; Steam & Hot Water Systems Installer; Suntanning Facility; Taxicab Service Company; Taxicab Vehicle; Theater Zone I; Theater Zone III; Combined Trades; Transient Merchant; Tree Servicing.
Adopted 2/1/2008.

PS&RS - Your Committee recommends passage of the accompanying resolution granting applications for Gambling Licenses.

Adopted 2/1/2008.

Resolution 2008R-039, granting applications for Gambling Licenses, was adopted 2/1/2008 by the City Council. 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 2008R-039
By Samuels

Granting applications for Gambling Licenses.

Resolved by The City Council of The City of Minneapolis:

That the following applications for gambling licenses be granted, subject to final inspection and compliance with all provisions of applicable codes and ordinances:

Gambling Class A

Southwest Hockey Association, dba Southwest Hockey Association, PO Box 24825 (Site: Eagles Aerie #34, 2507 E 25th St)

Gambling Class B

Lions Club of Northeast Minneapolis, dba Lions Club of Northeast Minneapolis, PO Box 22115 (Off site gambling, Raffle, March 12, 2008 at Jax Cafe, 1928 University Av NE)

Church of St. Maron, dba Church of St. Maron, 600 University Av NE (Site: Arones Bar, 500 Central Av SE)

Minneapolis Riverview Lions, dba Minneapolis Riverview Lions, 2520 26th Av S (Site: Lee's Liquor Bar, 101 Glenwood Av N)

Minneapolis Riverview Lions Club, dba Minneapolis Riverview Lions Club, 2520 26th Av S (Site: BJ's Liquor Lounge, 229 W Broadway)

Minneapolis Riverview Lions, dba Minneapolis Riverview Lions, 2520 26th Av S (Site: Joint/Caboose, 913-17 Cedar Av)

Southwest Hockey, dba Southwest Hockey, 3011 E Lake St (Site: McMahon's Pub, 3001 E Lake St)

Southwest Hockey Inc, dba Southwest Hockey, PO Box 24825 (Site: Matty B's, 501 Washington Av S)

Southwest Hockey Association, dba Southwest Hockey Association, PO Box 24825 (Site 4th Street Saloon, 328 W Broadway)

Gambling Exempt

Minnesota Motion Picture & TV Dev Board, dba Minnesota Motion Picture & TV Dev Board, 2446 University Av W, St. Paul (Raffle January 26, 2008 at Five Restaurant & Street Lounge, 2917 Bryant Av S)

Ballet Works Inc, dba James Sewell Ballet, 528 Hennepin Av #205 (Raffle February 14, 2008 at Semple Mission, 100 W Franklin Av)

Minnesota Childrens Museum, dba Minnesota Childrens Museum, 10 W 7th St, St. Paul (Raffle February 23, 2008 at Macys North, 700 Nicollet Mall)

Pope John Paul II Catholic Church, dba Pope John Paul II Catholic Church, 1630 4th St NE (Bingo, Raffle, Paddlewheel, Pulltabs and Tipboards February 23, 2008)

Church of the Holy Name, dba Church of the Holy Name, 3637 11th Av S (Raffle March 1, 2008)

Church of the Holy Cross, dba Church of the Holy Cross, 1621 University Av NE (Bingo March 9, 2008)

Oak Hill Montessori, dba Oak Hill Montessori, 4665 Hodgson Rd, Shoreview (Raffle April 5, 2008 at Atlas Grill, 200 S 6th St).

Adopted 2/1/2008.

PS&RS - Your Committee recommends passage of the accompanying resolution approving License Settlement Conference recommendations relating to the Restaurant Licenses held by Caribou Coffee, 3900 Lake Breeze Av N.

Adopted 2/1/2008.

Resolution 2008R-040, approving License Settlement Conference recommendations relating to the Restaurant Licenses held by Caribou Coffee, 3900 Lake Breeze Av N, was adopted 2/1/2008 by the City Council. 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 2008R-040
By Samuels

Approving License Settlement Conference recommendations relating to the Restaurant Licenses held by Caribou Coffee, 3900 Lake Breeze Av N.

Whereas, the Licenses & Consumer Services Division held a License Settlement Conference hearing on November 19, 2007 with the licensee; and

Whereas, the Public Safety & Regulatory Services Committee received Findings of Fact, Conclusions and Recommendations that concluded that the licensee violated the Minneapolis Code of Ordinances by operating two restaurants without a license or Certificate of Occupancy;

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

That the following recommendations be adopted, as more fully set forth in said Findings on file in the Office of the City Clerk and made a part of this report by reference:

1. Prior to the signing of the Agreement, the licensee shall submit, and have received approval from the City, a detailed business plan that specifies the steps that Caribou Coffee Company Inc has or is implementing to assure the City that future food establishments will not open or operate without benefit of a food license or Certificate of Occupancy.

2. In the event of a repeat violation of Section 188.160 of the Minneapolis Code of Ordinances within a 24 month period at any future Caribou Coffee Company, Inc establishments, the licensee's food license shall not be administratively approved through Licensing, but will instead be required to go through the City Council and Mayoral approval process to obtain a license to operate.

3. In the event of a repeat violation of Section 188.160 of the Minneapolis Code of Ordinances within a 24 month period at any future Caribou Coffee Company, Inc establishments, the fine assessed shall be double that of the last fine imposed, up to a maximum of $2,000 per violation.

4. It is understood and agreed that any violation of the above recommendations shall constitute just and proper cause for the immediate imposition of any agreed upon or stayed penalties. It is further understood that compliance with the above recommendations is a requirement for continuing to hold a license, and that failure to comply with any of these conditions may result in additional adverse license action.

Adopted 2/1/2008.

PS&RS – Your Committee, having under consideration the 2007 special assessment levy payable in 2008 against the property located at 3937 Washington Av N, now recommends the following:

a. Approval of Special Assessment 1095 (Chapter 249 Demolitions) for a five year levy for a total amount of $8,733 on each property located at 3937, 3939 and 3945 Washington Av N.

b. That the Director of the Hennepin County Taxation Department be directed to place assessments against certain properties to defray the cost of work performed under authorization of Regulatory Services to correct nuisance or hazardous conditions on these properties.

c. Approval to cancel the full amount of year 2007 Special Assessment Levy 1095 in the amount of $30,130 against the property at 3937 Washington Av N so the correct assessment may be applied over three different properties as identified above.

Samuels moved that the report be referred back to the Public Safety & Regulatory Services Committee. Seconded.

Adopted upon a voice vote 2/1/2008.

PS&RS - Your Committee, to whom was referred back on January 18, 2008 a report relating to the property located at 4137 27th Av S, which has been determined by the Inspections Division to constitute a nuisance under the Minneapolis Code of Ordinances; and a Director's Order to Demolish the property having been mailed to the property owner, which was subsequently appealed to the Nuisance Condition Process Review Panel, now recommends:

a. Concurrence with the Panel that the Order for Demolition of the building be stayed to allow the owner of the property to enter into a restoration agreement, in accordance with the Findings of Fact, Conclusions and Recommendation on file in the Office of the City Clerk, which are hereby made a part of this report by reference.

b. The restoration agreement shall be entered into by February 12, 2008, with work to begin by March 1st and completed in six months. The owner shall first perform work on the exterior of the property.

c. If the timelines contained in the restoration agreement are not complied with, the City may bring the matter back to the Public Safety & Regulatory Services Committee to revoke the stay and authorize demolition based on non-performance.

Adopted 2/1/2008.

PS&RS – Your Committee, having under consideration the City's 2008 Emergency Operations Plan, now recommends that said plan be **sent forward without recommendation**.

Samuels moved that the report be amended by deleting the language "sent forward without recommendation" and inserting in lieu thereof "approved". Seconded.

Adopted by unanimous consent.

The report, as amended, was adopted 2/1/2008.

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

PS&RS & W&M/Budget – Your Committee, to whom was referred an ordinance amending Title 4, Chapter 74 of the Minneapolis Code of Ordinances relating to *Animals and Fowl: Miscellaneous Regulations*, amending regulations relating to wild animals, now recommends that said ordinance be given its second reading for amendment and passage.

Remington moved that Section 74.65 (m) of the ordinance be amended by adding a new Subsection #5, to read as follows:

(m) Minneapolis Animal Care and Control may deny an application for a Traveling Animal Exhibition permit for any of the following reasons:

"(5) Use of an ankus (bullhook) on an elephant or possession of this device in the presence of an elephant." Seconded.

Lost upon a voice vote.

Ostrow moved to amend Section 74.65 (d) of the ordinance to read as follows:

(d) Upon arrival, Minneapolis Animal Care and Control shall review all plans and inspect all facilities to verify compliance with such plans in that all of the applicant's animals are properly restrained at all times ~~and not in direct contact with the public~~ while in the city and that adequate plans exist in the event of an emergency to protect the animals and the public in the event of fire, escape or other threat to the public's or the animals' safety. Minneapolis Animal Care and Control may reinspect and reverify all such facilities and plans at any time the applicant's animals are in the city. Seconded.

Adopted. Yeas, 9; Nays, 4 as follows:

Yeas – Ostrow, Lilligren, Glidden, Benson, Goodman, Hodges, Samuels, Hofstede, Johnson.

Nays – Schiff, Colvin Roy, Remington, Gordon.

The report, with amended ordinance, was adopted 2/1/2008. Yeas, 11; Nays, 2 as follows:

Yeas – Ostrow, Schiff, Lilligren, Colvin Roy, Glidden, Benson, Goodman, Hodges, Samuels, Hofstede, Johnson.

Nays – Remington, Gordon.

Ordinance 2008-Or-004 amending Title 4, Chapter 74 of the Minneapolis Code of Ordinances relating to *Animals and Fowl: Miscellaneous Regulations*, amending Sections 74.50, 74.60, 74.65 to amend regulations relating to wild animals, was adopted 2/1/2008 by the City Council. 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 2008-Or-004
By Ostrow and Hodges
Intro & 1st Reading: 6/29/2007
Ref to: PS&RS
2nd Reading: 2/1/2008

Amending Title 4, Chapter 74 of the Minneapolis Code of Ordinances relating to Animals and Fowl: Miscellaneous Regulations.

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

Section 1. That Section 74.50 of the above-entitled ordinance be amended to read as follows:

74.50. ~~Vicious animals; animals wild by nature~~ Wild animals. No person shall keep or allow to be kept any place in the city any wild, exotic, dangerous, or non-domestic animal or reptile ~~of a ferocious or vicious character, habit or disposition or any animal wild by nature~~.

Section 2. That Section 74.60 of the above-entitled ordinance be amended to read as follows:

74.60. Exceptions; permit required. (a) Any person desiring to keep an animal prohibited under sections 70.10, 74.40 and 74.50, if not duly licensed for such activity under Chapters 303 or 304, shall obtain a permit from ~~the animal control officer~~ Minneapolis Animal Care and Control. Such permit shall be issued for a period not to exceed ~~fourteen (14)~~ twenty-one (21) days and ~~shall~~ may specify further conditions under which such animal shall be kept. ~~Provided, however, that no such permit shall be issued unless such prohibited animal is brought into the city for entertainment, exhibition, show or promotional purposes only, and application is made in such form and within such reasonable amount of time as shall be required by the animal control officer. The animal control officer~~ Minneapolis Animal Care and Control shall have authority to investigate the conditions and inspect the site at which such animal shall be kept or displayed and to require the production of reasonably pertinent veterinary or similar records to the extent deemed necessary to ensure the safety and health of any person or animal. Permit fees must be paid in full prior to the issuance of any permit under this section.

(b) Definitions.

Adequate Care means the responsible practice of good animal husbandry, handling, production, management, confinement, feeding, watering, protection, shelter, transportation, treatment, and, when necessary, euthanasia, appropriate for the age, species, condition, size, and type of the animal and the provision of veterinary care when needed to prevent suffering and impairment of health.

Adequate exercise means the opportunity for the animal to move sufficiently to maintain normal muscle tone and mass for the age, species, size and condition of the animal.

Adequate feed means access to and the provision of food that is of sufficient quantity and nutritive value to maintain each animal in good health; is accessible to each animal; is prepared so as to permit ease of consumption for the age, species, condition, size and type of each animal; is provided in a clean and sanitary manner; is placed so as to minimize contamination by excrement and pests; and is provided at suitable intervals for the species, age, and condition of the animal, but at least once daily, except as prescribed by a veterinarian or as dictated by naturally occurring states of hibernation or fasting normal for the species.

*Adequate shelte*r means provision of and access to shelter that is suitable for the species, age, condition, size, and type of each animal; provides adequate space for each animal; is safe and protects each animal from injury, rain, sleet, snow, hail, direct sunlight, the adverse effects of heat or cold, physical suffering, and impairment of health; is properly lighted; is properly cleaned; enables each animal to be clean and dry, except when detrimental to the species; and, for dogs and cats, provides a solid surface, resting platform, pad, floor mat, or similar device that is large enough for the animal to lie on in a normal manner and can be maintained in a sanitary manner. Shelters whose wire, grid, or slat floors permit the animals' feet to pass through the openings, sag under the animals' weight or otherwise do not protect the animals' feet or toes from injury are not adequate shelter.

Adequate space means sufficient space to allow each animal to (i) easily stand, sit, lie, turn about, and make all other normal body movements in a comfortable, normal position for the animal and (ii) interact safely with other animals in the enclosure. When an animal is tethered, adequate space means a tether that permits the above actions and is appropriate to the age and size of the animal; is attached to the animal by a properly applied collar, halter, or harness configured so as to protect the animal from injury and prevent the animal or tether from becoming entangled with other objects or animals, or from extending over an object or edge that could result in the strangulation or injury of the animal; and is at least three (3) times the length of the animal, as measured from the tip of its nose to the base of its tail, except when the animal is being walked on a leash or is attached by a tether to a lead line. When freedom of movement would endanger the animal, temporarily and appropriately restricting movement of the animal according to professionally accepted standards for the species is considered provision of adequate space.

Adequate water means provision of and access to clean, fresh, potable water of a drinkable temperature that is provided in a suitable manner, in sufficient volume, and at suitable intervals, but at least once every four (4) hours, to maintain normal hydration for the age, species, condition, size and type of each animal, except as prescribed by a veterinarian or as dictated by naturally occurring states of hibernation or fasting normal for the species; and is provided in clean, durable receptacles that are accessible to each animal and are placed so as to minimize contamination of the water by excrement and pests or an alternative source of hydration consistent with generally accepted husbandry practices.

Animal abuse or neglect means any of the following:

(1) Insertion of any implement into any bodily orifice, unless directed by a veterinarian specifically in connection with training for a medical or reproductive procedure.

(2) Striking an animal with anything more substantial than a guide.

(3) Striking an animal with any sharp object.

(4) Striking an animal on or around any sensitive area.

(5) Applying tools used in training repeatedly and with such force that they cause any physical harm to the animal (i.e. breaking the skin, bleeding, bruising, etc.)

(6) Withholding or reducing an animal's daily recommended amount of food and/or water.

(7) Withholding veterinarian care for any reason.

(8) Failure to provide adequate care, exercise, feed, shelter, space and/or water.

(~~a~~ c) *Class A permit*: Required for any hoofed or small animal otherwise prohibited under sections 70.10 or 74.40 brought into the city for an event not open to the general public, including, but not limited to, birthday parties and weddings. The fee for a Class A permit shall be fifty dollars ($50.00).

(~~b~~ d) *Class B permit:* Required for any hoofed or small animal (including raptors, fowl, or other birds) otherwise prohibited under sections 70.10 or 74.40 brought into the city for an event open to the general public, including, but not limited to, temporary petting zoos established at community events or festivals. Also required for any person who wants to exhibit any vicious or wild animals for educational purposes only, as determined by Minneapolis Animal Care and Control. The fee for a Class B permit shall be seventy-five dollars ($75.00).

(~~c~~ e) *Class C permit*: Required for any vicious or wild animal otherwise prohibited under section 74.50 brought into the city for an event open to the general public, including, but not limited to, circuses and sports conventions. The fee for a Class C permit shall be ~~one hundred fifty dollars ($150.00)~~ seven hundred fifty dollars ($750.00). The applicant must also pay for the cost of staff time to investigate the applicant, issue the permit, and enforce this ordinance.

(f) Minneapolis Animal Care and Control shall include all staff of Minneapolis Animal Care and Control or their agents.

Section 3. That Chapter 74 of the Minneapolis Code of Ordinances be amended by adding thereto a new section 74.65 to read as follows:

74.65. Class C permit requirements. (a) Applicants for Class C permits must be identifiable persons or organizations that will be responsible for compliance with all terms of this Chapter. Applicants for Class C permits shall file an application with Minneapolis Animal Care and Control no less than ninety (90) days prior to a scheduled or planned event in the city. The application shall include:

(1) the names and addresses of all owners and operators of the applicant organization or individual.

(2) all reasonably pertinent records related to the veterinary care for all of the applicant's animals. The records should represent adequate care provided as needed and/or to prevent suffering and/or disease transmission. The veterinarian's records must include the age, weight, height/length, and gender of the animal.

(3) all reasonably pertinent records of training, transporting, breeding, importing, restraining, and housing for all of the applicant's animals to the extent possible.

(4) a safety plan for the animals and the public, including all means of restraint of the animals, and all other information as required by Minneapolis Animal Care and Control.

(5) a complete history for all owners or operators of citations, investigations, convictions, and/or sustained violations of any federal, state or local regulations pertaining to circuses or cruelty, abuse or neglect to animals by any regulatory authority.

(6) the scheduled locations for the ninety (90) days prior to a scheduled or planned event in the city of all of the animals that will be brought to the city for any reason for the planned event.

(7) documentation satisfying the insurance requirements set by Minneapolis Animal Care and Control.

(8) all other reasonably pertinent information as required by Minneapolis Animal Care and Control.

(b) At least one (1) time prior to an event, and at the applicant's expense, Minneapolis Animal Care and Control shall travel to any of the scheduled locations prior to the event in the city for the purposes of inspecting all facilities and locations that are used to exhibit, train, transport, breed, import, restrain, house and care for all of the applicant's animals.

(c) Upon arrival of any of the applicant's animals in the city, Minneapolis Animal Care and Control shall inspect all of the applicant's animals and verify that all of the animals are in good health, that all animals have current vaccinations, that the applicant is in possession of current medical records for all animals, and that there are no signs of any abuse of the animals (including free of cuts, abrasions or other apparent injuries due to abuse). Minneapolis Animal Care and Control may reinspect and reverify all such information and records at any time the applicant's animals are in the city. Minneapolis Animal Care and Control shall make every effort to ensure that all of the animals are inspected each day that any of the applicant's animals are in the city.

(d) Upon arrival, Minneapolis Animal Care and Control shall review all plans and inspect all facilities to verify compliance with such plans in that all of the applicant's animals are properly restrained at all times while in the city and that adequate plans exist in the event of an emergency to protect the animals and the public in the event of fire, escape or other threat to the public's or the animals' safety. Minneapolis Animal Care and Control may reinspect and reverify all such facilities and plans at any time the applicant's animals are in the city.

(e) While any of the applicant's animals are in the city, Minneapolis Animal Care and Control shall inspect all animals and verify all have adequate food, water, shelter, space, exercise, and care. All animals shall be kept clean at all times, all feces will be removed within one (1) hour of occurrence, fresh water will be provided to all animals at least every four (4) hours or more often as necessary to ensure the health of the animals, and all animals shall be housed at all times in temperatures considered suitable for each species in its natural environment.

(f) While any of the applicant's animals are in the city, Minneapolis Animal Care and Control shall inspect all animals to ensure none are subject to cruelty, neglect and/or abuse.

(g) The applicant shall provide for security posted to observe the animals at all times that any of the applicant's animals are in the city. Any personnel required as part of the emergency plan to protect the animals and the public shall be present and any identified tools, devices, or firearms shall be readily available.

(h) The applicant shall comply with all state and federal regulations pertaining to circuses or animals, and shall make all information related to such compliance available to Minneapolis Animal Care and Control upon request. Upon arrival in the city, the applicant shall provide a sworn affidavit representing that the applicant is in compliance with the terms of this section and with all other applicable state and federal regulations.

(i) Minneapolis Animal Care and Control shall make every effort to coordinate all inspection and enforcement efforts referred to herein with other departments in the city, with the Animal Humane Society, and other governmental organizations. Minneapolis Animal Care and Control is further authorized to contract with a veterinarian or any other person or organization with expertise in wild animal care to assist in investigating the applicant's care of the animals.

(j) It shall be unlawful for any person or organization intending to conduct an event requiring a Class C permit to bring the animals into the city without having first obtained a Class C permit. Minneapolis Animal Care and Control may enforce violations of this section through the administrative citation process in Chapter 2 of this Code, in addition to any other remedy available to the city for Code violations including permit revocation. Minneapolis Animal Care and Control is further authorized to make all other necessary orders and take all other necessary actions to protect the health and safety of the public and the animals.

(k) It shall be unlawful for any person to furnish false information for the purpose of obtaining a permit. Any permit obtained under fraudulent pretenses is void and shall be revoked.

(l) Any person applying for a permit shall provide evidence of surety bond or liability insurance in the amount set by Minneapolis Animal Care and Control which covers incidences or occurrences involving animals.

(m) Minneapolis Animal Care and Control may deny an application for a Traveling Animal Exhibition permit for any of the following reasons:

(1) Failure to comply with or supply any information or access requested and/or required; or
(2) Falsification of any information required; or
(3) Previous or current violations of any provisions of this chapter; or
(4) Previous or current citations, violations of any local, state, or federal law relating to cruelty to animals, public safety or animal exhibition permits.

(n) Minneapolis Animal Care and Control may revoke a permit for any of the following reasons:

(1) Failure to comply with the terms of this chapter; or
(2) Falsification of any information required; or
(3) Current violations of any provisions of this chapter; or
(4) Violation of any local, state or federal law applicable to animals and/or traveling animal exhibitions.
(5) Any instance of animal cruelty, abuse or neglect within the City of Minneapolis.

(o) Minneapolis Animal Care and Control may confiscate, order veterinarian care, and/or prevent from exhibition any animal which possess a threat to public safety (including, but not limited to animals not current with vaccinations) and/or is in immediate danger due to animal cruelty, abuse or neglect.

(p) In the event of a permit denial by Minneapolis Animal Care and Control, the applicant may, upon written request, have the denial reviewed by the public safety and regulatory services committee of the city council no less than thirty (30) days prior to the scheduled or planned event in the city. The committee shall make a recommendation concerning the application to the full city council at the conclusion of the hearing. If the denial is affirmed by the city council, the applicant may seek such judicial review as permitted by law.

Adopted 2/1/2008.

Yeas - Ostrow, Schiff, Lilligren, Colvin Roy, Glidden, Benson, Goodman, Hodges, Samuels, Hofstede, Johnson.

Nays - Remington, Gordon.

PS&RS & W&M/Budget - Your Committee, to whom was referred an ordinance amending Title 4, Chapter 64 of the Minneapolis Code of Ordinances relating to *Animals and Fowl: Dogs, Cats, Ferrets, and Rabbits*, designating that off leash dog park permit fees be set by the Minneapolis Park and Recreation Board, now recommends that said ordinance be given its second reading for amendment and passage.

Goodman moved that the report be amended by adding the following staff direction:

"Staff is directed to provide the following information to Council Members within three months:

a) the total fees collected in 2007 and the projected amount collected for 2008, with a report on the division of those funds between the Park & Recreation Board and the City.

b) an accounting of what the City and Park Board used these funds for in calendar year 2007, and their and proposed use for calendar year 2008." Seconded.

Adopted upon a voice vote.

The report, as amended, was adopted 2/1/2008.

Ordinance 2008-Or-005 amending Title 4, Chapter 64 of the Minneapolis Code of Ordinances relating to *Animals and Fowl: Dogs, Cats, Ferrets, and Rabbits*, amending Section 64.55 to designate that off leash dog park permit fees be set by the Minneapolis Park and Recreation Board, was adopted 2/1/2008 by the City Council. 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 2008-Or-005
By Johnson
Intro & 1st Reading: 1/18/2008
Ref to: PS&RS
2nd Reading: 2/1/2008

Amending Title 4, Chapter 64 of the Minneapolis Code of Ordinances relating to Animals and Fowl: Dogs, Cats, Ferrets, and Rabbits.

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

Section 1. That Section 64.55 (b) of the above-entitled ordinance be amended to read as follows:

64.55. Off leash dog areas; permits and regulations.

(b) The annual fee for an off leash area permit ~~for a resident of the city~~ shall be ~~twenty-five dollars ($25.00) for one (1) dog and fifteen dollars ($15.00) for each additional dog owned by the same person~~ <u>set by the Minneapolis Park and Recreation Board</u>. A resident permit may only be issued upon verification that the dog has been issued a current Minneapolis dog license and verification of rabies vaccination. ~~The annual fee for an off leash area permit for persons residing outside the city shall be fifty dollars ($50.00) for one dog and thirty dollars ($30.00) for each additional dog owned by the same person.~~ A non-resident permit may only be issued upon verification of rabies vaccination. The department of licenses and consumer services shall provide a tag containing a registration number and the year registered for each permit. Permits shall be valid from the time they are issued until January thirty-first next after the date of issuance.

Adopted 2/1/2008.

PS&RS & W&M/Budget – Your Committee, to whom was referred an ordinance amending Title 12, Chapter 244 of the Minneapolis Code of Ordinances relating to *Housing: Maintenance Code*, increasing the rental license fee for the first unit by 3 percent, now recommends that said ordinance be given its second reading for amendment and passage.

Adopted 2/1/2008.

Ordinance 2008-Or-006 amending Title 12, Chapter 244 of the Minneapolis Code of Ordinances relating to *Housing: Maintenance Code*, amending Section 244.1880 to increase the rental license fee for the first unit by 3 percent, was adopted 2/1/2008 by the City Council. 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 2008-Or-006
By Samuels
Intro & 1st Reading: 12/21/2007
Ref to: PS&RS
2nd Reading: 2/1/2008

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

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

Section 1. That Section 244.1880 (a) of the above-entitled ordinance be amended to read as follows:

244.1880. License fees. (a) The annual license fee ~~required under this article for a rental dwelling license for the first dwelling unit shall be as established in Appendix J, License Fee Schedule~~ <u>for a rental dwelling license or provisional license is sixty-one ($61.00) for the first dwelling unit</u>. The annual license fee shall be nineteen dollars ($19.00) for each additional dwelling unit under common ownership in the same building. A change in ownership shall require a new license application and payment of the license fee. An increase in the number of licensed dwelling units during the license year shall require an amended license application and the payment of an additional license fee to cover the additional units. The annual license fee schedule for licenses issued under this article for each additional dwelling unit under common ownership in the same building shall be reviewed by city council in 2012.

Adopted 2/1/2008.

PS&RS & W&M/Budget – Your Committee, to whom was referred ordinances amending the Minneapolis Code of Ordinances increasing the administrative fee for nuisance abatement from $75 to $100, now recommends that the following ordinance be given their second reading for amendment and passage:

a. Title 11, Chapter 227 relating to *Health and Sanitation: Nuisances Generally.*

b. Title 12, Chapter 249 relating to *Housing: Vacant Dwelling or Building, Nuisance Condition*.

Adopted 2/1/2008.

Ordinance 2008-Or-007 amending Title 11, Chapter 227 of the Minneapolis Code of Ordinances relating to *Health and Sanitation: Nuisances Generally*, amending Section 227.100 to increase the administrative fee for nuisance abatement from $75 to $100, was adopted 2/1/2008 by the City Council. 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 2008-Or-007
By Samuels
Intro & 1st Reading: 12/21/2007
Ref to: PS&RS
2nd Reading: 2/1/2008

Amending Title 11, Chapter 227 of the Minneapolis Code of Ordinances relating to Health and Sanitation: Nuisances Generally.

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

That Section 227.100 (c) of the above-entitled ordinance be amended to read as follows:

227.100. Abatement of offensive conditions and vegetation.

(c) Whether notice was provided pursuant to section (a) or section (b), all costs, including an administrative fee of ~~seventy-five dollars ($75.00)~~ one hundred dollars ($100.00), incurred by the city for the removal and disposition of the offensive matter or for correcting the nuisance shall be assessed, levied and collected as a special assessment payable in one (1) sum or by up to ten (10) equal annual installments as the council may provide against the premises from which it was removed, in the manner provided for in this section. In cases where there have been one (1) authorized removal of offensive conditions and/or vegetation at a given site within any twelve-month period, the second and subsequent abatement assessments shall have a double administrative fee until such time as no authorizations are required for a period of twelve (12) months.

Adopted 2/1/2008.

Ordinance 2008-Or-008 amending Title 12, Chapter 249 of the Minneapolis Code of Ordinances relating to *Housing: Vacant Dwelling or Building, Nuisance Condition*, amending Section 249.25 to increase the administrative fee for nuisance abatement from $75 to $100, was adopted 2/1/2008 by the City Council. 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 2008-Or-008
By Samuels
Intro & 1st Reading: 12/21/2007
Ref to: PS&RS
2nd Reading: 2/1/2008

Amending Title 12, Chapter 249 of the Minneapolis Code of Ordinances relating to Housing: Vacant Dwelling or Building, Nuisance Condition.

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

Section 1. That Section 249.25 (c) of the above-entitled ordinance be amended to read as follows:

249.25. Securing vacant buildings.

(c) After a vacant or unoccupied building has been boarded or otherwise secured under this section, should the owner fail to maintain the building in a secured condition until such time as it has been repaired and reoccupied, the director of inspections shall resecure any openings into the building whenever it again becomes open to trespass, without further notice to the owner. An administrative fee of ~~seventy-five dollars ($75.00)~~ one hundred dollars ($100.00) and all other costs incurred by the city for boarding or otherwise securing a building under this chapter, including, but not limited to the actual costs for boarding, inspecting, posting and monitoring the building, shall be assessed as provided in section 227.100. "Owner," for the purposes of this section, shall mean the person who is listed as the contact person on the current rental licensing application on file with the city, if any; or, if none, the person listed as owner by the city assessor on the homestead record; or, if none, the taxpayer as shown by the records of the city assessor. "Owner" shall not include a community development agency organized pursuant to the Laws of Minnesota 1980 Chapter 595.

Adopted 2/1/2008.

PS&RS & W&M/Budget – Your Committee, having under consideration the Central Weed & Seed Program, now recommends that the proper City officers be authorized to accept $74,380 in federal grant funds and execute an agreement with Pillsbury United Communities to provide funding for overtime or other police services as deemed necessary to fulfill the goals of the Central Weed and Seed Steering Committee. Further, passage of the accompanying resolution appropriating $74,380 to the Police Department.

Adopted 2/1/2008.

RESOLUTION 2008R-041
By Samuels and Ostrow

Amending The 2008 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:
That the above-entitled Resolution, as amended, be further amended by increasing the appropriation for the Police Department Agency in the Grants – Federal Fund (01300-4002300) by $74,380 and increasing the Revenue Source (01300-4002300 – Source 321010) by $74,380.
Adopted 2/1/2008.

PS&RS & W&M/Budget – Your Committee recommends acceptance of low bid received on OP #6892 submitted by Over The Top, Inc, for an estimated annual expenditure of $150,000, to furnish and deliver all labor, materials and equipment necessary to accomplish weed cutting and/or plant growth removal (North District) as needed and authorized through December 31, 2008, all in accordance with City specifications. Further, that the proper City officers be authorized to execute a contract for said services, contingent upon approval by the Department of Civil Rights. Vendor offers to extend terms and conditions for two additional 12 months at the sole option of the City of Minneapolis.
Adopted 2/1/2008.

PS&RS & W&M/Budget - Your Committee, having under consideration the provision of enforcement and community policing services at public housing locations, now recommends that the proper City officers be authorized to execute a contract with the Minneapolis Public Housing Authority to provide funds for the full salaries of one sergeant and six officers, radios, office space, phones and utilities. Further, passage of the accompanying resolution appropriating $600,000 to the Police Department.
Adopted 2/1/2008.

RESOLUTION 2008R-042
By Samuels and Ostrow

Amending The 2008 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:
That the above-entitled Resolution, as amended, be further amended by increasing the appropriation for the Police Department Agency in the Police Dept – Special Revenue Fund (01210-4002740) by $600,000 and increasing the Revenue Source (01210-4002740 – Source 375500) by $600,000.
Adopted 2/1/2008.

The TRANSPORTATION & PUBLIC WORKS Committee submitted the following reports:

T&PW - Your Committee, having under consideration the lease of Suites 220 and 720 of the Tri-Tech Building (331 - 2nd Ave) by the City's Business Information Systems, now recommends that the proper City officers be authorized to execute an amendment to Contracts 016349 and 016350 with 331 2nd Ave, LLC, to allow the extension of the leases through December 31, 2008. Funds are available within the existing budget.
Adopted 2/1/2008.

T&PW - Your Committee, having under consideration the Non-Motorized Transportation Pilot Project, now recommends approval of Amendment 2 to the existing agreement between the City of Minneapolis and Transit for Livable Communities (C-23887) to perform specific work efforts, as outlined in and in accordance with Mn/DOT Agreement No 89757 that provides up to $2,474,892 in federal grant funding, extending the agreement through December 31, 2008.
Adopted 2/1/2008.

T&PW - Your Committee recommends the following appointments to the Transportation Management Organization (TMO) Executive Committee, for terms to expire December 31, 2010:

Member	Sector
Richard Allendorf, Grubb & Ellis	Development
Charles Ferrell, Faegre & Benson	Service
Carol Flynn	Downtown Resident
Kevin Fossum, Piedmont REIT	Office Property Owners
Rollie Glessing, US Bank	Banking
Glenn Olson	Downtown Council & Resident
Christine Esckilsen, Piper Jaffray	Financial Services
David Luick, Target Corporation	Retail
Council Member Betsy Hodges	City Council
Pat Scott	City Resident
Jerel Shapiro, Loop Parking	Parking
Peter Wagenius	Mayor's Office
Kent Warden, BOMA	Office

Adopted 2/1/2008.

T&PW - Your Committee recommends passage of the accompanying resolution establishing Uniform Assessment Rates for street construction and street renovation improvements for the 2008 calendar year.

Adopted 2/1/2008.

Resolution 2008R-043, establishing uniform assessment rates for street construction and street renovation improvements for the 2008 calendar year, was adopted 2/1/2008 by the City Council. A complete copy of this resolution is available for inspection in the office of the City Clerk.

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

RESOLUTION 2008R-043
By Colvin Roy

Establishing uniform assessment rates for street construction and street renovation improvements for the 2008 calendar year.

Whereas, the City Council adopted a policy on October 31, 1980, establishing yearly uniform assessment rates for similar improvements at various locations; and

Whereas, the City Council adopted assessment policies on May 22, 1998 and June 12, 1998, relating to residential and non-residential properties and relating to Local and Other streets; and

Whereas, the City Engineer has submitted the recommended 2008 Uniform Assessment Rates, all as contained in Petn No 272564 on file in the office of the City Clerk;

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

That the following rates are hereby established as the 2008 uniform assessment rates and are to be applied in determining the assessments for the benefited parcels for certain types of work to be constructed in the 2008 calendar year:

Construction (street paving, curb and gutter and other street paving related improvements) - appropriate rate is applied to the land area of benefited parcels located within the street influence zone along the improved street:

$1.67/sq ft - Local - Non-Residential;
$1.67/sq ft - Other - Non-Residential;
$0.64/sq ft - Local - Residential;
$0.51/sq ft - Other - Residential.

Renovation (mill and overlay of street surface and selected curb and gutter and street construction as needed) - appropriate rate is applied to the land area of benefited parcels located within the street influence zone along the improved street:

$0.84/sq ft - Local - Non-Residential;
$0.84/sq ft - Other - Non-Residential;
$0.32/sq ft - Local - Residential;
$0.26/sq ft - Other - Residential.

Adopted 2/1/2008.

T&PW - Your Committee, having under consideration the special assessment deferment application submitted by Lorean Patterson (Senior Citizen) to defer the special assessment (Levy 01052, Project 08S10) for sidewalk repair in the original principal amount of $1,690.49 for payable 2008 and subsequent years, on the property located at 1714 Thomas Place N, PID 21-029-24-24-0195, legal description as follows:

Lot 10 and that part of Lot 9 lying Westerly of a line running from a point on the North line of Lot 9, distant 15 feet Easterly of the Northwest corner thereof, to a point on the Southerly line thereof, distant 18 feet Easterly from the Southwest corner thereof, Block 11, "Oak Park Addition to Minneapolis",

now recommends that the application be approved as provided for in Minnesota Statutes, Sections 435.193 through 435.195 and Council Resolutions 80R-365 passed August 8, 1980 and 93R-134 passed April 16, 1993.

Adopted 2/1/2008.

T&PW - Your Committee recommends that the proper City officers be authorized to issue a Request for Proposals for construction management services for the Bassett Creek Valley segment of the Van White Memorial Boulevard (located between Dunwoody Blvd and Glenwood Ave). Funding has been secured from Hennepin County and the U.S. Environmental Protection Agency.

Adopted 2/1/2008.

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

T&PW & W&M/Budget - Your Committee, having under consideration the Public Works Specialty Consultants Consulting Pool, now recommends that the proper City officers be authorized to negotiate and execute a three-year master service agreement with each of the twenty-one (21) successful firms, as set forth in Petn No 272565 on file in the office of the City Clerk. The length of the agreement will be from February 15, 2008 to February 14, 2011, with a maximum fee per scope (project) of $300,000.

Adopted 2/1/2008.

T&PW & W&M/Budget - Your Committee recommends that the proper City officers be authorized to negotiate and execute a five-year lease with Hennepin Healthcare Systems, Inc. for the use of an ambulance bay at Fire Station 22 (3025 Market Plaza). Revenue received will be credited against the overall operating costs of the facility.

Adopted 2/1/2008.

T&PW & W&M/Budget - Your Committee recommends that the proper City officers be authorized to negotiate and execute a five-year lease with Hennepin Healthcare Systems, Inc. for the use of an ambulance bay at Fire Station 15 (2701 Johnson St NE). Revenue received will be credited against the overall operating costs of the facility.

Adopted 2/1/2008.

T&PW & W&M/Budget - Your Committee recommends that the proper City officers be authorized to enter into Cost Participation Agreements with the Minnesota Department of Transportation (Mn/DOT) and Hennepin County for a feasibility study of 3rd/4th Street access with Interstate 35W. The City's one-third share, not to exceed $70,000, will be reimbursed by the 2007 Traffic and Parking Services General Fund Budget (0100-685) for work performed in 2007, and the 2008 Traffic and Parking Services General Fund Budget for work completed in 2008.

Adopted 2/1/2008.

T&PW & W&M/Budget - Your Committee recommends that the proper City officers be authorized to enter into an agreement with the Flatiron-Manson Joint Venture (FMJV) to allow the lease of City-owned land adjacent to the Interstate 35-W Bridge reconstruction site, as set forth in Petn No 272565 on file in the office of the City Clerk.

Your Committee further recommends that the Right of Entry permit held by Mn/DOT be amended to reduce the area covered by the permit.

Adopted 2/1/2008.

T&PW & W&M/Budget - Your Committee, having under consideration the Minneapolis-Duluth/Superior Intercity Passenger Rail Study, now recommends that the proper City officers be authorized to enter into the Minneapolis-Duluth/Superior Passenger Rail Alliance Joint Powers Agreement, as set forth in Petn No 272565 on file in the office of the City Clerk.

Your Committee further recommends passage of the accompanying resolution transferring $57,750 from the Municipal Parking Fund to the Permanent Improvement Fund to fund the City's portion of the rail study.

Adopted 2/1/2008.

RESOLUTION 2008R-044
By Colvin Roy and Ostrow

Amending The 2008 Capital Improvement 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 Municipal Parking-Enterprise Fund (07500-1270100-904101) by $57,750; and

b) Increasing the appropriation for the Capital Improvements Fund (04100-9010000-801500) by $57,750.

Adopted 2/1/2008.

The WAYS & MEANS/BUDGET Committee submitted the following reports:

W&M/Budget - Your Committee recommends passage of the accompanying resolution authorizing the settlement of legal matters, as recommended by the City Attorney.

Adopted 2/1/2008.

Resolution 2008R-045, authorizing settlement of the following legal matters of Minikahda Ministorage IV, LLLP, Elisa Montgomery, King v. Mely, City Chiropractic, Erin, Inc., and Grover T. Harris, was adopted 2/1/2008 by the City Council. 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 2008R-045
By Ostrow

Authorizing legal settlements.

Resolved by The City Council of The City of Minneapolis:

That the City Attorney is authorized to proceed with the settlements of:

a) Minikahda Ministorage IV, LLLP v. Northstar Corridor Development Authority, City of Minneapolis, by payment of $3,000, payable to Minikahda Ministorage IV, LLLP and its attorneys, Dunkley and Bennett P.A.; payable from the Self Insurance Fund (6900-150-1500-6660).

b) Elisa Montgomery, by payment of $7,500, payable to Elisa Montgomery; payable from the Self Insurance Fund (6900-150-1500-4000).

c) King v. Mely and the City of Minneapolis, by payment of $7,739.70, payable to Progressive Northwestern Insurance Company and its attorney, James P. Young; payable from the Self Insurance Fund (6900-150-1500-6660).

d) City Chiropractic v. the City of Minneapolis, by payment of $30,000, payable to City Chiropractic and its attorney, Bennerotte & Associates; payable from the Self Insurance Fund (6900-150-1500-6660).

e) Erin, Inc. v. Johnson and the City of Minneapolis, by payment of $8,250, payable to Secura Insurance Company as subrogee of Erin, Inc.; payable from the Self Insurance Fund (6900-150-1500-6640).

f) Grover T. Harris v. the City of Minneapolis, by payment of $7,500, payable to Grover T. Harris and his attorney, John Dunlap, Dunlap & Ritts; payable from the Self Insurance Fund (6900-150-1500-4000).

Further, authorize the City Attorney's Office to execute any documents necessary to effectuate the above settlements.

Adopted 2/1/2008.

W&M/Budget – Your Committee, having under consideration the request to amend the legal services agreement between the City of Minneapolis and Nixon Peabody LLP, so that the compensation payable under said agreement not exceed $300,000, now recommends that staff be authorized to issue a Request for Proposals (RFP) for specific legal services for expertise on IRS federal tax laws.

Adopted 2/1/2008.

W&M/Budget - Your Committee, having under consideration the agreement for Business Process Improvement professional services between the City Coordinator's Office and the Change and Innovation Agency, now recommends authorizing proper City officers to negotiate and execute contracts effective until December 31, 2008 with the Change and Innovation Agency to provide professional services, in an amount not to exceed $100,000.

Adopted 2/1/2008.

W&M/Budget - Your Committee recommends concurrence with the Executive Committee in approving the new appointed position of Director Transportation Maintenance and Repair, (grade 15 with 703 points), effective February 1, 2008.

Your Committee further recommends passage of the accompanying Salary Ordinance establishing the salary for said appointed position.

Adopted 2/1/2008.

Ordinance 2008-Or-009 amending Title 2, Chapter 20 of the Minneapolis Code of Ordinances relating to *Administration: Personnel*, approving the appointed position of Director Transportation Maintenance and Repair, was adopted 2/1/2008 by the City Council. 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 2008-Or-009
By Ostrow
1st & 2nd Readings: 2/1/2008

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 Officials (CAP)
Effective: FEBRUARY 1, 2008

FLSA	OTC	CLASSIFICATION	PTS	G	P	Step A Start rate	Step B After 1 "A" year	Step C After 2 "B"	Step D After 3 "C"
E	1	Director Transportation Maintenance and Repair	703	15	A	$99,249	$104,472	$107,606	$109,696

Note that above schedule is in 2007 Appointed Pay Plan rates. This schedule is subject to change with other schedules within the Plan for 2008.

Adopted 2/1/2008.

The WAYS & MEANS/BUDGET and ZONING & PLANNING Committees submitted the following report:

W&M/Budget & Z&P – Your Committee having under consideration the matching federal Certified Local Government (CLG) Grant, administered by the State Historic Preservation Office of the Minnesota Historical Society in the amount of $24,000 to continue an ongoing ten-year historic resource survey of the City, now recommends authorizing proper City officers to apply for the matching grant funds to conduct the next phase in the following neighborhoods of Seward, Longfellow, Cooper, Howe, and Hiawatha.

Adopted 2/1/2008.

The ZONING & PLANNING Committee submitted the following reports:

Z&P - Your Committee **sends forward without recommendation** the recommendation of the Planning Commission granting the application of Fairview Health Services to: a) vacate a portion of 24th Ave S (#1535), subject to retention of easements in favor of the City of Minneapolis, Qwest, CenterPoint Energy and Xcel; and b) vacate a portion of 7th St S (#1536), subject to retention of easements in favor of Qwest and Xcel; and to adopt the related findings prepared by the Department of Community Planning & Economic Development.

Your Committee further **sends forward without recommendation** the accompanying resolutions vacating said streets.

Schiff moved to amend the report by deleting the language, "sends forward without recommendation" and inserting in lieu thereof, "concurs with", and by deleting the second occurrence of the language,

"sends forward without recommendation" and inserting in lieu thereof, "recommends passage of". Seconded.

Adopted by unanimous consent.

The report, as amended, was adopted 2/1/2008.

Declining to vote - Gordon.

Resolution 2008R-046, vacating a portion of 24th Ave S, was adopted 2/1/2008 by the City Council. 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 2008R-046
By Schiff

Vacating that portion of 24th Avenue South lying Southerly of the center line of vacated 6th Street South and northerly of the northeasterly right of way of Riverside Avenue (#1535).

Resolved by The City Council of The City of Minneapolis:

That all that part of 24th Av. S. lying Southerly of the center line of vacated 6th Street South and northerly of the northeasterly right of way of Riverside Avenue: together with, all that part of Lot 1, Block 196, Town of Minneapolis and all that part of 7th Street South vacated by City Council on April 27, 1956, and as amended July 13, 1956, lying northeasterly of the Northeasterly line of Riverside Avenue and Southeasterly of the following described line: Commencing at a point on the northeasterly line of Riverside Avenue distant 46.33 feet Northwesterly measured along said Northeasterly line from the point of intersection of the Westerly line of 24th Avenue South as platted in said Town of Minneapolis, with the Northeasterly line of Riverside Avenue, thence northeasterly at right angles to said northeasterly line of Riverside Avenue to the point of intersection of with the Southerly extension of the west line of 24th Avenue South, said point of intersection being 37.38 feet South, measured along said southerly extension, from the southeast corner of Lot 10, Murphy & Sully's Amendment to Minneapolis and Murphy Addition to Minneapolis, all according to the plats of said Additions on file or of record in the Hennepin County Recorders office, Minneapolis, MN.

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

City of Minneapolis, subject to an easement over the entire area to be vacated.

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

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

Xcel, (1) A 15.00 foot wide strip of land lying parallel with, abutting to and northwesterly of the following described line:

Commencing at the southwest corner of Lot 1, LOCKWOOD'S SUBD BLK 13 MURPHY'S ADDITION, thence on an assumed bearing of North 59 degrees 08 minutes 50 seconds West along the northeasterly right of way line of Riverside Avenue a distance of 60.09 feet to the point of beginning of the line to be described; thence North 30 degrees 42 minutes 31 seconds East a distance of 82.84 feet and there terminating.

AND

(2) Two 10.00 foot wide strips of land being 5.00 feet on each side of the following described centerlines and sideline extensions thereof:

(a.) Commencing at the southwest corner of Lot 1, LOCKWOOD'S SUBD BLK 13 MURPHY'S ADDITION; thence on an assumed bearing of North 59 degrees 08 minutes 50 seconds West along the northeasterly right of way line of Riverside Avenue a distance of 132.59 feet to the point of beginning of the centerline to be described: thence North 30 degrees 42 minutes 31 seconds East a distance of 102.95 feet to a point hereafter referred to as "Point A"; thence North 84 degrees 01 minutes 50 seconds East a distance of 61.50 feet and there terminating; and

(b.) Beginning at "Point A" described in (a.) above; thence South 84 degrees 01 minutes 50 seconds West a distance of 14.01 feet; thence North 00 degrees 41 minutes 51 seconds East a distance of 154.86 feet; thence South 87 degrees 02 minutes 48 seconds East a distance of 70.05 feet thence North 00 degrees 41 minutes 51 seconds East to the centerline of vacated 6th Street South and there terminating.

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

Adopted 2/1/2008.

Declining to vote - Gordon.

Resolution 2008R-047, vacating a portion of 7th St S, was adopted 2/1/2008 by the City Council. 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 2008R-047
By Schiff

Vacating that portion of 7th Street South (#1536).

Resolved by The City Council of The City of Minneapolis:

That all that part of 7th Street South lying easterly of the easterly right of way of 24th Avenue South extended and west of the westerly right of way of 25th Avenue South is hereby vacated except that such vacation shall not affect the existing authority of Qwest and Xcel, their successors and assigns, to enter upon that portion of the aforedescribed alley which is described in regard to each of said corporations as follows, to wit:

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

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

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

Adopted 2/1/2008.

Declining to vote - Gordon.

Z&P - Your Committee, to whom was referred an ordinance amending Title 20, Chapter 551 of the Minneapolis Code of Ordinances relating to *Zoning Code: Overlay Districts,* now concurs in the recommendation of the Planning Commission that the related findings be adopted and that said ordinance be given its second reading for amendment and passage.

Adopted 2/1/2008.

Ordinance 2008-Or-010 amending Title 20, Chapter 551 of the Minneapolis Code of Ordinances relating to *Zoning Code: Overlay Districts*, amending Sections 551.470, 551.480 and 551.490 to ensure consistency with other sections of the zoning code and avoid redundant ordinances, was adopted 2/1/2008 by the City Council. 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 2008-Or-010
By Schiff
Intro & 1st Reading: 12/22/2006
Ref to: Z&P
2nd Reading: 2/1/2008

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 551.470 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 within fifty (50) feet of the ordinary high water mark of any protected water, except where approved by a conditional use permit as provided in this article and Chapter 525, Administration and Enforcement.~~

~~(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 as provided in this article and Chapter 525, Administration and Enforcement.~~

551.470. Location of development. (a) *Location prohibited except as authorized by variance*. Except as allowed in section (b) below or where approved by a variance as provided in this article and Chapter 525, Administration and Enforcement, development in the SH Overlay District shall be prohibited on steep slopes or within forty (40) feet of the top of a steep slope or bluff, and shall not be located within fifty (50) feet of the ordinary high water mark of any protected water. Development authorized by variance shall be subject to the following:

(1) Development must currently exist on the steep slope or within forty (40) feet of the top of a steep slope within five hundred (500) feet of the proposed development.

(2) The foundation and underlying material shall be adequate for the slope condition and soil type.

(3) The development shall present no danger of falling rock, mud, uprooted trees or other materials.

(4) 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 the surrounding physical context.

(b) *Location restricted except as authorized by conditional use permit*. Conditional uses authorized in the primary zoning district are also authorized in the SH Overlay District and are subject to section (a) above. Notwithstanding section (a) above, the following uses may be allowed in all areas of the SH Overlay District by conditional use permit rather than variance as provided in this article and Chapter 525, Administration and Enforcement.

(1) Public parks and surface water-oriented development on 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 the development does not cause a hazard to water navigation.

(2) Electrical transmission services of under two hundred twenty (220) kilovolts, subject to the following conditions:

a. When routing transmission services, all of the following shall be avoided where practicable:

1. Steep slopes, streams, rivers, valleys and open exposures of water, wetlands, wooded areas, ridge crests and open space recreation areas.
2. Soils susceptible to erosion, which would create sedimentation and pollution problems, and areas of unstable soils which would be subject to extensive slippage.
3. Areas with high water tables, especially if construction requires excavation.

b. The structural design of transmission services shall consider the following:

1. Underground placement shall be preferred in order to minimize visual impact.

If above ground placement is proposed, the applicant shall describe the economic, technological or land characterisitics which make underground placement infeasible.

2. If above ground placement is necessary, the appearance of any structures shall be made as compatible as practicable with the natural area with regard to height, width, materials used and color.

3. The cleared portion of the right-of-way shall be kept to a minimum.

4. Crossing points over protected waters shall be consolidated with other public facilities and ights-of-way so that the smallest area possible is devoted to crossing.

c. In the construction of transmission service, effective erosion and sedimentation control programs shall be conducted during all clearing, construction or reconstruction operations in order to prevent the degradation of surface waters and adjacent lands.

d. Right-of-way maintenance shall comply with the following:

1. Natural vegetation of value to fish or wildlife, which does not pose a hazard to or restrict reasonable use of the utility, shall be allowed to grow in the right-of-way.

2. Where vegetation has been removed, new vegetation consisting of native grasses, herbs, shrubs and low- growing trees shall be planted and maintained on the right-of-way.

3. Chemical control of vegetation shall be avoided. Where such methods are necessary, chemicals used and the manner of their use shall be in accordance with rules, regulations and other requirements of all state and federal agencies with authority over the use, and best management practices shall be followed.

Section 2. That Section 551.480 of the above-entitled ordinance be amended to read as follows:

551.480.Height of structures. Except for structures subject to a more restrictive maximum height limitation in the primary zoning district, t~~T~~he maximum height of all structures within the SH Overlay District, except for single and two-family dwellings, shall be two and one-half (2.5) stories or thirty-five (35) feet, whichever is less. The maximum height of single and two-family dwellings shall be two and one-half stories or thirty (30) feet, whichever is less. The height limitation of accessory structures and single and two-family dwellings may be increased by variance, as provided in Chapter 525, Administration and Enforcement. The height limitation of all other principal structures may be increased by conditional use permit, as provided in Chapter 525, Administration and Enforcement. In addition to the conditional use standards contained in Chapter 525, the city planning commission shall consider, but not be limited to, the following factors when determining maximum height:

(1) Access to light and air of surrounding properties.

(2) Shadowing of residential properties or significant public spaces.

(3) The scale and character of surrounding uses.

(4) Preservation of views of landmark buildings, significant open spaces or water bodies.

Section 3. That Section 551.490 of the above-entitled ordinance be amended to read as follows:

551.490.Conditional uses and variances. (a) *Evaluation criteria*. In addition to the conditional use and variance standards contained in Chapter 525, Administration and Enforcement, the city planning commission and board of adjustment shall consider the following:

(1) The prevention of soil erosion or other possible pollution of public waters, both during and after construction.

(2) Limiting the visibility of structures and other development from protected waters.

(3) The suitability of the protected water to safely accommodate the types, uses and numbers of watercraft that the development may generate.

~~(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, 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 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 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 on 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 the development does not cause a hazard to water navigation.~~

~~(3) Electrical transmission services of under two hundred twenty (220) kilovolts, subject to the following conditions:~~

~~a. When routing transmission services, all of the following shall be avoided where practicable:~~

~~1. Steep slopes, streams, rivers, valleys and open exposures of water, wetlands, wooded areas, ridge crests and open space recreation areas.~~

~~2. Soils susceptible to erosion, which would create sedimentation and pollution problems, and areas of unstable soils which would be subject to extensive slippage.~~

~~3. Areas with high water tables, especially if construction requires excavation.~~

~~b. The structural design of transmission services shall consider the following:~~

~~1. Underground placement shall be preferred in order to minimize visual impact. If above ground placement is proposed, the applicant shall describe the economic, technological or land characteristics which make underground placement infeasible.~~

~~2. If above ground placement is necessary, the appearance of any structures shall be made as compatible as practicable with the natural area with regard to height, width, materials used and color.~~

~~3. The cleared portion of the right-of-way shall be kept to a minimum.~~

~~4. Crossing points over protected waters shall be consolidated with other public facilities and rights-of-way so that the smallest area possible is devoted to crossing.~~

~~c. In the construction of transmission service, effective erosion and sedimentation control programs shall be conducted during all clearing, construction or reconstruction operations in order to prevent the degradation of surface waters and adjacent lands.~~

~~d. Right-of-way maintenance shall comply with the following:~~

~~1. Natural vegetation of value to fish or wildlife, which does not pose a hazard to or restrict reasonable use of the utility, shall be allowed to grow in the right-of-way.~~

~~2. Where vegetation has been removed, new vegetation consisting of native grasses, herbs, shrubs and low- growing trees shall be planted and maintained on the right-of-way.~~

~~3. Chemical control of vegetation shall be avoided. Where such methods are necessary, chemicals used and the manner of their use shall be in accordance with rules, regulations and other requirements of all state and federal agencies with authority over the use, and best management practices shall be followed.~~

Adopted 2/1/2008.

Z&P – Your Committee, having under consideration the Uptown Small Area Plan, as an articulation of an amendment to the policies found in the City's comprehensive plan, now recommends:

Concurrence in the recommendation of the Planning Commission that the findings prepared by the Department of Planning & Economic Development staff be adopted, and that said Plan be adopted as a small area plan and as an articulation of and amendment to the policies found in the City's comprehensive plan, subject to the following changes:

a) Edit page 13, change fourth bullet as follows (underlining indicates text to be added):
"Establish street level pedestrian promenades on both sides of the Midtown Greenway except where buildings or public open spaces are proposed that open up down in the Greenway."
b) Edit page 42, Design Goal number one:
"Establish a high quality transition area, including green buffers between neighborhoods and surrounding uses."
c) Edit page 43, under Design Goal number three:
"Use green space to improve connectivity between amenities such as the lakes and the Greenway and to preserve and improve air and water quality."
d) Edit page 44, under Design Goal number four regarding activating sidewalks:
Omit "where feasible."
e) Edit page 54, change text as follows (underlining indicates text to be added):
"During this planning process the YWCA and Walker Library contemplated a joint development on the YWCA site. This project has been tabled, but opportunities exist in the future to create a signature gathering space at these sites which are key because of their proximity to both the transit center on Hennepin Avenue as well as rail transit in the Greenway. Connections to the Greenway and the creation of an additional gathering space should be explored when future development is proposed. A premier front door to Uptown from the Greenway could be provided with a gathering space here at the below-grade Greenway level where it could be seen and experienced by Greenway trail and transit users."
f) Edit the third sentence of the first paragraph on page 68 of the plan to:
"In some cases, matching the scale of the existing buildings will result in buildings taller than the 30 feet limit mandated by the Shoreland Overlay District (which extends 1000 ft. from the Lakes to approximately Irving Avenue).
g) Edit the fourth sentence of the first paragraph on page 68 of the plan to include the actual height of the Sons of Norway Building:
"To respect the intent of that ordinance, building heights should gradually step down from Irving Avenue (matching the height of the Sons of Norway Building [please specify the actual height]) towards the Lake (35 feet).
h) Edit on page 75:
Strike last sentence of the first paragraph, which reads "The Plan recommends a series of strategies by which the impact of taller buildings can be mitigated."
i) Edit on page 76, the fourth bullet to read:
"Generous step backs on the south side of Lagoon Avenue and Lake Street to minimize shadowing on streets and the Greenway and modest step backs on the north side of Lagoon Avenue and Lake Street to prevent a 'canyon' effect."
j) Edit the first paragraph on page 93 of the plan:
~~Once in Uptown, the~~ The Plan promotes increased use of bicycles as a mode of transit to and from Uptown as well as between destinations in Uptown. Therefore, the Plan supports adding to the existing inventory of bike racks with new centralized bike rack facilities for multiple bikes. These should be located close to the Core perhaps at the top of the Mall where the Greenway meets Uptown, as well as where the proposed inter-neighborhood or "park to park" routes intersect Lake Street and Hennepin Avenue. In order for such facilities to succeed, they should be well designed, visible, and accessible. Further, the plan supports improved bike parking on each block of the core, integrated with street furniture and within easy access of businesses.
k) Edit Build form recommendations on page 113 to:
"Encourage buildings west of ~~Irving~~ the Activity Center to gradually step down in height ~~from the height of the Sons of Norway Building~~ to 2.5 stories at the Lake, in compliance with the Shoreland Overlay District.
l) Edit page 113:
"New buildings throughout Uptown ~~and in particular on the Greenway~~ are encouraged to be designed as Green buildings with sustainable landscaping."

m) Edit on page 117 Bicycle and Pedestrian recommendations to:
Encourage centralized bicycle parking (such as on-street bike parking corrals) at convenient locations for bicyclists to "park their bikes and walk" to several places in Uptown. Also explore ways to incorporate localized bike parking into street furniture configurations.
Adopted 2/1/2008.

MOTIONS

Ostrow moved that the regular payrolls for all City employees under City Council jurisdiction for the month of March, 2008, be approved and ordered paid subject to audit by the Finance Officer. Seconded.
Adopted 2/1/2008.

Ostrow moved passage of the accompanying resolution authorizing the sale and issuance of Taxable General Obligation Tax Increment Refunding Bonds (Laurel Village), Series 2008, of the City of Minneapolis and providing the forms, terms, pledge of revenues, covenants, and directions relating to the issuance of such obligations, adopted by the City Council on 1/18/2008. Seconded.
Adopted upon a voice vote 2/1/2008.

Resolution 2008R-048, authorizing the sale and issuance of Taxable General Obligation Tax Increment Refunding Bonds (Laurel Village), Series 2008, of the City of Minneapolis and providing the forms, terms, pledge of revenues, covenants, and directions relating to the issuance of such obligations, was adopted 2/1/2008 by the City Council. 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 2008R-048
By Ostrow

Authorizing the sale and issuance of Taxable General Obligation Tax Increment Refunding Bonds (Laurel Village), Series 2008, of the City of Minneapolis and providing the forms, terms, pledge of revenues, covenants, and directions relating to the issuance of such obligations.

Resolved by The City Council of The City of Minneapolis:

SECTION 1. BACKGROUND

1.01. The Greater Hennepin District and the Laurel Village District. In order to facilitate the development of multifamily rental housing in the central business district of the City of Minneapolis (the "City"), the City and the Minneapolis Community Development Agency (the "Agency") have taken the following actions: (i) the City established Development District No. 58 (Greater Hennepin Avenue) (the "Greater Hennepin District") in the City pursuant to authority granted by Minnesota Statutes, Sections 469.124-469.134, as amended, including predecessor statutes (the "Development District Act"); (ii) the Agency established Laurel Village Tax Increment Financing District No. 64 (the "Laurel Village District") in the Greater Hennepin District pursuant to authority conferred by Minnesota Statutes, Sections 469.174-469.1799, as amended (the "Tax Increment Act"); and (iii) the Agency and Laurel Village Joint Venture Partnership and certain related entities (collectively, the "Developer"), entered into a Contract for Private Development of Land in Minneapolis, Minnesota, dated December 30, 1986, as amended (the "Development Contract"). The Development Contract provides for the development of approximately 1,000 rental housing units and neighborhood retail and commercial facilities (the "Development").

1.02. The Finance Plan. To finance the capital and administration costs of the Laurel Village District as part of the Greater Hennepin District, the City issued its General Obligation Redevelopment Bonds (Hennepin Avenue), Series 1986C (the "Series 1986 Bonds"), in the original aggregate principal amount

of $26,000,000, pursuant to the Tax Increment Act and Minnesota Statutes, Chapter 475, as amended (the "Municipal Debt Act"). Pursuant to the Tax Increment Act and the Municipal Debt Act, the City issued its General Obligation Laurel Village Refunding Bonds, Series 1992 (the "Series 1992 Bonds"), in the original aggregate principal amount of $27,675,000, and applied the proceeds derived from the sale of the Series 1992 Bonds to the redemption and prepayment of the Series 1986 Bonds. Pursuant to the Tax Increment Act and the Municipal Debt Act, the City issued its General Obligation Tax Increment Refunding Bonds (Laurel Village), Series 2003 (the "Series 2003 Bonds"), in the original aggregate principal amount of $26,350,000, and applied the proceeds derived from the sale of the Series 2003 Bonds to the redemption and prepayment of the Series 1992 Bonds. The Series 2003 Bonds maturing on or after March 1, 2011, are subject to redemption and prepayment, in whole or in part, on March 1, 2010, and on any interest payment date thereafter (each March 1 and September 1 thereafter) at a redemption price equal to the par amount of the Series 2003 Bonds to be redeemed and prepaid plus accrued interest to the date of redemption.

To provide for the partial payment, redemption, and prepayment of the Series 2003 Bonds, the City is proposing to issue its Taxable General Obligation Tax Increment Refunding Bonds (Laurel Village), Series 2008 (the "Bonds"), in an aggregate principal amount of approximately $12,980,000, and apply the net proceeds derived from the sale of the Bonds to the partial advance refunding of the Series 2003 Bonds on March 1, 2010. Payment of the principal of, premium, if any, and interest on the Bonds will be secured by the full faith and credit of the City and, to the extent necessary for this purpose, the City will levy taxes on all taxable property in the City without limitation as to rate or amount to pay the principal of, premium, if any, and interest on the Bonds when due. The Bonds are expected to be paid from net tax increment revenues derived from the Laurel Village District (the "Tax Increment Revenues") and other revenues payable under the Development Contract.

1.03.Authority. The City is authorized to issue the Bonds to partially redeem and prepay the Series 2003 Bonds pursuant to the terms of the Municipal Debt Act and, in particular, Section 475.67 of the Municipal Debt Act. The City is authorized to apply the Tax Increment Revenues and other revenues to the payment of the Bonds under Section 469.178 of the Tax Increment Act and the terms of the Municipal Debt Act. Pursuant to the terms of Minnesota Statutes, Section 475.58, subdivision 1, as amended, no election is required for refunding bonds.

1.04.Definitions. Unless the context otherwise requires, the terms defined in Section 1.01 1.03 of this Resolution and in this Section 1.04 shall, for all purposes of this Resolution and any resolution supplemental hereto, have the meanings herein specified, such definitions to be equally applicable to both the singular and plural forms of any of the terms defined:

"Code" means the Internal Revenue Code of 1986, as amended, and any Treasury Regulations promulgated thereunder.

"Holder," "Bondholder," or "owner" means the person in whose name a Bond is registered.

"Letter of Representations" means the Blanket Letter of Representations from the City to Depository Trust Company, New York, New York.

"Resolution" means this resolution authorizing the issuance of obligations, as this resolution may be amended or supplemented from time to time.

SECTION 2. ISSUANCE OF OBLIGATIONS.

2.01.Issuance Authorized. In order to partially advance refund the Series 2003 Bonds, there is hereby authorized to be issued by the City its Taxable General Obligation Tax Increment Refunding Bonds (Laurel Village), Series 2008.

2.02.Principal Amount of Bonds. The maximum aggregate principal amount of Bonds that may be outstanding at any time is limited to an amount necessary, as determined by the Finance Officer of the City (the "Finance Officer"), to achieve the payment, redemption, and prepayment of $12,980,000 of principal outstanding of the Series 2003 Bonds (as described in Section 5.01 hereof), establish an escrow account for the payment, redemption, and prepayment of such bonds (including the funding of any negative arbitrage), and pay the costs of issuance related to the Bonds.

SECTION 3. TERMS AND FORM OF BONDS.

3.01.Bond Terms. Subject to the limitations set forth in Section 2 of this Resolution, the Bonds are authorized to be issued in accordance with the terms of this Resolution. The Bonds shall be designated "Taxable General Obligation Tax Increment Refunding Bonds," shall be issued in one or more series as the Finance Officer may determine, and shall be assigned a separate series designation determined by the Finance Officer for each series issued by the City. Any series of Bonds may be designated such other name or names as determined to be appropriate by the Finance Officer. The Bonds shall be dated March 1, 2008, or such other date as the Finance Officer may determine, shall be issued in denominations of $5,000 or any integral multiple thereof, and each series shall be numbered from R-1 upwards in order of issuance, or with such other numbering and in such other order as the Bond Registrar may determine. The Bonds shall be issued in the original aggregate principal amount the Finance Officer shall determine to be necessary and appropriate to finance the refunding purposes for which the Bonds are to be issued. The Bonds shall bear interest at the rates per annum approved by the Finance Officer in connection with the sale thereof, payable semiannually on March 1 and September 1 of each year, or such other dates determined by the Finance Officer, commencing on September 1, 2008, or such other date determined by the Finance Officer, from the date of the Bonds or the most recent interest payment date to which interest has been paid or duly provided for, computed on the basis of a 360-day year of twelve thirty-day months. The principal of the Bonds shall mature on such dates and in such principal amounts as shall be determined by the Finance Officer, consistent with the requirements of Section 475.54, subdivisions 1 and 17, of the Municipal Debt Act (determined, if necessary, by combining such maturities with those of other obligations of the City) and Section 475.67, subdivisions 1 through 13. The Finance Officer may determine to designate any portion of the principal of the Bonds to be combined into one or more term Bonds subject to mandatory sinking fund redemptions in the years and amounts determined by the Finance Officer. This authorization to issue the Bonds is effective without any additional action of the City Council and shall be undertaken by the Finance Officer on such date or dates and upon the terms and conditions deemed reasonable by the Finance Officer.

The Finance Officer shall establish a date on and after which all Bonds shall be subject to redemption and prior payment in whole or in part at the option of the City. The redemption price of the Bonds shall be at such redemption prices, with or without premium, as the Finance Officer shall determine necessary to obtain the lowest interest rates for the Bonds consistent with the amended finance plan pursuant to which the Bonds are to be issued.

Thirty days prior to any redemption date, notice of any such redemption shall be given by mail to the banks where the Bonds are payable and to the registered owners, in accordance with the terms of the Municipal Debt Act. In the event of a partial redemption by lot of the Bonds, the Bond Registrar shall assign to each Bond then outstanding a distinctive number for each $5,000 of the principal amount of such Bonds and shall select by lot in the manner it determines the order of numbers, at $5,000 for each number, for all outstanding Bonds of the maturity to be redeemed. The order of selection of Bonds to be redeemed shall be the Bonds to which were assigned numbers so selected, but only so much of the principal amount of each Bond of a denomination of more than $5,000 shall be redeemed as shall equal $5,000 for each number assigned to it and so selected. Upon partial redemption of any Bond, the same shall be surrendered in exchange for one or more new Bonds in authorized form for the unredeemed portion of principal. The method of selecting Bonds for optional redemption may be altered in such manner as the Finance Officer shall determine to be necessary and appropriate in the interests of the City and the owners of the Bonds.

3.02. Method of Payment; Bond Registrar and Paying Agent. The Bonds shall be payable as to principal upon presentation and surrender thereof at the office of the Finance Officer, in Minneapolis, Minnesota, as initial Bond Registrar and Paying Agent, or at the offices of such other successor agents as the City may hereafter designate upon sixty days' mailed notice to the registered owners at their respective registered addresses. At the written request of the registered owner thereof, or at the direction of the Finance Officer, the payment of at least $100,000 in principal amount of Bonds shall be made by wire transfer of immediately available funds to any bank in the continental United States upon presentation and surrender of such Bonds at the office of the Paying Agent. Interest shall be paid by check or draft mailed to the registered owners of record as of the fifteenth day (whether or not a business day) of the month next preceding the applicable interest payment date at their addresses shown on the registration books or, at the written request of a registered owner of at least $1,000,000 in aggregate principal amount of Bonds or at the direction of the Finance Officer, by wire transfer of immediately available funds to any bank in the continental United States as the registered owner may specify.

3.03. Bond Form. The Bonds shall be in substantially the following form with the necessary variations as to name, series designation, number, CUSIP Number, denomination, rate of interest, and date of maturity, the blanks therein to be properly filled in, and with such other additions, deletions, or other changes as the Finance Officer may determine:

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(Form of Bonds)

UNITED STATES OF AMERICA
STATE OF MINNESOTA
COUNTY OF HENNEPIN

No. R-_____ $_____

CITY OF MINNEAPOLIS

TAXABLE GENERAL OBLIGATION TAX INCREMENT REFUNDING BOND
SERIES 2008

Interest Rate	Maturity	Date of Original Issue	CUSIP

Registered Owner:

Principal Amount:

The City of Minneapolis (the "City"), in the County of Hennepin and State of Minnesota, for value received, hereby certifies that it is indebted and hereby promises to pay to the registered owner named above or registered assigns, the principal amount specified above on the maturity date specified above, upon the presentation and surrender hereof, and to pay to the registered owner hereof interest on such principal sum at the interest rate specified above from _____, or the most recent interest payment date to which interest has been paid or duly provided for as specified below, on _____ and _____ of each year, commencing _____, until said principal sum is paid. Interest shall be computed on the basis of a 360-day year consisting of twelve thirty-day months. Principal and the redemption price is payable in lawful money of the United States of America at the office of the Finance Officer in Minneapolis, Minnesota, as Bond Registrar and Paying Agent, or at the office of such successor agents as the City may designate upon sixty days' notice to the respective registered owners at their registered addresses. At the written request of the registered owner thereof, payment of at least $100,000 in principal amount of Bonds of this series shall be made by wire transfer of immediately available funds to any bank in the continental United States upon presentation and surrender thereof. Interest shall be paid on each interest payment date by check or draft mailed to the person in whose name this Bond is registered at the close of business on the fifteenth day of the month preceding each interest payment date (whether or not a business day) at the registered owner's address set forth on the registration books maintained by the Bond Registrar or, at the written request of a registered owner of at least $1,000,000 in aggregate principal amount of the Bonds of this series, by wire transfer of immediately available funds to any bank in the continental United States. Any such interest not punctually paid or provided for will cease to be payable to the person in whose name this Bond is registered on such regular record dates and such defaulted interest may be paid to the person in whose name this Bond shall be registered at the close of business on a special record date for the payment of such defaulted interest established by the Bond Registrar.

This Bond is one of a series of Bonds all of like date and tenor except for number, interest rate, denomination, date of maturity, and redemption privilege, and is issued pursuant to a resolution adopted by the City Council of the City on January 18, 2008, for the purpose of providing money to refund in advance of maturity the outstanding principal amount of certain general obligation bonds of the City, pursuant to and in full conformity with the home rule charter of the City and the Constitution and laws of the State of Minnesota, including Minnesota Statutes, Sections 475.67, Subdivisions 4 through 12, and Minnesota Statutes, Sections 469.174 to 469.1799, as amended (collectively, the "Act").

The Bonds of this series are expected to be paid primarily from collections of tax increment revenues from the District and certain other revenues which may be deposited in the Debt Service Account for the Bonds pursuant to the terms of the resolution authorizing the issuance of the Bonds (the "Bond Resolution"). Such use of tax increment revenues is subordinate to any prior obligations of the City to which such tax increment revenues have been pledged (and which pledge does not recognize or permit parity claims or uses of such tax increment revenues) and such deposit shall be made only to the extent such tax increment revenues are available for such purposes. In addition to such pledge of tax increment revenues, the full faith and credit of the City has been and is hereby pledged to the full and prompt payment of the principal of and interest on the Bonds and the City Council is obligated to levy ad valorem taxes on all taxable property in the City without limitation as to rate or amount, if necessary, to pay the principal of and interest on the Bonds when due. The City may pledge or apply such tax increment revenues to existing or future obligations of the City on a parity or priority basis with the Bonds.

Reference is hereby made to the Act and to the Bond Resolution for a description of the tax increment revenues and the other revenues that are expected to pay the debt service on the Bonds of this series. Reference is hereby made to the Act and to the Bond Resolution for a description of the nature of the security thereby created, the rights and limitation of the rights of the City and bondholders with respect thereto, and covenants of the City as to the application of the proceeds of the Bonds of this series and the security for the Bonds and interest thereon.

All Bonds maturing on or after _____, are subject to redemption at the option of the City, in whole or in part in such order as the City may determine, on _____, and any date thereafter at a redemption price equal to par plus accrued interest to the redemption date [plus the redemption premium set forth in the following table].

[Redemption Premium Table, if applicable]

Thirty days' notice of prior redemption will be given by mail to registered owners in the manner provided by applicable provisions of the Act.

This Bond is transferable, as provided in the Bond Resolution, only upon books of the City kept at the office of the Bond Registrar by the registered owner hereof in person or by the registered owner's duly authorized attorney, upon surrender of this Bond for transfer at the office of the Bond Registrar, duly endorsed by, or accompanied by a written instrument of transfer in form satisfactory to the Bond Registrar duly executed by, the registered owner hereof or the registered owner's duly authorized attorney, and, upon payment of any tax, fee or other governmental charge required to be paid with respect to such transfer, one or more fully registered Bonds of the series of the same principal amount, maturity and interest rate will be issued to the designated transferee or transferees.

The Bonds of this series are issued only as fully registered bonds without coupons in denominations of $5,000 or any integral multiple thereof not exceeding the principal amount maturing in any one year. As provided in the Bond Resolution and subject to certain limitations therein set forth, the Bonds of this series are exchangeable for a like aggregate principal amount of Bonds of this series of different authorized denominations, as requested by the registered owner or the registered owner's duly authorized attorney, upon surrender thereof to the Bond Registrar.

It is hereby certified, recited, and declared that all acts, conditions, and things required to exist, happen, and be performed precedent to and in the issuance of this Bond do exist, have happened, and have been performed in regular and due time, form, and manner as required by law; and that this Bond, and the series of which it is a part, is within every applicable debt and other limit prescribed by the Constitution and laws of the State of Minnesota and the Charter of the City.

This Bond shall not be valid or become obligatory for any purpose until the Registration and Authentication Certificate hereon shall have been signed by the Bond Registrar.

(The remainder of this page is intentionally left blank.)

In witness whereof, the City, acting by and through its City Council, has caused this Bond to be executed with the manual or facsimile signature of its Finance Officer and a facsimile of the corporate seal of said City to be imprinted hereon, all as of the Date of Original Issue specified above.

Dated: _____

CITY OF MINNEAPOLIS, MINNESOTA

(SEAL)

By_____
Finance Officer

Bond Registrar's Registration and Authentication Certificate

This is one of the Bonds described in the within mentioned Bond Resolution and has been registered as to principal and interest in the name of the Registered Owner identified above on the registration books of the Finance Officer of the City of Minneapolis.

_____
Finance Officer, as Bond Registrar

(The remainder of this page is intentionally left blank.)

ASSIGNMENT

FOR VALUE RECEIVED, the undersigned hereby sells, assigns and transfers unto
_____
(Please Print or Typewrite Name and Address of Transferee)
the within Bond and all rights thereunder, and hereby irrevocably constitutes and appoints _____ attorney to transfer the within Bond on the books kept for registration thereof, with full power of substitution in the premises.

Dated:_____

_____
Please Insert Social Security Number or Other Identifying Number of Assignee.

_____
Notice: The signature to this assignment must correspond with the name as it appears on the face of this Bond in every particular, without alteration or any change whatever.

Signature Guaranteed:

_____
Signatures must be guaranteed by a national bank or trust company, or by a brokerage firm which is a member of a major stock exchange.

(The remainder of this page is intentionally left blank.)

3.04.Registration. As long as any of the Bonds issued hereunder shall remain outstanding, the City shall maintain and keep at the office of the Bond Registrar an office or agency for the payment of the principal of and interest on such Bonds, as in this Resolution provided, and for the registration and transfer of such Bonds, and shall also keep at said office of the Bond Registrar books for such registration and transfer. Upon surrender for transfer of any Bond at the office of a Bond Registrar with a written instrument of transfer satisfactory to the Bond Registrar, duly executed by the registered owner or the registered owner's duly authorized attorney, and upon payment of any tax, fee or other governmental charge required to be paid with respect to such transfer, the City shall execute and the Bond Registrar shall authenticate and deliver, in the name of the designated transferee or transferees, one or more fully registered Bonds of the same series, of any authorized denominations and of a like aggregate principal amount, interest rate and maturity. Any Bonds, upon surrender thereof at the office of the Bond Registrar may, at the option of the registered owner thereof, be exchanged for an equal aggregate principal amount of Bonds of the same maturity and interest rate of any authorized denominations. In all cases in which the privilege of exchanging Bonds or transferring fully registered Bonds is exercised, the City shall execute and the Bond Registrar shall deliver Bonds in accordance with the provisions of this Resolution. For every such exchange or transfer of Bonds, whether temporary or definitive, the City or the Bond Registrar may make a charge sufficient to reimburse it for any tax, fee or other governmental charge required to be paid with respect to such exchange or transfer, which sum or sums shall be paid by the person requesting such exchange or transfer as a condition precedent to the exercise of the privilege of making such exchange or transfer. Notwithstanding any other provision of this Resolution, the cost of preparing each new Bond upon each exchange or transfer, and any other expenses of the City or the Bond Registrar incurred in connection therewith (except any applicable tax, fee or other governmental charge) shall be paid by the City. The City and the Bond Registrar shall not be required to make any transfer or exchange of any Bonds called for redemption, nor be obligated to make any such exchange or transfer of Bonds during the fifteen (15) days next preceding the date of the first publication or the mailing (if there is no publication) of notice of redemption in the case of a proposed redemption of Bonds.

3.05.Record Dates. Interest on any Bond which is payable, and is punctually paid or duly provided for, on any interest payment date shall be paid to the person in whose name that Bond (or one or more Bonds for which such bond was exchanged) is registered at the close of business on the fifteenth day of the preceding month. Any interest on any Bond which is payable, but is not punctually paid or duly provided for, on any interest payment date shall cease to be payable to the registered holder on the relevant regular record date solely by virtue of such holder having been such holder; and such defaulted interest may be paid by the City in any lawful manner, if, after notice given by the City to the Bond Registrar of the proposed payment pursuant to this paragraph, such payment shall be deemed practicable by the Bond Registrar. Such payments shall then be made to the persons in whose names the Bonds are registered at the close of business on a special record date established by the Bond Registrar. Subject to the foregoing provisions of this paragraph, each Bond delivered under this Resolution upon transfer of or in exchange for or in lieu of any other Bond shall carry all the rights to interest accrued and unpaid, and to accrue, which were carried by such other Bond and each such Bond shall bear interest from such date that neither gain nor loss in interest shall result from such transfer, exchange or substitution.

3.06.Bonds Mutilated, Destroyed, Stolen or Lost. In case any Bond shall become mutilated or be destroyed, stolen or lost, the City shall execute and the Bond Registrar shall authenticate and deliver a new Bond of like maturity and principal amount as the Bond so mutilated, destroyed, stolen or lost, in exchange and substitution for such mutilated Bond, upon surrender and cancellation of such mutilated Bond, or in lieu of and substitution for the Bond destroyed, stolen or lost, upon filing with the City evidence satisfactory to the City and the Bond Registrar that such Bond has been destroyed, stolen or lost and proof of ownership thereof, and upon furnishing the City and the Bond Registrar with indemnity satisfactory to them and complying with such other reasonable regulations as the City and the Bond Registrar may prescribe and paying such expenses as the City and the Bond Registrar may incur in connection therewith. All Bonds so surrendered to the Bond Registrar shall be cancelled by it and evidence of such cancellation shall be given to the City.

3.07.Owners. As to any Bond, the City and the Bond Registrar and their respective successors, each in its discretion, may deem and treat the person in whose name such Bond for the time being shall be registered as the absolute owner thereof for all purposes and neither the City nor the Bond Registrar nor their respective successors shall be affected by any notice to the contrary. Payment of or on account of the principal of any such Bond shall be made only to or upon the order of the registered owner thereof, but such registration may be changed as above provided. All such payments shall be valid and effectual to satisfy and discharge the liability upon such Bond to the extent of the sum or sums so paid.

3.08.Use of Securities Depository; Book-Entry Only System. The provisions of this Section shall take precedence over the provisions of Sections 3.01 through 3.07 hereof to the extent they are inconsistent therewith.

(a) The Depository Trust Company ("DTC") has agreed to act as securities depository for the Bonds, and to provide a Book-Entry Only System for registering the ownership interests of the financial institutions for which it holds the Bonds (the "DTC Participants"), and for distributing to such DTC Participants such amount of the principal and interest payments on the Bonds as they are entitled to receive, for redistribution to the beneficial owners of the Bonds as reflected in their records (the "Beneficial Owners").

(b) Initially, and so long as DTC or another qualified entity continues to act as securities depository, the Bonds shall be issued in typewritten form, one for each maturity in a principal amount equal to the aggregate principal amount of each maturity, shall be registered in the name of the securities depository or its nominee, and shall be subject to the provisions of this Section. While DTC is acting as the securities depository, the Bonds shall be registered in the name of DTC's nominee, CEDE & CO; provided that upon delivery by DTC to the City and the Bond Registrar of written notice to the effect that DTC has determined to substitute a new nominee in place of CEDE & CO., the words "CEDE & CO." in this Resolution shall refer to such new nominee of DTC.

With respect to Bonds registered in the name of DTC or its nominee, the City and the Bond Registrar shall have no responsibility or obligation to any DTC Participant or other person with respect to the following: (i) the accuracy of the records of any securities depository or its nominee with respect to any ownership interest in the Bonds; (ii) the delivery to any DTC Participant or other person or any other person, other than DTC, of any notice with respect to the Bonds, including any notice of redemption; or (iii) the payment to any DTC Participant or any other person, other than DTC, of any amount with respect to the principal of or interest on the Bonds. The Bond Registrar shall pay all principal of and interest on the Bonds only to or upon the order of DTC, and all such payments shall be valid and effective to fully satisfy and discharge the City's obligations with respect to the principal and interest on the Bonds to the extent of the sum or sums so paid. So long as the Book-Entry Only System described in this Section is in effect, no person other than DTC shall receive an authenticated Bond.

(c) Upon receipt by the City and the Bond Registrar of written notice from DTC or any other securities depository to the effect that it is unable or unwilling to discharge its responsibilities under the Book-Entry Only System, the Bond Registrar shall issue, transfer, and exchange Bonds of the initial series as requested by the securities depository in appropriate amounts, and whenever the securities depository requests the City and the Bond Registrar to do so, the City and the Bond Registrar shall cooperate with the securities depository in taking appropriate action after reasonable notice: (i) to arrange for a substitute depository willing and able, upon reasonable and customary terms, to maintain custody of the Bonds; or (ii) to make available Bonds registered in whatever name or names the Beneficial Owner registering ownership, transferring or exchanging such Bonds shall designate, in accordance with clause (f) or clause (g) below, whichever is applicable.

(d) In the event the City determines that it is in the best interests of the Beneficial Owners that they be able to obtain printed Bonds, the City may so notify the securities depository and the Bond Registrar, whereupon the securities depository shall notify the Beneficial Owners of the availability through the securities depository of such printed Bonds. In such event, the City shall cause to be prepared and the Bond Registrar shall issue, transfer and exchange printed Bonds, fully executed and authenticated, as requested by the securities depository in appropriate amounts and, whenever the securities depository requests, the City and the Bond Registrar shall cooperate with the securities depository in taking appropriate action after reasonable notice to make available printed Bonds registered on the Bond Register in whatever name or names the Beneficial Owners entitled to receive Bonds shall designate, in accordance with clause (f) or clause (g) below, whichever is applicable.

(e) Notwithstanding any other provisions of this Resolution to the contrary, so long as any Bond is registered in the name of a securities depository or its nominee, all payments of principal and interest on the Bond and all notices with respect to the Bond shall be made and given, respectively, to the securities depository as provided in the representation letter given to it by the City. The Letter of Representation is confirmed and shall apply to the Bonds.

(f) In the event that the Book-Entry Only System established pursuant to this Section is discontinued, except as provided in clause (g), the Bonds shall be issued through the securities depository to the Beneficial Owners.

(g) In the event of termination of the Book-Entry Only System, the City shall have the right to terminate, and shall take all steps necessary to terminate, all arrangements with the securities depository described herein, and thereafter shall issue, register ownership of, transfer and exchange all Bonds as provided herein. Upon receipt by the securities depository of notice from the City, the securities depository shall take all actions necessary to assist the City and the Bond Registrar in terminating all arrangements for the issuance of documents evidencing ownership interests in the Bonds through the securities depository. Nothing herein shall affect the securities depository's rights under clause (e) above.

SECTION 4. SALE, EXECUTION, AND DELIVERY OF BONDS AND RELATED DOCUMENTS

4.01.Method of Sale. Authority to negotiate the sale and issuance of the Bonds is hereby delegated to the Finance Officer under Section 475.60, subdivision 1, of the Municipal Debt Act; provided that each series of Bonds shall be sold only at a price of not less than ninety-eight percent of the principal amount of such series of Bonds, and the Bonds shall bear interest at the rates specified by the successful proposal. In connection with the sale of the Bonds, by one or more certificates or other written instruments or documents, the Finance Officer may make such additional covenants or directions as it may deem necessary and expedient, including but not limited to, approval of an Official Statement and of a Continuing Disclosure Certificate. Any unused discount and any unused issuance costs shall be deposited in the Debt Service Account or applied to such other purposes as determined to be appropriate by the Finance Officer.

4.02.Execution and Delivery. The Bonds shall be executed by the manual or facsimile signature of the Finance Officer and a facsimile of the corporate seal of the City shall be included as set forth in the form of Bond. The text of the approving legal opinion of Kennedy & Graven, Chartered, of Minneapolis, Minnesota, as bond counsel, may be printed on or accompany the delivery of each Bond. When the Bonds have been duly executed and authenticated by the Bond Registrar in accordance with this Resolution, the Bonds shall be delivered to the purchasers in accordance with the terms of the sale upon payment of the purchase price. The Bonds shall not be valid for any purpose until authenticated by the Bond Registrar, which is hereby appointed authenticating agent in accordance with the Municipal Debt Act.

4.03.Official Statement. The Finance Officer shall cause an Official Statement relating to the Bonds and any appropriate addendums to such Official Statement to be prepared (collectively, the "Official Statement"). When approved by the Finance Officer, the Official Statement is authorized to be distributed in conjunction with the offer and sale of the Bonds. In order to provide for continuing disclosure with respect to the Bonds, to the extent deemed necessary, required, or appropriate by the Finance Officer, the Finance Officer may execute and deliver a certificate providing for continuing disclosure with respect to the Bonds.

4.04.Certificates. If such officer finds the same to be accurate, the Finance Officer is authorized and directed to furnish to the purchasers at the closing: (i) a certificate that, to the best of the knowledge of such officer, the Official Statement does not, at the date of closing, and did not, as of its date, contain any untrue statement of a material fact or omit to state any material fact necessary in order to make the statements made therein, in the light of the circumstances under which they were made, not misleading; and (ii) such other certificates as are required as a condition of sale, including a Continuing Disclosure Certificate setting forth the continuing disclosure obligations of the City under applicable law, as approved by the Finance Officer. Unless litigation shall have been commenced and be pending questioning the Bonds or the organization of the City or incumbency of its officers, at the closing, the Finance Officer shall also execute and deliver to the purchasers a suitable certificate as to absence of material litigation, and the Finance Officer shall also execute and deliver a certificate as to payment for and delivery of the Bonds. The Finance Officer shall further deliver the signed approving legal opinion of Kennedy & Graven, Chartered, as to the validity and enforceability of the Bonds.

4.05.Pledge of Tax Increment Revenues and other Revenues. The "Holding Rent" derived from the leases of the property financed with the proceeds of the Series 1986 Bonds are pledged to payment of the Bonds. In addition, tax increment revenues derived from the Laurel Village District are pledged to the payment of the Bonds, subject to superior, parity, or subordinate pledges to other obligations of the City or the Agency. The pledge of tax increment revenues derived from the Laurel Village District pledged to the payment of the Bonds is subordinate to the pledge of tax increment revenues derived from the Laurel Village District pledged to the payment of the Series 2003 Bonds which remain outstanding following the partial redemption of Series 2003 Bonds described in Section 5.01 hereof.

SECTION 5. REFUNDING SERIES 2003 BONDS; APPLICATION OF PROCEEDS OF BONDS.

5.01.Partial Payment and Partial Redemption and Prepayment of Series 2003 Bonds. The Series 2003 Bonds are hereby called for partial payment at maturity or partial redemption and prepayment on March 1, 2010, as follows:

Series 2003 Bonds Maturity Date	Principal Amount to be Redeemed
March 1, 2008	$1,100,000
March 1, 2009	1,275,000
March 1, 2010	1,445,000
March 1, 2011	650,000
March 1, 2012	1,045,000
March 1, 2013	1,350,000
March 1, 2014	1,680,000
March 1, 2015	2,025,000
March 1, 2016	2,410,000

5.02.Escrow Agreement. In the event that the Finance Officer determines that an escrow agreement, between the City and a financial institution selected by the Finance Officer, is necessary to provide for the redemption and prepayment of the Series 2003 Bonds, the Finance Officer is hereby authorized to cause to be prepared such escrow agreement for execution by the Finance Officer. The

City shall pay the reasonable fees and expenses of the financial institution acting as escrow agent pursuant to the terms of the escrow agreement.

5.03.Appropriation of Funds. The proceeds of the Bonds are hereby appropriated as follows: (i) any accrued interest shall be deposited in the Debt Service Account; (ii) an amount determined by the Finance Officer to pay interest on the Bonds shall be set aside and applied to such purpose; (iii) an amount sufficient to refund the Series 2003 Bonds shall be applied to such purpose; and (iv) an amount sufficient to pay the costs of issuing the Bonds shall be set aside and applied to such purpose. Any remaining proceeds of the Bonds shall be applied to purposes of the City determined and designated by the Finance Officer.

5.04.Verification Report. In the event that the Finance Officer determines that a verification report should be prepared with respect to the redemption and prepayment of the Series 2003 Bonds in order to confirm that the funds to be applied to the redemption and prepayment of the Series 2003 Bonds will be sufficient for such purposes, the Finance Officer is hereby authorized to select a verification agent to prepare the verification report. The City shall pay the reasonable fees and expenses of the verification agent.

SECTION 6.COVENANTS OF THE CITY.

6.01.Debt Service Account. There is hereby established a separate Debt Service Account for payment of principal of, premium, if any, and interest on the Bonds. To the extent deemed appropriate and in the best interests of the City, the City will apply the tax increment revenues and other revenues derived from the District to the payment of the principal of and interest on the Bonds. The Finance Officer shall deposit in the Debt Service Account, from amounts in the accounts which shall be or have heretofore been created for the deposit of tax increment revenues of the District and other revenues to be applied to payment of the Bonds, such tax increment revenues and other revenues as are deemed appropriate and necessary to pay the principal of and interest on the General Obligation Bonds when due; provided that such use of tax increment revenues is subordinate to any prior obligations of the City to which the tax increment revenues have been pledged (and which pledge does not recognize or permit parity claims or parity uses of such tax increment revenues), as further described in Section 4.05 hereof, and such deposit shall be made only to the extent such tax increment revenues are available for such purposes. The City may pledge or apply the tax increment revenues to existing or future obligations of the City on a parity or priority basis with the Bonds.

6.02.Pledge of Full Faith and Credit; Tax Levies. The full faith and credit of the City are irrevocably pledged for the prompt and full payment of the Bonds and the interest thereon, when due. It is hereby estimated that the tax increment revenues and other revenues to be applied to the payment of the Bonds under Section 6.01 will produce at least five percent in excess of the amount needed to meet when due the principal and interest payments on the Bonds, but the City shall levy, in addition to all other taxes, a direct tax on all taxable property in the City, without limitation as to rate or amount, if necessary to pay such principal and interest when due. Without limiting the foregoing, the City shall levy taxes in each year to the extent estimated collections of tax increment revenues and other revenues to be applied to the payment of the Bonds in the following year, together with available amounts on deposit in the Debt Service Account and other dedicated funds, are insufficient to pay the principal of and interest on the Bonds in such subsequent year and at least five percent in excess thereof.

SECTION 7. MISCELLANEOUS MATTERS RELATING TO BONDS.

7.01.Registration. The Finance Officer or City Clerk are hereby authorized and directed to certify a copy of this Resolution and to cause the same to be filed with the Taxpayer Services Division Manager of Hennepin County, exercising the powers of the County Auditor under Section 475.63 of the Municipal Debt Act, and to obtain a certificate as to registration of the Bonds.

7.02.Certification. The City Clerk, the Finance Officer, and other officers and employees of the City are hereby authorized and directed to furnish to the attorneys approving the Bonds, on behalf of the purchasers of the Bonds, certified copies of all proceedings and certifications as to facts as shown by the books and records of the City, to show the proceedings taken in connection with the Bonds, and the right and authority of the City to issue the Bonds, and all such certified copies and certifications shall be deemed representations of fact on the part of the City.

7.03.Enforceability of Obligations. All agreements, covenants, and obligations of the City contained in this Resolution and in the above-referenced documents shall be deemed to be the agreements, covenants, and obligations of the City to the full extent authorized or permitted by law, and all such agreements, covenants, and obligations shall be binding on the City and enforceable in accordance with their terms. No agreement, covenant, or obligation contained in this Resolution or in the above-referenced documents shall be deemed to be an agreement, covenant, or obligation of any member of the City Council, or of any officer, employee, or agent of the City in that person's individual capacity. Neither the members of the City Council, nor any officer executing the Bonds shall be liable personally on the Bonds or be subject to any personal liability or accountability by reason of the issuance of the Bonds.

7.04.Rights Conferred. Nothing in this Resolution or in the above-referenced documents is intended or shall be constructed to confer upon any person (other than as provided in the Bonds and documents hereby approved) any right, remedy, or claim, legal or equitable, under and by reason of this Resolution or any provision of this Resolution.

7.05.Persons Authorized to Execute Documents. If for any reason the Finance Officer, or any other officers, employees, or agents of the City authorized to execute certificates, instruments, or other written documents on behalf of the City shall for any reason cease to be an officer, employee, or agent of the City after the execution by such person of any certificate, instrument, or other written document, such fact shall not affect the validity or enforceability of such certificate, instrument, or other written document. If for any reason the Finance Officer, or any other officers, employees, or agents of the City authorized to execute certificates, instruments, or other written documents on behalf of the City shall be unavailable to execute such certificates, instruments, or other written documents for any reason, such certificates, instruments, or other written documents may be executed by an acting or assistant Finance Officer as designated by the Finance Officer, or by such other officer of the City as in the opinion of the City Attorney is authorized to sign such document.

7.06.Amendments. The authority to approve, execute, and deliver future amendments to the documents executed and delivered by the City in connection with the transactions contemplated by this Resolution is hereby delegated to the Finance Officer, subject to the following conditions: (a) such amendments do not require the consent of the holders of the Bonds or, if required, such consent has been obtained; (b) such amendments do not materially adversely affect the interests of the City as the issuer of the Bonds; (c) such amendments do not contravene or violate any policy of the City; (d) such amendments are acceptable in form and substance to the City Attorney, bond counsel or other counsel retained by the City to review such amendments; and (e) such amendments do not materially prejudice the interests of the owners of the Bonds. The authorization hereby given shall be further construed as authorization for the execution and delivery of such certificates and related items as may be required to demonstrate compliance with the agreements being amended and the terms of this Resolution. The execution of any instrument by the Finance Officer shall be conclusive evidence of the approval of such instruments in accordance with the terms hereof. In the absence of the Finance Officer, any instrument authorized by this paragraph to be executed and delivered by the Finance Officer may be executed and delivered by an acting or assistant Finance Officer as designated by the Finance Officer or by such other officer of the City as in the opinion of the City Attorney is authorized to execute and deliver such document.

7.07. Effective Date. This Resolution shall take effect and be in force from and after its approval and publication.

Adopted upon a voice vote 2/1/2008.

RESOLUTIONS

Resolution 2008R-049, honoring John Griffin for his many years of service to the City of Minneapolis, was adopted 2/1/2008 by the City Council. 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 2008R-049
By Remington, Ostrow, Gordon, Hofstede, Johnson, Samuels, Lilligren, Goodman, Glidden, Schiff, Benson, Colvin Roy, Hodges

Honoring Mr. John Griffin for his many years of service to the City of Minneapolis.

Whereas, Mr. Griffin served honorably as a Minneapolis Firefighter for 28 years from 1972 to 2000; and

Whereas, Mr. Griffin was among the first people of color to be hired by the Minneapolis Fire Department, and courageously entered a totally non-integrated workforce; and

Whereas, Mr. Griffin voluntarily chose to work at Minneapolis Fire Station 8, one of the busiest fire stations in the City of Minneapolis, for nearly his entire career; and

Whereas, Mr. Griffin always encouraged his friends and colleagues to focus on the things they had in common rather than their differences, and was known as a person of reason and calm; and

Whereas, Mr. Griffin was a charter member of the Minneapolis Firefighters Advisory Steering Committee created by the Federal Court to ensure fair testing and hiring practices in the Minneapolis Fire Department; and

Whereas, Mr. Griffin was appointed to the Firefighters Advisory Steering Committee because of his commitment to fairness and willingness to fight against discrimination; and

Whereas, for nearly 22 years, Mr. Griffin served the citizens of Minneapolis as a member of the Firefighters Advisory Steering Committee; and

Whereas, Mr. Griffin skillfully advised the City of Minneapolis in those years regarding the recruitment, testing and hiring of Minneapolis Firefighter candidates; and

Whereas, Mr. Griffin was a tireless advocate for all communities of color and traditionally disadvantaged groups; and

Whereas, Mr. Griffin's efforts in that regard directly resulted in the diversification of the Minneapolis Fire Department, and the hiring of a highly qualified diverse group of new firefighters on numerous different occasions; and

Whereas, Mr. Griffin's efforts in that regard will have a generational and lasting positive impact on the quality of life in Minneapolis;

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

That Mr. John Griffin be recognized and commended for his service and the leadership he has provided to the citizens of Minneapolis.

Adopted 2/1/2008.

Resolution 2008R-050, honoring Danny Davis for his many years of service to the City of Minneapolis, was adopted 2/1/2008 by the City Council. 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 2008R-050
By Remington, Ostrow, Gordon, Hofstede, Johnson, Samuels, Lilligren, Goodman, Glidden, Schiff, Benson, Colvin Roy, Hodges

Honoring Mr. Danny Davis for his many years of service to the City of Minneapolis.

Whereas, Mr. Davis was a charter member of the Minneapolis Firefighters Advisory Steering Committee created by the Federal Court to ensure fair testing and hiring practices in the Minneapolis Fire Department; and

Whereas, Mr. Davis was appointed to the Firefighters Advisory Steering Committee because of his commitment to fairness and willingness to fight against discrimination; and

Whereas, for nearly 22 years, from 1979 to 2001, Mr. Davis served the citizens of Minneapolis as a member of the Firefighters Advisory Steering Committee; and

Whereas, Mr. Davis skillfully advised the City of Minneapolis in those years regarding the recruitment, testing and hiring of Minneapolis Firefighter candidates; and

Whereas, Mr. Davis was a tireless advocate for all communities of color and traditionally disadvantaged groups; and

Whereas, Mr. Davis never failed to provide calm wisdom and counsel, even during times of great conflict and in the face of adversity; and

Whereas, Mr. Davis's efforts in that regard directly resulted in the diversification of the Minneapolis Fire Department, and the hiring of a highly qualified diverse group of new firefighters on numerous different occasions; and

Whereas, Mr. Davis's efforts in that regard will have a generational and lasting positive impact on the quality of life in Minneapolis;

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

That Mr. Danny Davis be recognized and commended for his service and the leadership he has provided to the citizens of Minneapolis.

Adopted 2/1/2008.

UNFINISHED BUSINESS

PS&RS – Your Committee, to whom was referred back on December 21, 2007 a report relating to the property located at 3021 Park Av which has been determined by the Inspections Division of the City of Minneapolis to constitute a nuisance under the Minneapolis Code of Ordinances; and a Director's Order to Demolish the property having been appealed to the Nuisance Condition Process Review Panel, which upheld the Order for Demolition, now recommends that the Order for Demolition be stayed for a period of six months to allow the property owner to enter into a restoration agreement with the Department of Inspections for rehabilitation of the property. If the property owner has not entered into a restoration agreement, posted a bond and submitted a maintenance plan to the Problem Properties Unit within 30 days, the Order for Demolition shall be approved. "Transfer of ownership shall be completed by February 18, 2008". Seconded.

Glidden moved that the report be referred back to the Public Safety & Regulatory Services Committee, with the direction that it be referred to staff indefinitely. Seconded.

Adopted upon a voice vote 2/1/2008.

Ostrow moved to introduce the subject matter of an ordinance amending Title 2, Chapter 14 of the Minneapolis Code of Ordinances relating to Administration: In General, for first reading and referral to the Ways & Means/Budget Committee (amending Section 14.180 to provide clarity of City residency; and flexibility in timelines for the open appointment process). Seconded.

Adopted upon a voice vote 2/1/2008.

Schiff moved to introduce the subject matter of an ordinance amending Title 11, Chapter 223 of the Minneapolis Code of Ordinances relating to Health and Sanitation: Drugs, for first reading and referral to the Public Safety and Regulatory Services Committee (regulating the sale to minors of certain markers and paint sticks). Seconded.

Adopted upon a voice vote 2/1/2008.

Schiff moved to introduce the subject matter of an ordinance amending Title 13, Chapter 349 of the Minneapolis Code of Ordinances relating to Licenses and Business Regulations: Wreckers and Tow Trucks, for first reading and referral to the Public Safety and Regulatory Services Committee (adding a new Section 349.270 establishing maximum service fees for Class A motor vehicle services). Seconded.

Adopted upon a voice vote 2/1/2008.

NEW BUSINESS

Schiff moved to introduce the subject matter of an ordinance amending Title 5, Chapter 91 of the Minneapolis Code of Ordinances relating to Building Code: Permit Fees, for first reading and referral to the Public Safety and Regulatory Services Committee for a public hearing to be held February 6, 2008, (including the Vacant Building Registration fee in the Director's Fee Schedule). Seconded.

Adopted upon a voice vote 2/1/2008.

Lilligren moved to adjourn. Seconded.

Adopted upon a voice vote 2/1/2008.

Steven J. Ristuben,
City Clerk

Unofficial Posting: 2/7/2008

Official Posting: 2/8/2008
Corrections: 2/29/2008; 5/29/2008