

**OFFICIAL PROCEEDINGS  
MINNEAPOLIS CITY COUNCIL**

**REGULAR MEETING  
OF FEBRUARY 24, 2012**

(Published March 3, 2012, in *Finance and Commerce*)

Council Chamber  
Room 317 City Hall  
350 South 5th Street  
Minneapolis, Minnesota  
February 24, 2012 - 9:30 a.m.

Council Vice President Lilligren in the Chair.

Present - Council Members Quincy, Glidden, Goodman, Hodges, Samuels, Gordon, Reich, Hofstede, Schiff, Lilligren, Colvin Roy, Tuthill.

Absent – Council President Johnson.

Schiff moved adoption of the agenda. Seconded.

Adopted upon a voice vote.

Absent - Johnson.

Schiff moved acceptance of the minutes of the regular meeting of February 10, 2012 and the special meeting of February 15, 2012. Seconded.

Adopted upon a voice vote.

Absent - Johnson.

Schiff 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.

Absent - Johnson.

**PETITIONS AND COMMUNICATIONS**

**AUDIT:**

INTERNAL AUDIT (275486)

Risk Assessment & Two Year Internal Audit Plan 2012-2013.

Status update on Unfinished Business of 1/25/2012.

**COMMITTEE OF THE WHOLE:**

INTERGOVERNMENTAL RELATIONS (275487)

Federal/State/Local Update from IGR staff.

**COMMITTEE OF THE WHOLE (See Rep):**

INTERGOVERNMENTAL RELATIONS (275488)

FY 2013 Federal Agenda.

**COMMITTEE OF THE WHOLE and WAYS & MEANS/BUDGET (See Rep):**

INTERGOVERNMENTAL RELATIONS (275489)

Faegre B&D Consulting Contract:

Approve 12-month contract for federal representation services in Washington, DC.

**COMMUNITY DEVELOPMENT:**

COMMUNITY PLANNING & ECONOMIC DEVELOPMENT (275490)

Two Percent Loan Program & Two Percent Commercial Corridor/Commercial Node Loan Program:  
2011 Year end status report.

**COMMUNITY DEVELOPMENT (See Rep):**

COMMUNITY PLANNING & ECONOMIC DEVELOPMENT (275491)

Lupe Development Partners, LLC (re Penn-Broadway Mixed Use Project): Exclusive Development  
Rights for parcels at 2413 & 2423 Penn Ave N.

**COMMUNITY DEVELOPMENT and T&PW and W&M/Budget (See Rep):**

COMMUNITY PLANNING & ECONOMIC DEVELOPMENT (275492)

Cedar Avenue Sidewalk Reconstruction & Lighting: Appropriations.

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

COMMUNITY PLANNING & ECONOMIC DEVELOPMENT (275493)

Metropolitan Council Livable Communities Demonstration Account & Tax Base Revitalization Account  
TOD grant applications & rankings.

**PUBLIC SAFETY, CIVIL RIGHTS & HEALTH and WAYS & MEANS/BUDGET (See Rep):**

FINANCE DEPARTMENT (275494)

Minnesota Spay and Neuter Assistance Program: Negotiate and execute one-year lease agreement  
with Sky Blue Veterinary Services, LLC for use of laboratory and parking spaces at Minneapolis Animal  
Care and Control to provide low cost spay and neutering services.

FIRE DEPARTMENT (275495)

Fire Simulator: Execute contract with Kidde Fire Trainers for an upgrade that was made to the fire  
training facility burn simulator during the construction of the Emergency Operations Training Facility.

Federal Staffing for Adequate Fire and Emergency Response (SAFER) Grant: Authorize the Fire  
Department to prepare and submit an application for a SAFER grant to the Federal Emergency  
Management Agency seeking funds to pay the salary and benefits of ten firefighter positions, with the  
priority being to rehire laid off firefighters.

HEALTH AND FAMILY SUPPORT (275496)

American Indian Infant Mortality Review Project: Execute agreement with Minnesota Department of  
Health to accept up to \$2,000 for professional interview services; and Approve appropriation.

Minnesota Family Investment Program Innovation Project: Accept \$250,000 in federal funding  
through Hennepin County for a pilot project to implement a single point of contact model to serve 90 MFIP  
minor caregivers up to age 20 and their children; and Approve appropriation.

POLICE DEPARTMENT (275497)

Police Department Staffing: Allow the Police Department to use \$400,000 in City funds to recall the  
group of CSOs that were previously laid off.

**REGULATORY, ENERGY AND ENVIRONMENT (See Rep):**

LICENSES AND CONSUMER SERVICES (275498)

Licenses: Grant license applications recommended for approval.

LICENSES AND CONSUMER SERVICES (275499)

Tibet Kitchen Bar & Restaurant, 1833 Nicollet Ave: Grant On-Sale Liquor Class B with Sunday Sales  
License, subject to conditions.

The Alley Restaurant & Bar, 100 6th St N: Grant On-Sale Liquor Class B with Sunday Sales License.

REGULATORY SERVICES (275500)

Rental Dwelling License at 2728 17th Ave S: Approve reinstatement of license to be held by Jeffrey Liu.

Rental Dwelling License at 1412 8th St SE: Approve reinstatement of license to be held by David Tolchiner.

REGULATORY SERVICES (275501)

Scott Ja-Mama's Hot BBQ, 3 W Diamond Lk Rd: Revoke Food Manufacturer License due to outstanding tax liability with the Minnesota Department of Revenue.

License Fee for Culinary Schools: Amend License Fee Schedule to add a license type for On-Sale Wine, Culinary Classes, with an annual fee of \$500

**TRANSPORTATION AND PUBLIC WORKS:**

PUBLIC WORKS AND ENGINEERING (275502)

Restrictions on Plastic Bags for Yard Waste Collection.

**TRANSPORTATION AND PUBLIC WORKS (See Rep):**

PUBLIC WORKS AND ENGINEERING (275503)

Delegated Authority on Federal Aid Projects: Agreement with Mn/DOT.

Transportation Management Organization Executive Committee Appointments: Kevin Lewis, Katie Viere, and Jim Durda.

Large Block Event Permit: Cinco de Mayo, May 6, 2012.

Large Block Event Permit: Festival 5 de Mayo, May 5, 2012.

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

PUBLIC WORKS AND ENGINEERING (275504)

Linden Hills Area Street Resurfacing Project No 5226: Project approval and assessment public hearing; Comments.

39th St W Street Resurfacing Project No 5227: Project approval and assessment public hearing.

1st St S Street Resurfacing Project No 5233: Project approval and assessment public hearing.

11th Ave S Street Resurfacing Project No 5232: Project approval and assessment public hearing.

33rd Ave SE Street Reconstruction Project No 2225: Project approval and assessment public hearing; Comments.

Bids: a) OP 7556, Only bid of Upper Midwest Athletic Construction (Div. of Blacktop Repair Service, Inc.) for trailway crack filling and seal coating; b) OP 7561, Low bid of Ti-Zack Concrete, Inc. for construction of sidewalks, curb and gutter, alleys, and drive approaches; and c) OP 7564, Low bid of Belair Builders (d/b/a Belair Excavating) for the 33rd Ave SE and Talmage Ave SE Construction Project.

**WAYS AND MEANS BUDGET:**

FINANCE and PROPERTY SERVICES (275505)

2013-2017 Capital Process & Capital Long-Range Improvements Committee (CLIC): 2012 Schedule; and tax supported resource direction.

**WAYS AND MEANS BUDGET (See Rep):**

INFORMATION TECHNOLOGY (IT) (275506)

Minneapolis Foundation's Digital Inclusion Grant Fund: Accept \$25,000 for the 2012 Minneapolis Community Technology Survey.

Gift Donation: Accept donation for conference registration for two City employees to attend IBM's 2012 Pulse Conference.

**ZONING AND PLANNING (See Rep):**

PLANNING COMMISSION/DEPARTMENT (275507)  
City Planning Commission Appointment:  
Ryan Kronzer.

**FILED:**

MAYOR (275508)

Interim City Coordinator: Designation of Jayne Baccus Khalifa, effective March 3, 2012.

360° Assessment: Developing City Department Leadership.

REGENTS OF THE UNIVERSITY OF MINNESOTA (275509)

Vacate city watermain in Union St SE from vacated Arlington St SE to vacated Beacon St SE - relocated to the West and consist of a 30 ft wide corridor extending 15 ft each way from the center of the proposed water main alignment.

*The following reports were signed by Mayor Rybak on February 29, 2012, unless noted otherwise. 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 COMMITTEE OF THE WHOLE submitted the following report:**

**Comm of the Whole/IGR** - Your Committee recommends approval of the Fiscal Year 2013 Federal Agenda for the City of Minneapolis, as set forth and described in Petn No 275488.

Adopted.

Absent - Johnson.

**The COMMITTEE OF THE WHOLE and WAYS & MEANS/BUDGET Committees submitted the following reports**

**Comm of the Whole/IGR & W&M/Budget** - Your committee recommends that the proper City officials be authorized to execute a contract with Faegre B&D Consulting for federal representation services in Washington, DC, for twelve months, at an amount not to exceed \$10,000 per month, payable from 00100 84100.

Adopted.

Absent - Johnson.

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

**Comm Dev** - Your Committee recommends the granting of Exclusive Development Rights to Lupe Development Partners, LLC for 24 months on two City-owned parcels at 2413 and 2423 Penn Ave N as part of the Penn-Broadway Mixed Use Project.

Adopted.

Absent - Johnson.

**The COMMUNITY DEVELOPMENT, TRANSPORTATION & PUBLIC WORKS and WAYS & MEANS/BUDGET Committees submitted the following report:**

**Comm Dev, T&PW & W&M/Budget** - Your Committee, having under consideration the Cedar Avenue Sidewalk Reconstruction and Lighting (from the West Bank Central Corridor Light Rail Station to I-94), now recommends authorizing the use of Common Project Transportation Oriented Development set-aside funds to match grant dollars awarded to the City of Minneapolis by the Hennepin County TOD program and fill a funding gap for the Cedar Avenue Sidewalk Reconstruction and Lighting Project.

Your Committee further recommends passage of the accompanying resolution appropriating funds for said project.

Adopted.

Absent - Johnson.

**RESOLUTION 2012R-085**  
**By Goodman, Colvin Roy and Hodges**

**Amending the 2012 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 in the Department of Community Planning & Economic Development Agency Fund 01CPZ –Common Project Reserve (01CPZ-8900900) by \$300,000 from fund balance to transfer the amount to Fund 01CAZ (Common Project –Uncertified);

b) Increasing the revenue source for the CPED Agency Fund 01CAZ – Common Project-Uncertified (01CAZ-8900900-375504) by \$300,000; and

c) Increasing the appropriation in the CPED Agency Fund 01CAZ – Common Project-Uncertified (01CAZ-8900320) by \$300,000 from available fund balance.

Adopted.

Absent - Johnson.

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

**Comm Dev & W&M/Budget** - Your Committee, having under consideration the submission and priority ranking of applications for Metropolitan Council Tax Base Revitalization Account (TBRA) Transportation Oriented Development (TOD) grants and Metropolitan Council Livable Communities Demonstration Account (LCDA) TOD grants, now recommends:

**Comm Dev** - Passage of the accompanying resolution authorizing submission and priority ranking of applications as follows:

Priority	TBRA TOD Project Names	Grant Amount Requested
1	1100 2nd Street S (Izzy's Ice Cream)	\$70,923
2	Penn & Broadway (Lupe Development)	\$463,900
3	Boeser Site (Cornerstone)	\$720,306
4	Spirit on Lake (PRG)	\$329,099
5	Pillsbury Lofts (Dominium)	\$585,745
6	700 Central (Nolan Properties)	\$499,380

Priority	LCDA TOD Project Names	Grant Amount Requested
1	Bassett Creek Valley Predevelopment (CPED)	\$100,000
2	Penn & Broadway (Lupe Development)	\$1,536,100
3	Boeser Site (Cornerstone)	\$2,000,000

**W&M/Budget** - Passage of the accompanying resolution authorizing submission and priority ranking of applications without the TBRA application for Pillsbury Lofts (Dominium).

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

Adopted by unanimous consent.

Absent - Johnson.

The report, as amended, was adopted.

Absent - Johnson.

Resolution 2012R-086, identifying the need for livable communities transit oriented development funding and authorizing applications for grant funds for projects known as: 1100-2nd St S, Penn & Broadway, Boeser Site, Spirit on Lake, Pillsbury Lofts, 700 Central and Bassett Creek Valley Predevelopment, was adopted 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 2012R-086**  
**By Goodman and Hodges**

**Identifying the need for livable communities transit oriented development funding and authorizing applications for grant funds.**

Whereas, the City of Minneapolis ("City") is a participant in the Metropolitan Livable Communities Act ("LCA") Local Housing Incentives Program for 2012 as determined by the Metropolitan Council, and is therefore eligible to apply for LCA Livable Communities Demonstration Account and Tax Base Revitalization Account Transit Oriented Development (collectively, "TOD") funds; and

Whereas, the City has identified proposed projects within the City that meet TOD purposes and criteria and are consistent with and promote the purposes of the Metropolitan Livable Communities Act and the policies of the Metropolitan Council's adopted metropolitan development guide; and

Whereas, the City has the institutional, managerial and financial capability to adequately manage an LCA TOD grant; and

Whereas, the City certifies that it will comply with all applicable laws and regulations as stated in the grant agreement; and

Whereas, the City acknowledges Livable Communities TOD grants are intended to fund projects or project components that can serve as models, examples or prototypes for TOD development or redevelopment elsewhere in the region, and therefore represents that the proposed projects or key components of the proposed projects can be replicated in other metropolitan-area communities; and

Whereas, only a limited amount of grant funding is available through the Metropolitan Council's Livable Communities TOD initiative during each funding cycle and the Metropolitan Council has determined it is appropriate to allocate those scarce grant funds only to eligible projects that would not occur without the availability of TOD grant funding; and

Whereas, cities may submit grant applications for up to three TOD Demonstration Account projects and up to six TOD Tax Base Revitalization Account projects during each funding cycle, but, using the City's own internal ranking processes, must rank their projects by priority so the Metropolitan Council may consider those priority rankings as it reviews applications and makes grant awards;

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

That the City finds that it is in the best interests of the City's development goals and priorities for the proposed projects to occur at the sites indicated in the grant applications at this particular time.

Be It Further Resolved that the City finds that the TOD project components for which Livable Communities TOD funding is sought (a) will not occur solely through private or other public investment within the reasonably foreseeable future; and (b) will occur within the term of the grant award (two years for Pre-Development grants, and three years for Development grants, one year for Cleanup Site Investigation grants and three years for Cleanup grants) only if Livable Communities TOD funding is made available for these projects at this time.

Be It Further Resolved that the City ranks the TOD project funding applications according to the City's own internal priorities in the following order:

Priority	TBRA TOD Project Names	Grant Amount Requested
1	1100 2nd Street S (Izzy's Ice Cream)	\$70,923
2	Penn & Broadway (Lupe Development)	\$463,900
3	Boeser Site (Cornerstone)	\$720,306
4	Spirit on Lake (PRG)	\$329,099
5	700 Central (Nolan Properties)	\$499,380

Priority	LCDA TOD Project Names	Grant Amount Requested
1	Bassett Creek Valley Predevelopment (CPED)	\$100,000
2	Penn & Broadway (Lupe Development)	\$1,536,100
3	Boeser Site (Cornerstone)	\$2,000,000

Be It Further Resolved that the City authorizes its Department of Community Planning and Economic Development to submit on behalf of the City applications for Metropolitan Council Livable Communities TOD grant funds for the TOD project components identified in the applications and to execute such agreements as may be necessary to implement the projects on behalf of the City.

Adopted.

Absent - Johnson.

**The PUBLIC SAFETY, CIVIL RIGHTS & HEALTH and WAYS & MEANS/BUDGET Committees submitted the following reports:**

**PSC&H & W&M/Budget** - Your Committee recommends that the proper City officers be authorized to execute an agreement with the Minnesota Department of Health to accept up to \$2,500 as part of the American Indian Infant Mortality Review Project to provide professional services conducting interviews of American Indian mothers and/or other family members of infants who died before their first birthday.

Further, passage of the accompanying resolution appropriating \$2,500 to the Department of Health & Family Support.

Adopted.

Absent – Johnson.

(Republished 4/3/2012; Republished 4/4/2012)

**RESOLUTION 2012R-087  
By Samuels and Hodges**

**Amending The 2011 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 Department of Health & Family Support Agency in the Grants – Other Fund (01600-8600151) by \$2,500 and increasing the Revenue Estimate (01600-8600151-321507) by \$2,500.

Adopted.

Absent – Johnson.

(Republished 4/3/2012; Republished 4/4/2012)

**PSC&H & W&M/Budget** – Your Committee recommends that the proper City officers be authorized to accept \$250,000 in federal funding through Hennepin County for the Minnesota Family Investment Program Innovation Project for a pilot project to implement a single point of contact model to serve 90 MFIP minor caregivers up to age 20 and their children. Further, passage of the accompanying resolution appropriating \$250,000 to the Department of Health & Family Support.

Adopted.

Absent – Johnson.

**RESOLUTION 2012R-088  
By Samuels and Hodges**

**Amending The 2011 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 Department of Health & Family Support Agency in the Grants – Federal Fund (01300-8600122) by \$250,000 and increasing the Revenue Estimate (01300-8600122-321007) by \$250,000.

Adopted.

Absent – Johnson.

**PSC&H & W&M/Budget** – Your Committee recommends that the proper City officers be authorized to execute a contract with Kidde Fire Trainers, Inc, in the amount of \$64,467, for the upgrade that was made to the fire training burn simulator during the construction of the Emergency Operations Training Facility.

Adopted.

Absent – Johnson.

**PSC&H & W&M/Budget** – Your Committee recommends that the proper City officers be authorized to negotiate and execute a one-year lease agreement with Sky Blue Veterinary Services, LLC, in conjunction with the Minnesota Spay and Neuter Assistance Program, for use of the laboratory and parking spaces at Minneapolis Animal Care and Control to provide low-cost spay and neuter services to resident-owned animals in the 5th Ward as part of a grant received from PetSmart Charities. Further, that payment be received through in-kind spay and neutering services that meet or exceed a fair market value of \$14,000 over the term of the lease.

Adopted.

Absent – Johnson.

**PSC&H & W&M/Budget** – Your Committee, having received a request by the Police Department to hire Community Service Officers in 2012, now recommends the following:

**PSC&H** – that the Police Department be allowed to use \$400,000 in one-time funds from their 2011 budget overage to recall the group of CSOs that were previously laid off by the City.

**W&M/Budget** – that the Police Department be allowed to use \$400,000 in one-time funds from unexpended 2011 general fund resources to recall the group of CSOs that were previously laid off by the City.

Samuels moved that the report be amended to approve the Ways & Means/Budget Committee recommendation and to delete the Public Safety, Civil Rights & Health Committee recommendation. Seconded.

Adopted by unanimous consent.

Absent – Johnson.

The report, as amended, was adopted.

Absent – Johnson.

**PSC&H & W&M/Budget** – Your Committee recommends that the proper City officers of the Fire Department be authorized to prepare and submit an application for a federal Staffing for Adequate Fire and Emergency Response (SAFER) grant to the Federal Emergency Management Agency (FEMA) seeking funds to pay the salary and benefits of six firefighter positions, with the highest priority of the grant being to rehire laid off firefighters.

Adopted.

Absent – Johnson.

Approved by Mayor Rybak 2/24/2012.

(Published 2/29/2012)

**The REGULATORY, ENERGY & ENVIRONMENT Committee submitted the following reports:**

**RE&E** - Your Committee recommends passage of the accompanying resolution granting the application of Tibet Kitchen Bar & Restaurant, 1833 Nicollet Ave, for an On-Sale Liquor Class B with Sunday Sales License, subject to conditions.

Adopted.

Absent – Johnson.

Resolution 2012R-089, granting the application of Tibet Kitchen Bar & Restaurant, 1833 Nicollet Ave, for an On-Sale Liquor Class B with Sunday Sales License, subject to conditions, was adopted 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 2012R-089**

**By Glidden**

**Granting the application of Tibet Kitchen Bar & Restaurant, 1833 Nicollet Ave, for an On-Sale Liquor Class B with Sunday Sales License, subject to conditions.**

Resolved by The City Council of The City of Minneapolis:

That it grants the application submitted by Gangchen Restaurant & Bar LLC, dba Tibet Kitchen Bar & Restaurant, 1833 Nicollet Ave, for an On-Sale Liquor Class B with Sunday Sales License (new business) to expire January 1, 2013, subject to the following conditions:

1. The ownership of Tibet Kitchen and Bar agrees to close the business at Midnight daily. All entertainment and music must cease at 11:45 p.m. All patrons must leave the business by 12:30 a.m.
2. The ownership of Tibet Kitchen and Bar agrees to employ two off-duty City of Minneapolis police officers Thursday through Sunday nights from 8:00 p.m. until closing time.
3. The ownership of Tibet Kitchen and Bar agrees to furnish one security guard as defined in Minnesota Statute 326.32, subdivision 13, who will maintain security on-site from 7:00 p.m. until one-half hour after closing Monday through Wednesday nights.
4. The ownership of Tibet Kitchen and Bar agrees to have security provide routine patrols every 30 minutes.
5. The ownership agrees to not allow entry or service of patrons who are intoxicated and trespass customers that are refused service due to over intoxication, creating a disturbance or other disruptions.
6. Patrons who become disorderly will be escorted off of the property.
7. Loitering will not be permitted inside the business or on the property outside.
8. The ownership of Tibet Kitchen and Bar agrees to maintain their video surveillance system and have 30 days of recorded memory available from your surveillance system from all four cameras and if requested by Minneapolis Police or Business Licensing, the recordings will be provided within eight hours of the request.
9. The ownership agrees to offer medical or emergency response to any patron or staff member who are injured that may require medical attention. If an injury is severe and a person is unable to care for themselves, medical or emergency response will be made on their behalf. If a crime occurs, security and staff will call Minneapolis Police and cooperate with responding officers.
10. Tibet Kitchen and Bar will not promote or provide any "happy hours" or other alcoholic drink specials after 8:00 p.m. daily.
11. Tibet Kitchen and Bar agrees to have a professional trained manager on-site during business hours.
12. Final inspection and compliance with all provisions of applicable codes and ordinances.

Adopted.

Absent – Johnson.

**RE&E** - Your Committee, having under consideration the application of King Hospitality LLC, dba The Alley Restaurant & Bar, 100 6th St N, for an On-Sale Liquor Class B with Sunday Sales License (new business) to expire January 1, 2013, now recommends that said license be granted, subject to final inspection and compliance with all provisions of applicable codes and ordinances.

Adopted.

Absent – Johnson.

Approved by Mayor Rybak 2/27/2012.

(Published 2/29/2012)

**RE&E** - Your Committee recommends passage of the accompanying resolution granting applications for Liquor Licenses.

Adopted.

Absent – Johnson.

Resolution 2012R-090, granting applications for Liquor Licenses, was adopted 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 2012R-090**  
**By Glidden**

**Granting Liquor Licenses.**

Resolved by The City Council of The City of Minneapolis:

That the following applications for liquor licenses be granted, subject to final inspection and compliance with all provisions of applicable codes and ordinances (Petn No 275498):

**Off-Sale Liquor, to expire January 1, 2013**

Jessy & Luke Inc, dba Hi-Lake Liquors, 2130 E Lake St

**On-Sale Liquor Class A with Sunday Sales, to expire April 1, 2012**

Kelber Catering Inc, dba Kelber Catering, 1301 2nd Ave S

Scalzo Hospitality Inc, dba Ramada Plaza Minneapolis, 1330 Industrial Blvd

**On-Sale Liquor Class A with Sunday Sales, to expire October 1, 2012**

Minnesota Sportservice LLC, dba Target Field, 353 5th St N (new manager; new officers)

Minneapolis Sportservice Inc, dba Target Center, 600 1st Ave N (new manager; new officers)

**On-Sale Liquor Class B with Sunday Sales, to expire April 1, 2012**

Lake & Hennepin BBQ and Blues Inc, dba Famous Dave's BBQ & Blues, 3001 Hennepin Ave #G-109

**On-Sale Liquor Class E with Sunday Sales, to expire January 1, 2013**

Haanpaa Restaurants Inc, dba King & I, 1346 LaSalle Ave

Blue Plate Restaurant Co, dba Longfellow Grill, 2990 W River Pkwy

**Liquor Catering Services, to expire August 1, 2012**

Great Waters Brewing Co, dba Great Waters Brewing, 416 Saint Peter St, St. Paul (new business)

Common Roots Cafe, dba Common Roots Cafe, 2558 Lyndale Ave S.

Adopted.

Absent – Johnson.

**RE&E** - Your Committee recommends passage of the accompanying resolution granting applications for Business Licenses.

Adopted.

Absent – Johnson.

Resolution 2012R-091, granting applications for Business Licenses, was adopted 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 2012R-091**  
**By Glidden**

**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 February 24, 2012 be granted, subject to final inspection and compliance with all provisions of the applicable codes and ordinances (Petn No 275498):

Dry Cleaner – Non-Flammable; Dry Cleaning & Laundry Pickup Station; Laundry; Confectionery; Grocery; Institutional Food Service; Food Manufacturer; Food Market Manufacturer; Restaurant; Short-Term Food Permit; Seasonal Short Term Food; Sidewalk Cafe; Sidewalk Cart Food Vendor; Vending Machine; Heating, Air Conditioning & Ventilating Class B; Liquid Waste Hauler; Motor Vehicle Repair Garage; Towing Class B; Plumber; Rental Halls; Residential Specialty Contractor; Sign Hanger; Suntanning Facility; Taxicab Service Company; Taxicab Vehicle Fuel Efficient; Taxicab Vehicle Wheelchair Access; Taxicab Vehicle; Taxicab Vehicle Non-Transferable; Medical Contract Carrier; Theater Zone I; Combined Trades; Tree Servicing; Wrecker of Buildings Class A; Wrecker of Buildings Class B; Tobacco Dealer.

Adopted.

Absent – Johnson.

**RE&E** - Your Committee recommends passage of the accompanying resolution granting applications for Gambling Licenses.

Adopted.

Absent – Johnson.

Resolution 2012R-092, granting applications for Gambling Licenses, was adopted 2/24/2012 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 2012R-092**  
**By Glidden**

**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 (Petn No 275498):

**Gambling Exempt**

Jim and Jude Foundation, dba Jim and Jude Foundation, 601 Carlson Pkwy #800, Minnetonka (Raffle February 10, 2012, Calhoun Beach Club)

Minnesota Teen Challenge, dba Minnesota Teen Challenge, 1619 Portland Ave S (Raffle April 13, 2012, Hilton)

Children's Health Care Foundation, dba Children's Health Care Foundation, 2525 Chicago Ave S (Raffle April 21, 2012, The Depot Minneapolis)

Metropolitan Boys Choir, dba Metropolitan Boys Choir, 2850 Cavell Ave S (Raffle May 1, 2012, 9 W Rustic Lodge Ave)

The Playwrights Center, dba The Playwrights Center, 2301 E Franklin Ave (Raffle May 12, 2012, Varsity Theater).

Adopted.

Absent – Johnson.

**RE&E** – Your Committee recommends that the License Fee Schedule be amended by adding the following license type to adjust the annual fee charged for a On-Sale Wine License issued to culinary schools:

License Type	2012 Fee
On-Sale Wine, Culinary Classes	\$500

Adopted.

Absent – Johnson.

**RE&E** - Your Committee, having under consideration the Rental Dwelling License for the property located at 2728 17th Ave S, and having received an acceptable management plan for the property and verification that said property is now in compliance with rental licensing standards, now recommends concurrence with the recommendation of the Director of Inspections to approve the reinstatement of said license to be held by Jeffrey Liu.

Adopted.

Absent – Johnson.

**RE&E** - Your Committee, having under consideration the Rental Dwelling License for the property located at 1412 8th St SE, and having received an acceptable management plan for the property and verification that said property is now in compliance with rental licensing standards, now recommends concurrence with the recommendation of the Director of Inspections to approve the reinstatement of said license to be held by David Tolchiner.

Adopted.

Absent – Johnson.

**RE&E** - Your Committee, having under consideration the Food Manufacturer License held by Scott Ja-Mama's Hot BBQ, 3 West Diamond Lake Road, and having received notification from the State of Minnesota Department of Revenue that Scott Ja-Mama's Hot BBQ has an outstanding tax liability, now recommends that said license be revoked and the licensee immediately discontinue business within the City of Minneapolis until a tax clearance certificate is obtained from the State.

Adopted.

Absent – Johnson.

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

**T&PW** - Your Committee recommends passage of the accompanying resolution authorizing the execution of an agreement with the Minnesota Department of Transportation for delegated authority on Federal Aid Projects.

Adopted.

Absent - Johnson.

Resolution 2012R-093, authorizing execution of an agreement with the Minnesota Department of Transportation (Mn/DOT) for delegated authority on federal aid projects, was adopted 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 2012R-093**

**By Colvin Roy**

**Authorizing execution of an agreement with the Minnesota Department of Transportation (Mn/DOT) for Delegated Authority on Federal Aid Projects.**

Resolved by The City Council of The City of Minneapolis:

That pursuant to Minnesota Stat. Sec. 161.36, the Commissioner of Transportation be appointed as Agent of the City of Minneapolis to accept as its agent federal aid funds which may be made available for eligible transportation-related projects.

Be It Further Resolved that the City's Finance Officer, City Engineer, and City Attorney or their designees are hereby authorized and directed, for and on behalf of the City, to execute and enter into an agreement with the Commissioner of Transportation prescribing terms and conditions of said federal aid participation as set forth and contained in "Minnesota Department of Transportation Agency Agreement No 99903", a copy of which said agreement was before the City Council and which is made part hereof by reference.

Adopted.

Absent - Johnson.

**T&PW** - Your Committee recommends the following appointments to the Transportation Management Organization (TMO) Executive Committee for terms expiring December 31, 2013 as recommended by the TMO Executive Committee:

a) Kevin Lewis, BOMA, to replace Kent Warden, representing the Building Owners and Managers Sector;

b) Katie Viere, Piedmont Office Realty Trust, to replace Kevin Fossum, representing the Property Managers Sector; and

c) Jim Durda, Inland American Office Management, replacing Bob Lux, representing the Property Managers Sector.

Adopted.

Absent - Johnson.

**T&PW** - Your Committee, having under consideration an application for a large block event permit for the Cinco de Mayo block event, to be held on May 6, 2012, now recommends that the block event be allowed to operate outside the timeframe allowed under Title 17, Chapter 455 of the Minneapolis Code of Ordinances relating to *Streets and Sidewalks: Block Events*.

Adopted.

Absent - Johnson.

**T&PW** - Your Committee, having under consideration an application for a large block event permit for the Festival 5 de Mayo block event, to be held on May 5, 2012, now recommends that the block event be allowed to operate outside the timeframe allowed under Title 17, Chapter 455 of the Minneapolis Code of Ordinances relating to *Streets and Sidewalks: Block Events*.

Adopted.

Absent - Johnson.

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

**T&PW & W&M/Budget** - Your Committee, having under consideration the Linden Hills Area Street Resurfacing Project, Special Improvement of Existing Street No 5226, and having held a public hearing thereon, now recommends passage of the accompanying resolutions:

a) Removing from the assessment roll those properties that were previously assessed by the Minneapolis Park & Recreation Board for the paving of Linden Hills Blvd, and ordering the work to proceed and adopting the special assessments for the remainder of the properties in the project area; and

b) Requesting the Board of Estimate and Taxation to issue and sell City of Minneapolis bonds for the purpose of paying the assessed cost of the project.

Adopted.

Absent - Johnson.

Resolution 2012R-094, removing from the assessment roll those properties that were previously assessed by the Minneapolis Park & Recreation Board for the paving of Linden Hills Blvd and ordering the work to proceed and adopting the special assessments for the remainder of the properties in the

project area of the Linden Hills Area Street Resurfacing Project No 5226, was adopted 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 2012R-094  
By Colvin Roy and Hodges**

**2012 STREET RESURFACING PROGRAM  
LINDEN HILLS AREA STREET RESURFACING PROJECT  
SPECIAL IMPROVEMENT OF EXISTING STREET NO 5226**

**Ordering the work to proceed and adopting the special assessments for the Linden Hills Area Street Resurfacing Project.**

Whereas, a public hearing was held on February 14, 2012 in accordance with Chapter 10, Section 8 of the Minneapolis City Charter and Section 24.180 of the Minneapolis Code of Ordinances to consider the proposed improvements as designated in Resolution 2012R-005, passed January 13, 2012 to consider the proposed special assessments as on file in the office of the City Clerk and to consider all written and oral objections and statements regarding the proposed improvements and the proposed special assessments;

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

That the City Engineer is hereby ordered to proceed and do the work as designated in said Resolution 2012R-005, passed January 13, 2012.

Be It Further Resolved that the following properties be removed from the assessment roll for the Linden Hills Area Street Resurfacing Project No 5226:

<u>Property ID N</u>	<u>Special Assessment Amount</u>
08-028-24-14-0038	\$ 869.86
08-028-24-14-0039	1009.31
08-028-24-14-0040	633.73
08-028-24-14-0054	841.92
08-028-24-14-0055	1639.81
08-028-24-14-0056	1205.37
08-028-24-14-0067	27.56
08-028-24-14-0068	415.75
08-028-24-14-0071	1633.40
08-028-24-14-0093	1399.90
08-028-24-14-0094	1031.60
08-028-24-14-0095	472.62
08-028-24-14-0096	77.43
08-028-24-14-0103	33.56
08-028-24-14-0104	729.74
08-028-24-14-0105	882.54
08-028-24-14-0106	791.37
08-028-24-14-0140	907.15
08-028-24-41-0015	719.63
08-028-24-41-0017	331.62
08-028-24-41-0056	949.63
08-028-24-41-0057	596.96
08-028-24-41-0058	823.48
08-028-24-41-0061	3043.22
08-028-24-41-0217	150.50

Be It Further Resolved that the proposed special assessments in the total amount of \$2,521,843.47 for the Linden Hills Area Street Resurfacing Project, as on file in the office of the City Clerk, be reduced by \$21,217.66 to \$2,500,625.81 as a result of the above deletions and that the revised assessment roll is hereby adopted and assessed against the benefited properties.

Be It Further Resolved that the number of successive equal annual principal installments by which the special assessments of more than \$150 may be paid shall be fixed at five (5) and that the interest be charged at the same rate as the City pays in interest for selling assessment bonds, with collection of the special assessments to begin on the 2013 real estate tax statements.

Be It Further Resolved that the number of installments by which the special assessments of \$150 or less may be paid shall be fixed at one (1) and that interest be charged at the same rate as the City pays in interest for selling assessment bonds, with collection of the special assessments to begin on the 2013 real estate tax statements.

Adopted.

Absent - Johnson.

Resolution 2012R-095, requesting the Board of Estimate and Taxation to issue and sell assessment bonds in the amount of \$2,500,630 for the Linden Hills Street Resurfacing Project No 5226, was adopted 2/24/2012 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 2012R-095  
By Colvin Roy and Hodges**

**Requesting the Board of Estimate and Taxation to issue and sell City of Minneapolis bonds in the amount of \$2,500,630 for certain purposes other than the purchase of public utilities.**

Resolved by The City Council of The City of Minneapolis:

That the Board of Estimate and Taxation be requested to incur indebtedness and issue and sell City of Minneapolis bonds for the purpose of paying the assessed cost of street improvements in the Linden Hills Area Street Resurfacing Project, Special Improvement of Existing Street No 5226, to be assessed against benefited properties as estimated by the City Council, which assessments shall be collectible in five (5) successive annual installments, payable in the same manner as real estate taxes.

Adopted.

Absent - Johnson.

**T&PW & W&M/Budget** - Your Committee, having under consideration the 39th St W Street Resurfacing Project, Special Improvement of Existing Street No 5227, and having held a public hearing thereon, now recommends passage of the accompanying resolutions:

- a) Ordering the work to proceed and adopting the special assessments for the project; and
- b) Requesting the Board of Estimate and Taxation to issue and sell City of Minneapolis bonds for the purpose of paying the assessed cost of the project.

Adopted.

Absent - Johnson.

Resolution 2012R-096, ordering the work to proceed and adopting the special assessments for the 39th St W Street Resurfacing Project No 5227, was adopted 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 2012R-096  
By Colvin Roy and Hodges**

**2012 STREET RESURFACING PROGRAM  
39TH ST W STREET RESURFACING PROJECT  
SPECIAL IMPROVEMENT OF EXISTING STREET NO 5227**

**Ordering the work to proceed and adopting the special assessments for the 39th St W Street Resurfacing Project.**

Whereas, a public hearing was held on February 14, 2012 in accordance with Chapter 10, Section 8 of the Minneapolis City Charter and Section 24.180 of the Minneapolis Code of Ordinances to consider the proposed improvements as designated in Resolution 2012R-040, passed January 27, 2012 to consider the proposed special assessments as on file in the office of the City Clerk and to consider all written and oral objections and statements regarding the proposed improvements and the proposed special assessments;

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

That the City Engineer is hereby ordered to proceed and do the work as designated in said Resolution 2012R-040, passed January 27, 2012.

Be It Further Resolved that the proposed special assessments in the total amount of \$80,508.20 for the 39th St W Street Resurfacing Project, as on file in the office of the City Clerk, be and hereby are adopted and assessed against the benefited properties.

Be It Further Resolved that the number of successive equal annual principal installments by which the special assessments of more than \$150 may be paid shall be fixed at five (5) and that the interest be charged at the same rate as the City pays in interest for selling assessment bonds, with collection of the special assessments to begin on the 2013 real estate tax statements.

Be It Further Resolved that the number of installments by which the special assessments of \$150 or less may be paid shall be fixed at one (1) and that interest be charged at the same rate as the City pays in interest for selling assessment bonds, with collection of the special assessments to begin on the 2013 real estate tax statements.

Adopted.

Absent - Johnson.

Resolution 2012R-097, requesting the Board of Estimate and Taxation to issue and sell assessment bonds in the amount of \$80,510 for the 39th St W Street Resurfacing Project No 5227, was adopted 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 2012R-097**  
**By Colvin Roy and Hodges**

**Requesting the Board of Estimate and Taxation to issue and sell City of Minneapolis bonds in the amount of \$80,510 for certain purposes other than the purchase of public utilities.**

Resolved by The City Council of The City of Minneapolis:

That the Board of Estimate and Taxation be requested to incur indebtedness and issue and sell City of Minneapolis bonds for the purpose of paying the assessed cost of street improvements in the 39th St W Street Resurfacing Project, Special Improvement of Existing Street No 5227, to be assessed against benefited properties as estimated by the City Council, which assessments shall be collectible in five (5) successive annual installments, payable in the same manner as real estate taxes.

Adopted.

Absent - Johnson.

**T&PW & W&M/Budget** - Your Committee, having under consideration the 1st St S Street Resurfacing Project, Special Improvement of Existing Street No 5233, and having held a public hearing thereon, now recommends passage of the accompanying resolutions:

- a) Ordering the work to proceed and adopting the special assessments for the project; and
- b) Requesting the Board of Estimate and Taxation to issue and sell City of Minneapolis bonds for the purpose of paying the assessed cost of the project.

Adopted.

Absent - Johnson.

Resolution 2012R-098, ordering the work to proceed and adopting the special assessments for the 1st St S Street Resurfacing Project No 5233, was adopted 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 2012R-098  
By Colvin Roy and Hodges**

**2012 STREET RESURFACING PROGRAM  
1ST ST S STREET RESURFACING PROJECT  
SPECIAL IMPROVEMENT OF EXISTING STREET NO 5233**

**Ordering the work to proceed and adopting the special assessments for the 1st St S Street Resurfacing Project.**

Whereas, a public hearing was held on February 14, 2012 in accordance with Chapter 10, Section 8 of the Minneapolis City Charter and Section 24.180 of the Minneapolis Code of Ordinances to consider the proposed improvements as designated in Resolution 2012R-038, passed January 27, 2012 to consider the proposed special assessments as on file in the office of the City Clerk and to consider all written and oral objections and statements regarding the proposed improvements and the proposed special assessments;

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

That the City Engineer is hereby ordered to proceed and do the work as designated in said Resolution 2012R-038 passed January 27, 2012.

Be It Further Resolved that the proposed special assessments in the total amount of \$19,249.19 for the 1st St S Street Resurfacing Project, as on file in the office of the City Clerk, be and hereby are adopted and assessed against the benefited properties.

Be It Further Resolved that the number of successive equal annual principal installments by which the special assessments of more than \$150 may be paid shall be fixed at five (5) and that the interest be charged at the same rate as the City pays in interest for selling assessment bonds, with collection of the special assessments to begin on the 2013 real estate tax statements.

Be It Further Resolved that the number of installments by which the special assessments of \$150 or less may be paid shall be fixed at one (1) and that interest be charged at the same rate as the City pays in interest for selling assessment bonds, with collection of the special assessments to begin on the 2013 real estate tax statements.

Adopted.

Absent - Johnson.

Resolution 2012R-099, requesting the Board of Estimate and Taxation to issue and sell assessment bonds in the amount of \$19,250 for the 1st St S Street Resurfacing Project No 5233, was adopted 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 2012R-099  
By Colvin Roy and Hodges**

**Requesting the Board of Estimate and Taxation to issue and sell City of Minneapolis bonds in the amount of \$19,250 for certain purposes other than the purchase of public utilities.**

Resolved by The City Council of The City of Minneapolis:

That the Board of Estimate and Taxation be requested to incur indebtedness and issue and sell City of Minneapolis bonds for the purpose of paying the assessed cost of street improvements in the 1st St S Street Resurfacing Project, Special Improvement of Existing Street No 5233, to be assessed against

benefited properties as estimated by the City Council, which assessments shall be collectible in five (5) successive annual installments, payable in the same manner as real estate taxes.

Adopted.

Absent - Johnson.

**T&PW & W&M/Budget** - Your Committee, having under consideration the 11th Ave S Street Resurfacing Project, Special Improvement of Existing Street No 5232, and having held a public hearing thereon, now recommends passage of the accompanying resolutions:

- a) Ordering the work to proceed and adopting the special assessments for the project; and
- b) Requesting the Board of Estimate and Taxation to issue and sell City of Minneapolis bonds for the purpose of paying the assessed cost of the project.

Adopted.

Absent - Johnson.

Resolution 2012R-100, ordering the work to proceed and adopting the special assessments for the 11th Ave S Street Resurfacing Project No 5232, was adopted 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 2012R-100**  
**By Colvin Roy and Hodges**

**2012 STREET RESURFACING PROGRAM**  
**11TH AVE S STREET RESURFACING PROJECT**  
**SPECIAL IMPROVEMENT OF EXISTING STREET NO 5232**

**Ordering the work to proceed and adopting the special assessments for the 11th Ave S Street Resurfacing Project.**

Whereas, a public hearing was held on February 14, 2012 in accordance with Chapter 10, Section 8 of the Minneapolis City Charter and Section 24.180 of the Minneapolis Code of Ordinances to consider the proposed improvements as designated in Resolution 2012R-039, passed January 27, 2012 to consider the proposed special assessments as on file in the office of the City Clerk and to consider all written and oral objections and statements regarding the proposed improvements and the proposed special assessments;

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

That the City Engineer is hereby ordered to proceed and do the work as designated in said Resolution 2012R-039, passed January 27, 2012.

Be It Further Resolved that the proposed special assessments in the total amount of \$129,135.13 for the 11th Ave S Street Resurfacing Project, as on file in the office of the City Clerk, be and hereby are adopted and assessed against the benefited properties.

Be It Further Resolved that the number of successive equal annual principal installments by which the special assessments of more than \$150 may be paid shall be fixed at five (5) and that the interest be charged at the same rate as the City pays in interest for selling assessment bonds, with collection of the special assessments to begin on the 2013 real estate tax statements.

Be It Further Resolved that the number of installments by which the special assessments of \$150 or less may be paid shall be fixed at one (1) and that interest be charged at the same rate as the City pays in interest for selling assessment bonds, with collection of the special assessments to begin on the 2013 real estate tax statements.

Adopted.

Absent - Johnson.

Resolution 2012R-101, requesting the Board of Estimate and Taxation to issue and sell assessment bonds in the amount of \$129,140 for the 11th Ave S Street Resurfacing Project No 5232, was adopted 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 2012R-101**  
**By Colvin Roy and Hodges**

**Requesting the Board of Estimate and Taxation to issue and sell City of Minneapolis bonds in the amount of \$129,140 for certain purposes other than the purchase of public utilities.**

Resolved by The City Council of The City of Minneapolis:

That the Board of Estimate and Taxation be requested to incur indebtedness and issue and sell City of Minneapolis bonds for the purpose of paying the assessed cost of street improvements in the 11th Ave S Street Resurfacing Project, Special Improvement of Existing Street No 5232, to be assessed against benefited properties as estimated by the City Council, which assessments shall be collectible in five (5) successive annual installments, payable in the same manner as real estate taxes.

Adopted.

Absent - Johnson.

**T&PW & W&M/Budget** - Your Committee, having under consideration the 33rd Ave SE (Como Ave SE to E Hennepin Ave) Street Reconstruction Project, Special Improvement of Existing Street No 2225, and having held a public hearing thereon, now recommends passage of the accompanying resolutions:

- a) Ordering the work to proceed and adopting the special assessments for the project;
- b) Requesting the Board of Estimate and Taxation to issue and sell City of Minneapolis bonds for the purpose of paying the assessed cost of the project; and
- c) Ordering the City Engineer to abandon and remove the areaways located in the public right-of-way that are in conflict with the project.

Reich moved that the following Property Identification Numbers have assessments reduced to the following amounts on the assessment roll for the 33rd Ave SE Street Reconstruction Project and that the total assessment amount for the project be reduced accordingly:

<u>Property ID No</u>	<u>Special Assessment Amount</u>
19-029-23-11-0001	\$14,468.54
19-029-23-11-0002	6,303.03
19-029-23-11-0003	6,495.01
19-029-23-11-0014	4,969.27
19-029-23-11-0015	15,249.22
19-029-23-11-0043	9,498.93
19-029-23-11-0049	10,050.64

Seconded.

Adopted by unanimous consent.

Absent - Johnson.

The report, as amended, was adopted.

Absent - Johnson.

Resolution 2012R-102, reducing the assessment on seven properties and ordering the work to proceed and adopting the special assessments for the 33rd Ave SE (Como Ave SE to E Hennepin Ave) Street Reconstruction Project No 2225, was adopted 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 2012R-102**  
**By Colvin Roy and Hodges**

**33RD AVE SE (COMO AVE SE TO E HENNEPIN AVE)  
STREET RECONSTRUCTION PROJECT  
SPECIAL IMPROVEMENT OF EXISTING STREET NO 2225**

**Ordering the work to proceed and adopting the special assessments for the 33rd Ave SE (Como Ave SE to E Hennepin Ave) Street Reconstruction Project.**

Whereas, a public hearing was held on February 14, 2012 in accordance with Chapter 10, Section 8 of the Minneapolis City Charter and Section 24.180 of the Minneapolis Code of Ordinances to consider the proposed improvements as designated in Resolution 2011R-647, passed December 9, 2011, to consider the proposed special assessments on file in the office of the City Clerk and to consider all written and oral objections and statements regarding the proposed improvements and the proposed special assessments;

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

That the City Engineer is hereby ordered to proceed and do the work as designated in said Resolution 2011R-647, passed December 9, 2011.

Be It Further Resolved that the proposed special assessments in the total amount of \$616,858.96, as on file in the office of the City Clerk, be and hereby are adopted and assessed against the benefited properties.

Be It Further Resolved that the following properties be removed from the assessment roll for the 33rd Ave SE Street Reconstruction Project No 2225:

Be It Further Resolved that the following properties assessments be reduced on the assessment roll for the 33rd Ave SE Reconstruction Project No 2225 to:

<u>Property ID No</u>	<u>Special Assessment Amount</u>
19-029-23-11-0001	\$14,468.54
19-029-23-11-0002	6,303.03
19-029-23-11-0003	6,495.01
19-029-23-11-0014	4,969.27
19-029-23-11-0015	15,249.22
19-029-23-11-0043	9,498.93
19-029-23-11-0049	10,050.64

Be It Further Resolved that the proposed special assessments in the total amount of \$616,858.96 for the 33rd Ave SE Street Reconstruction Project, as on file in the office of the City Clerk, be reduced by \$290,074.17 to \$326,784.79 as a result of the above reductions and that the revised assessment roll is hereby adopted and assessed against the benefited properties.

Be It Further Resolved that the number of successive equal annual principal installments by which the special assessments of more than \$150 may be paid shall be fixed at twenty (20) and that the interest be charged at the same rate as assessment bonds are sold, with collection of the special assessments to begin on the 2013 real estate tax statements.

Be It Further Resolved that the number of installments by which the special assessments of \$150 or less may be paid shall be fixed at one (1) and that interest be charged at the same rate as the assessment bonds are sold, with collection of the special assessments to begin on the 2013 real estate tax statements.

Adopted.

Absent - Johnson.

Resolution 2012R-103, requesting the Board of Estimate and Taxation to issue and sell assessment bonds in the amount of \$326,790 for the 33rd Ave SE (Como Ave SE to E Hennepin Ave) Street Reconstruction Project No 2225, was adopted 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 2012R-103  
By Colvin Roy and Hodges**

**Requesting the Board of Estimate and Taxation to issue and sell City of Minneapolis bonds in the amount of \$326,790 for certain purposes other than the purchase of public utilities.**

Resolved by The City Council of The City of Minneapolis:

That the Board of Estimate and Taxation be requested to incur indebtedness and issue and sell City of Minneapolis bonds for the purpose of paying the assessed cost of street improvements in the 33rd Ave SE (Como Ave SE to E Hennepin Ave) Street Reconstruction Project, Special Improvement of Existing Street No 2225, to be assessed against benefited properties as estimated by the City Council, which assessments shall be collectible in twenty (20) successive annual installments, payable in the same manner as real estate taxes.

Adopted.

Absent - Johnson.

Resolution 2012R-104, ordering the City Engineer to abandon and remove the areaways located in the public street right-of-way in conflict with the 33rd Ave SE (Como Ave SE to E Hennepin Ave) Street Reconstruction Project No 2225, was adopted 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 2012R-104**  
**By Colvin Roy and Hodges**

**Ordering the City Engineer to abandon and remove the areaways located in the public street right-of-way that are in conflict with the street reconstruction in the 33rd Ave SE area.**

Whereas, the City of Minneapolis has scheduled street reconstruction improvements starting in 2012 in the 33rd Ave SE (Como Ave SE to E Hennepin Ave) area of Minneapolis; and

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

Whereas, a public hearing was held on February 14, 2012 in accordance with Chapter 10, Section 8 of the Minneapolis Code of Ordinances to consider all written and oral objections and statements regarding the proposed areaway abandonment and removal;

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

That the City Engineer is hereby ordered and directed to abandon and remove the conflicting areaways located in the public street right-of-way adjoining the properties along 33rd Ave SE (both sides) from Como Ave SE to E Hennepin Ave.

Adopted.

Absent - Johnson.

**T&PW & W&M/Budget** - Your Committee recommends acceptance of the only bid submitted to the Public Works Department on OP No 7556 from Upper Midwest Athletic Construction (Div. of Blacktop Repair Service, Inc.), for an estimated expenditure of \$162,220, to furnish and deliver all labor, materials, equipment, and incidentals necessary to accomplish trailway crack filling and seal coating.

Your Committee further recommends that the proper City officers be authorized and directed to execute a contract for said service, all in accordance with City specifications and contingent upon approval of the Civil Rights Department.

Adopted.

Absent - Johnson.

**T&PW & W&M/Budget** - Your Committee recommends acceptance of the low bid submitted to the Public Works Department on OP No 7561 from Ti-Zack Concrete, Inc., for an estimated expenditure of \$2,795,900, to furnish and deliver all labor, materials, equipment, and incidentals necessary to complete the construction of sidewalks, curb and gutter, alleys, and drive approaches for the Paving Division.

Your Committee further recommends that the proper City officers be authorized and directed to execute a contract for said service, all in accordance with City specifications and contingent upon approval of the Civil Rights Department.

Adopted.

Absent - Johnson.

**T&PW & W&M/Budget** - Your Committee recommends acceptance of the low bid submitted to the Public Works Department on OP No 7564 from Belair Builders, Inc. (d/b/a Belair Excavating), for an estimated total expenditure of \$485,446, to furnish and deliver all labor, materials, equipment, and incidentals necessary to accomplish the 33rd Ave SE and Talmage Ave SE Construction.

Your Committee further recommends that the proper City officers be authorized and directed to execute a contract for said service, all in accordance with City specifications and contingent upon approval of the Civil Rights Department.

Adopted.

Absent - Johnson.

Approved by Mayor Rybak 2/27/2012.

(Published 2/29/2012)

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

**W&M/Budget** – Your Committee recommends that the proper City officers be authorized to accept funds in the amount of \$25,000 from the Minneapolis Foundation’s Digital Inclusion Fund for the 2012 Minneapolis Community Technology Survey.

Further, passage of the accompanying resolution appropriating funds into the Information Technology (formerly Business Information Services) agency.

Adopted.

Absent – Johnson.

**RESOLUTION 2012R-105**

**By Hodges**

**Amending The 2012 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 and revenue source in the Information Technology agency (formerly Business Information Services) in the Other Local Grants Fund (01600-8800110-507000-G6880DIGITALINC) by \$25,000.

Adopted.

Absent – Johnson.

**W&M/Budget** - Your Committee recommends passage of the accompanying resolution authorizing proper City officers to accept a gift of conference registration (amount less than \$3,000) for one IT employee and one Public Works employee to attend IBM’s 2012 Pulse Conference to be held March 4 – 7, 2012 in Las Vegas, Nevada.

Adopted.

Absent – Johnson.

**RESOLUTION 2012R-106**

**By Hodges**

**Accepting a gift of conference registration for two City employees to attend IBM’s 2012 Pulse Conference in Las Vegas, Nevada.**

Resolved by The City Council of The City of Minneapolis:

That proper City officers be authorized to accept the gift of conference registration (amount less than \$3,000) for two City employees to attend IBM’s 2012 Pulse Conference.

Adopted.

Absent – Johnson.

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

**Z&P** – Your Committee, having held a public hearing, now recommends confirmation of the Council reappointment of Ryan Kronzer (Ward 6) to the Minneapolis City Planning Commission, to fill the term running February 1, 2012 through January 31, 2014.

Adopted.

Absent - Johnson.

**RESOLUTION**

Resolution 2012R-107, honoring Minnesota Spay Neuter Assistance Program and Chuck & Don's Pet Food Outlet and celebrating *Spay Day* in Minneapolis, was adopted 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 2012R-107**

**By Schiff, Reich, Gordon, Hofstede, Johnson, Samuels, Lilligren, Goodman, Glidden, Tuthill, Quincy, Colvin Roy and Hodges**

**Honoring Minnesota Spay Neuter Assistance Program and Chuck & Don's Pet Food Outlet and celebrating *Spay Day* in Minneapolis.**

Whereas, Animal Shelters and Humane Societies throughout the United States destroy more than four million healthy and adoptable cats, dogs, rabbits and other animals each year due to a lack of critical resources and public awareness; and

Whereas, the City of Minneapolis spent more than \$300,000 last year handling unwanted domestic pets, including the destruction of more than 1,000 animals; and

Whereas, spaying and neutering has been shown to increase an animal's chance of being adopted; and dramatically reduce the overpopulation of pets and feral cats, proving to be a wise investment in both saving animal lives and taxpayer dollars; and

Whereas, since 1994 veterinarians, animal protection organizations, and private citizens have joined together in an annual awareness campaign known as Spay Day to advocate the spaying and neutering of pets and feral cats; and

Whereas, the Minnesota Spay Neuter Assistance Program has brought low-cost spay and neuter services to the pets of qualifying low-income individuals, performing 10,000 surgeries last year; and

Whereas, Chuck & Don's Pet Food Outlet has worked hard to highlight the need for spaying and neutering pets throughout the Twin Cities, and has made a commitment to donate dog and cat food to all pet owners who participate in the World Spay Day event at Minneapolis Animal Care and Control; and

Whereas, The City of Minneapolis Animal Care and Control is partnering with the Minnesota Spay Neuter Assistance Program and Chuck & Don's Pet Food Outlet to host a Spay-a-thon, in hopes of spaying over 100 owned animals and those available for adoption on February 28th in a mobile surgical vehicle that will be on site at the Animal Control Shelter of 212 17th Avenue North;

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

That February 28, 2012 is designated Spay Day Minneapolis.

Be it Further Resolved that we call on pet owners in Minneapolis to schedule their pet to be spayed or neutered or help make a donation so that an unwanted pet may be spayed or neutered and have a second chance at a new home.

Adopted.

Absent - Johnson.

**NEW BUSINESS**

Schiff gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of an ordinance amending Title 13 of the Minneapolis Code of Ordinances relating to *Licenses and Business Regulations* (adding a new Chapter 332 entitled *Solicitors, Peddlers and Transient Merchants*).

Gordon gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of an ordinance amending Title 10, Chapter 186 of the Minneapolis Code of Ordinances relating to *Food Code: In General* (creating a new food vendor category to allow non-profit organizations to distribute free food from a food vending vehicle).

Schiff moved to adjourn. Seconded.  
Adopted upon a voice vote.  
Absent - Johnson.

Casey Joe Carl,  
City Clerk.

Unofficial Posting: 2/27/2012  
Official Posting: 3/02/2012  
Correction: 2/15/13