OFFICIAL PROCEEDINGS
MINNEAPOLIS CITY COUNCIL
REGULAR MEETING
OF APRIL 13, 2012

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Council Chamber
Room 317 City Hall
350 South 5th Street
Minneapolis, Minnesota
April 13, 2012 – 9:30 a.m.
Council President Johnson in the Chair.

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

Lilligren moved adoption of the agenda. Seconded.

Vice President Lilligren assumed the Chair.

Johnson moved to amend the agenda to include under "Resolutions" a resolution establishing rules for public plazas owned and controlled by the City of Minneapolis. Seconded.

Schiff called a Point of Order citing Council Rule #5.

Lilligren ruled Johnson's motion in order.

Schiff appealed the ruling of the Chair.

Susan Segal, City Attorney was asked of parliamentary procedures and advised that Johnson's resolution was appropriate.

Lilligren called the question on Schiff's appeal of the Chair.

Lost upon a voice vote.

Johnson's motion was adopted upon a voice vote.

The agenda, as amended, was adopted upon a voice vote.

President Johnson resumed the Chair.

Lilligren moved acceptance of the minutes of the regular meeting and the adjourned session of March 30, 2012. Seconded.

Adopted upon a voice vote.

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.

PETITIONS AND COMMUNICATIONS

CLAIMS:

RISK MANAGEMENT (275583)

Summary Report of Tort Claims paid & denied.

CLAIMS (See Rep):

RISK MANAGEMENT (275584)

Appeals of Claims Filed:

Toya Curtis, Aderemi Alli, John Fransen, Bill & Ann Kellogg, Harvey Kongsgaard, Susan Marshall, Steven Westling & Mark Greenberg.

COMMITTEE OF THE WHOLE:

INTERGOVERNMENTAL RELATIONS (275585)

Grants & Special Projects: Receive and file 2011 Annual Report.

2011 Employee Engagement Survey: Receive and file presentation by Kenexa and HR on the results of the employee survey.

COMMITTEE OF THE WHOLE (See Rep):

INTERGOVERNMENTAL RELATIONS (275586)

2012-13 One Minneapolis One Read: Book selection & designation of Elizabeth Glidden to One Read Steering Committee.

COMMUNITY DEVELOPMENT (See Rep):

COMMUNITY PLANNING & ECONOMIC DEVELOPMENT (275587)

Minnesota Orchestral Association Project: Preliminary & final approval to issue bonds for renovation & addition to Orchestra Hall.

Tim Springer Properties, LLC (2822-15th Ave S): Granting of exclusive development rights.

2012 Hennepin County Transit Oriented Development Grant Applications.

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

COMMUNITY PLANNING & ECONOMIC DEVELOPMENT (275588)

Peavey Plaza: Amendment of contract with Conurbation LLC.

STEP-UP Summer Youth Jobs Program: Acceptance of grant award from Otto Bremer Foundation.

GRANTS AND SPECIAL PROJECTS (275589)

2012 Consolidated Plan & 2011 Consolidated Plan Amendment #2 approval.

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

FIRE DEPARTMENT (275590)

Fire Prevention & Safety Grant Program: Authorize submission of grant application to FEMA.

HEALTH AND FAMILY SUPPORT (275591)

Electronic Health Records System: Execute contract amendment with NextGen Healthcare Information Systems.

HEALTH AND FAMILY SUPPORT (275592)

Healthy Homes and Lead Poisoning Prevention Grant: Amend contracts with community partner agencies for Healthy Homes assessments and supplies distribution.

POLICE DEPARTMENT (275593)

Coverdell Forensic Science Improvement Program: Accept $46,390 and execute grant agreement with Minnesota Department of Public Safety, Office of Justice Programs, to purchase crime laboratory equipment and supplies, training, and the annual costs associated with accreditation, and approve appropriation.

REGULATORY SERVICES (275594)

Animal Care Donations: Approve in-kind donations to Animal Care and Control.

REGULATORY, ENERGY AND ENVIRONMENT (See Rep):

LICENSES AND CONSUMER SERVICES (275595)

Brothers, 430 1st Ave N: Approve License Settlement Conference recommendations relating to On-Sale Liquor Class B with Sunday Sales License.

Jewel of India, 1427 Washington Ave S: Approve License Settlement Conference recommendations relating to On-Sale Liquor Class D with Sunday Sales License.

Taxi Driver James Nels Huseby, 2419 Grant St NE: Approve License Settlement Conference recommendations relating to Taxicab Driver's License.

LICENSES AND CONSUMER SERVICES (275596)

Cowboy Jacks, 126 5th St N: Grant On-Sale Liquor Class A with Sunday Sales License.

Uncle Moe's Deli & Drafts, 1501 University Ave SE: Grant On-Sale Wine Class E with Strong Beer License.

Stinson Wine & Spirits, 2315 18th Ave NE: Grant Off-Sale Liquor License, subject to conditions.

Bar Louie, 1348 Lagoon Ave: Grant On-Sale Liquor Class D with Sunday Sales License, subject to conditions.

Pat's Tap, 3510 Nicollet Ave S: Grant On-Sale Liquor Class C-2 with Sunday Sales License (expansion of premises), subject to conditions.

LICENSES AND CONSUMER SERVICES (275597)

Famous Dave's, 3001 Hennepin Ave: Approve amended Business License Operating Conditions relating to On-Sale Liquor Class B with Sunday Sales License to allow outdoor patio area to operate from 10:00 a.m. to 2:00 a.m. daily.

Armindo's Auto Body Shop, 2929 University Ave SE: Approve Business License Operating Conditions relating to Motor Vehicle Repair Garage License.

Northside Food Market, 3559 Lyndale Ave N: Approve Business License Operating Conditions relating to Grocery License.

LICENSES AND CONSUMER SERVICES (275598)

Licenses: Grant applications recommended for approval.

LICENSES AND CONSUMER SERVICES (275599)

Mesa Pizza, 1440 W Lake St: Deny application for an Extended Hours License to operate Thursday, Friday and Saturday from 6:00 a.m. to 3:00 a.m.

Jimmy John's, 3001 Hennepin Ave: Grant Extended Hours License to operate Sunday through Wednesday 10:00 a.m. to Midnight; Thursday 10:00 a.m. to 2:00 a.m.; and Friday and Saturday 6:00 a.m. to 3:00 a.m.

REGULATORY SERVICES (275600)

Chapter 249 Property at 1655 Thomas Ave N: Authorize demolition.

Rental Dwelling License at 1218 E 26th St: Approve reinstatement of license to be held by Abukar Jimale.

REGULATORY SERVICES (275601)

Rental Dwelling License at 3523 Oliver Ave N: Revoke license held by Robert Serr - Gollywog Properties LLC.

REGULATORY SERVICES (275602)

Rental Dwelling License at 4043 Penn Ave N: Revoke license held by Jacob Newby.

REGULATORY, ENERGY AND ENVIRONMENT and WAYS & MEANS/BUDGET (See Rep):

REGULATORY SERVICES (275603)

Lead Analytical Services: Negotiate and execute three-year contract with Medtox Laboratories to analyze environmental samples, specifically lead in dust, soil, paint chips and water ($60,000 annually).

TRANSPORTATION AND PUBLIC WORKS (See Rep):

PUBLIC WORKS AND ENGINEERING (275604)

Nicollet Ave Reconstruction Project: Construction engineering services contract with Kimley-Horn and Associates, Inc.

46th St Light Rail Station: Street Easement Deeds from Oak Station LLC and Metropolitan Council.

Armatage Area Street Resurfacing Project No 5229: Project designation.

Penn Ave S Reconstruction Project (MN-62 to 50th St W): Project layout.

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

PUBLIC WORKS AND ENGINEERING (275605)

Sheridan Ave S Street Resurfacing Project No 5228: Project approval and assessment public hearing.

Upton Ave S Street Resurfacing Project No 5230: Project approval and assessment public hearing.

Pioneers and Soldiers Cemetery Fence Rehabilitation Project: Minnesota Historical and Cultural Grant.

Talmage Ave SE Reconstruction Project: Contribution from University of Minnesota in lieu of assessment.

Riverside Ave Reconstruction and Street Lighting Project: Contribution from University of Minnesota in lieu of assessment.

Sabo Bridge Engineering Services: Cooperative funding agreement with Wiss, Janney, Elstner Associates.

Bids: a) OP 7585, Low bid of Bald Eagle Erectors, Inc. for slide bearings; and b) OP 7589, Low bid of Veit and Company, Inc. for cured-in-place pipe.

Yard Waste Processing: Contract amendment with Organic Technologies, Inc.

West Broadway Alternatives Analysis Program Funding: Submit grant application.

WAYS AND MEANS BUDGET (See Rep):

ATTORNEY (275606)

Request for Defense & Indemnification: Deny defense and indemnity to Peter Ritschel in the matter of Nicholas Dahl v. City of Minneapolis and Peter Ritschel.

CITY CLERK (275606.1)

Appointment of Assistant City Clerk Grace Wachlarowicz.

FINANCE DEPARTMENT (275607)

4th Quarter 2011 Financial Status Report and Reappropriation: accepted fourth quarter status report and amended the 2012 appropriation resolution for rollover of 2011 to the 2012 operating budget.

HUMAN RESOURCES (275608)

Administrative & Recordkeeping Services RFP: Authorize issuance of request for proposals for services for the City's flexible spending account, transportation, and health reimbursement arrangement plans.

Health Reimbursement Arrangement Plan Amendment: Authorize execution of 4th amendment to the City's HRA plan relating to provision of coverage in lieu of COBRA for ex-spouses and former dependents.

INFORMATION AND TECHNOLOGY SERVICES (ITS) (275609)

Gunfire Detection System: Execute contract with ShotSpotter Inc. for five years of maintenance and support of gunfire detection system, through March 2017 in an amount not to exceed $270,000.

Risk Management Information & Claims Processing System: Authorize contract amendment with Computer Sciences Corporation (C-28807) for RiskMaster Software.

NEIGHBORHOOD AND COMMUNITY RELATIONS (275610)

St Stephen's Human Services: Authorize amendment #5 to Contract C-24688 to extend the contract period to December 31, 2012, and increase the total contract amount by $150,000.

ZONING AND PLANNING:

ATTORNEY (275611)

Handicraft Guild Building: Letter clarifying City Council Resolution 98R-385 designating the Handicraft Guild Building.

ATTORNEY (275612)

Petitions for Amendment of the Zoning Ordinance: Petitions for rezoning verification for calendar years 2006 through 2010.

ZONING AND PLANNING (See Rep):

PLANNING COMMISSION/DEPARTMENT (275613)

Nokomis East Station Area Plan Rezoning Study: Approve proposed modifications to the official zoning maps in the City's Zoning Code; Approve Ordinances amending the Zoning Code rezoning parcels in the exhibits and adding the 50th Street/Minnehaha Park and VA Medical Center station areas to the list of Pedestrian Oriented Overlay Districts for which Transit Station Area provisions apply; and Adopt finding that obtaining consent signatures for the rezoning of properties from Office-Residential to Commercial would be impractical.

FILED:

CHARTER COMMISSION (275615)

Charter Change Task Force request for independent study of city’s management structure.

Redistricting Comments received from 3/27/2012 through 4/4/2012.

Proposed Charter Amendment relating to Municipal Recall: Charter Commission response to Bradley Conely.

Park and Recreation Board Annual Report.

CITY CLERK (275614)

Certified copy of SAFER grant application approved by the City Council February 24, 2012, and provided April 4, 2012 to Catherine Patterson, Branch Chief of Assistance to Firefighters Grants Branch, DHS/FEMA.

The following reports were signed by Mayor Rybak on April 13, 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 CLAIMS Committee submitted the following reports:

Claims - Your Committee, having under consideration the appeal filed by Toya Curtis, 3554 Emerson Ave N, Minneapolis, from the decision of the Staff Claims Committee denying a claim in the amount of $1,200 relating to property damage, now recommends that said appeal be denied.

Adopted.

Claims - Your Committee, having under consideration the appeal filed by Aderemi Alli, PO Box 15752, Minneapolis, from the decision of the Staff Claims Committee denying a claim in the amount of $156 relating to a towed vehicle, now recommends that said appeal be denied.

Adopted.

Claims - Your Committee, having under consideration the appeal filed by John Fransen, 3020 Rice St, Little Canada, from the decision of the Staff Claims Committee denying a claim in the amount of $200 relating to a towed vehicle, now recommends that said appeal be denied.

Adopted.

Claims - Your Committee, having under consideration the appeal filed by Bill and Ann Kellogg, 5048 Upton Ave N, Minneapolis, from the decision of the Staff Claims Committee denying a claim in the amount of $6,500 relating to property damage, now recommends that said appeal be denied.

Adopted.

Claims - Your Committee, having under consideration the appeal filed by Harvey Kongsgaard, 3738 Columbus Ave S, Minneapolis, from the decision of the Staff Claims Committee denying a claim in the amount of $252 relating to a towed vehicle, now recommends that said appeal be granted and the claim amount paid.

Adopted.

Claims - Your Committee, having under consideration the appeal filed by Susan Marshall, 1212 Yale Place, Minneapolis, from the decision of the Staff Claims Committee denying a claim in the amount of $138 relating to a towed vehicle, now recommends that said appeal be denied.

Adopted.

Claims - Your Committee, having under consideration the appeal filed by Steven Westling, 5007 - 28th Ave S, Minneapolis, from the decision of the Staff Claims Committee denying a claim in the amount of $138 relating to a towed vehicle, now recommends that said appeal be denied.

Adopted.

Claims - Your Committee, having under consideration the appeal filed by Mark Greenberg, 2 River Terrace, New York, NY, from the decision of the Staff Claims Committee denying a claim in the amount of $1,539.41 relating to a towed vehicle, now recommends that said appeal be denied.

Adopted.

The COMMITTEE OF THE WHOLE submitted the following report:

Lilligren moved to find under Council Rule 4 that the regular Council cycle is not adequate, and to consider the action of the Committee of the Whole/Intergovernmental Relations Subcommittee from April 12, 2012, regarding the 2012-13 One Minneapolis One Read initiative at this meeting. Seconded.

Adopted by unanimous consent.

Comm of the Whole/IGR - Your Committee recommends approval of the One Minneapolis One Read 2012-13 Book Selection, "Spirit Car: Journey to a Dakota Past," by Diane Wilson.

Further, that Elizabeth Glidden be designated as the City of Minneapolis City Council representative to the One Read Steering Committee.

Adopted.

The COMMUNITY DEVELOPMENT Committee submitted the following reports:

Comm Dev - Your Committee, having under consideration the issuance of revenue bonds on behalf of the Minnesota Orchestral Association Project for the renovation and construction of an addition to Orchestra Hall (located on 11th St S between Nicollet Mall and Marquette Ave), now recommends passage of the accompanying resolution giving preliminary and final approval to the issuance of up to $15,000,000 in 501(c)(3) Revenue Bonds for said project.

Adopted.

Resolution 2012R-176, giving approval to financing for a project on behalf of the Minnesota Orchestral Association, providing for the issuance and sale of up to $15,000,000 Revenue Notes for the Orchestral Hall Project on 11th St S between Nicollet Mall and Marquette Ave S, Series 2012, and authorizing execution and delivery of various documents, 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-176
By Goodman

Giving approval to financing for a project on behalf of the Minnesota Orchestral Association, providing for the issuance and sale of up to $15,000,000 Revenue Notes (Orchestral Hall Project), Series 2012 and authorizing execution and delivery of various documents.

Resolved by The City Council of The City of Minneapolis:

1. Authority. This City is, by the Constitution and Laws of the State of Minnesota, including Sections 469.152 to 469.165, Minnesota Statutes, as amended (the "Act"), authorized to issue and sell its revenue Notes for the purpose of financing the cost of acquisition and construction of authorized projects and to enter into contracts necessary or convenient in the exercise of the powers granted by the Act.

2. Borrower and Project. The Minnesota Orchestral Association, a Minnesota nonprofit corporation (the "Borrower") has requested that the City assist in the financing of the renovation of Orchestra Hall and construction of an approximately 36,000 square foot addition to Orchestra Hall (the "Project"). The Project will be located on 11th Street South between Nicollet Mall and Marquette Avenue South in Minneapolis, Minnesota. Fee title to the Project is to be owned by the Borrower and, in connection with a State of Minnesota grant to the City, the Borrower will enter into a ground lease with the City and then sublease the Project for operation. A public hearing on the Project was duly held on Tuesday, April 3, 2012 by the Community Development Committee.

3. Authorization of Notes. The City hereby determines that it is necessary and expedient to authorize, and the City does hereby authorize, the issuance and sale of the City's Revenue Notes (Orchestra Hall Project), Series 2012 (the "Notes") pursuant to the Act to provide money to be loaned to the Borrower in the aggregate principal amount of up to Fifteen Million Dollars ($15,000,000) to finance part of the costs of the Project.

4. Documents Presented. Forms of the following documents relating to the Notes and the Project have been prepared or reviewed by bond counsel, and submitted to the City and are now on file in the office of the City:

(a) Application for Approval of the Project (the "Application");

(b) Loan Agreement (the "Loan Agreement") between the City and the Borrower, whereby the City agrees to make a loan of the proceeds of the Notes to the Borrower to finance the Project and the Borrower agrees to pay amounts sufficient to provide for the full and prompt payment of the principal of, premium, if any, and interest on the Notes;

(c) Disbursing Agreement (the "Disbursing Agreement") relating to the disbursement of the proceeds of the Notes;

(d) Pledge Agreement (the "Pledge Agreement") between the City and Wells Fargo Bank, National Association and U.S. Bank National Association (the "Lenders"), assigning the City's interest in the Loan Agreement to the Lenders;

(e) Purchase Contract (the "Purchase Contract") between the Lenders, the City and the Borrower setting forth the terms and conditions of the purchase of the Notes by the Lenders, including the form of the Notes.

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

(a) The Project furthers the purposes and policies of the Act and constitutes a "project" within the meaning of Section 469.153, subds. 2(b) of the Act.

(b) The City held a public hearing relating to the Project and the application for approval of the Project by the Commissioner of Employment and Economic Development.

(c) The Loan Agreement provides for payments by the Borrower to the Lenders for the account of the City of such amounts as will be sufficient to pay the principal of and interest on the Notes when due. The Loan Agreement obligates the Borrower to provide for the operation and maintenance of the Project, including adequate insurance, taxes and special assessments. The Loan Agreement further provides for the payment of fees to the City as set forth therein.

(d) The Borrower may approve and request the City to accept a proposal of the Lenders to purchase the Notes as set forth in the Purchase Contract.

(e) The Notes are, and are hereby designated to be, program Notes as defined in Resolution No. 88R-021 of the City Council adopted January 29, 1988, and as amended by Resolution 97R-402 of the City adopted December 12, 1997.

(f) Under the provisions of Section 469.162 of the Act and as provided in the Loan Agreement, the Notes are not to be payable from nor charged upon any funds other than amounts payable pursuant to the Loan Agreement and moneys in the funds and accounts which the Borrower may pledge to the Lenders the payment thereof; the City is not subject to any liability thereon; no holders of the Notes shall ever have the right to compel the exercise of the taxing power of the City to pay any of the Notes or the interest thereon, nor to enforce payment thereof against any property of the City; the Notes shall never constitute an indebtedness of the City, within the meaning of any constitutional, statutory or charter limitation and shall not constitute nor give rise to a pecuniary liability of the City or a charge against its general credit or taxing powers; the Notes shall not constitute a charge, lien or encumbrance, legal or equitable, upon any property of the City; and each Note issued under this Resolution shall recite that the Note, including interest thereon, shall not constitute nor give rise to a charge against the general credit or taxing powers of the City and does not grant to the owner or holder of any Note the right to have the City levy taxes or appropriate any funds for the payment of principal thereof or the interest or premium, if any, thereon and the Note is not a general obligation of the City or individual officers or agents thereof.

6. Application. The Application is hereby approved and shall be submitted to the Department of Employment and Economic Development for approval by the Commissioner.

7. Approval and Execution of Documents. The forms of Pledge Agreement, Loan Agreement, Purchase Contract, Disbursing Agreement and Notes referred to in paragraph 4 are approved, and, subject to approval of the Application by the Commissioner, shall be executed in the name and on behalf of the City by the Finance Officer or the assistant authorized to act on behalf of the Finance Officer, in substantially the form on file, but with all such changes therein, not inconsistent with the Act or other law,

as may be approved by the officers executing the same, which approval shall be conclusively evidenced by the execution thereof. The Notes shall be executed by the Finance Officer or assistant authorized to act on behalf of the Finance Officer. The Notes shall contain a recital that they are issued pursuant to the Act and such recital shall be conclusive evidence of their validity and the regularity of their issuance. The Finance Officer or such authorized assistant are also authorized to enter into such related agreements and provide such certifications as are contemplated by the Loan Agreement and this Resolution.

8. Certifications. The officers of the City are authorized and directed to prepare and furnish to bond counsel, to the Borrower, to the Lenders and to counsel for the Borrower and the Lenders, certified copies of all proceedings and records of the City relating to the Project and the Notes, and such other affidavits and certificates as may be required to show the facts appearing from the books and records in the officers' custody and control or as otherwise known to them; and all such certified copies, certificates and affidavits, including any heretofore furnished, shall constitute representations of the City as to the trust of all statements contained therein.

9. Issuance and Sale of the Note.

(a) The City shall proceed forthwith to issue the Note. The Finance Officer is hereby authorized and directed to cause the Notes to be prepared and to execute the Note and to deliver the Notes to the Lenders, and to deliver to the Lenders a certified copy of this Resolution and all other documents required by the Loan Agreement.

(b) The Finance Officer and the other officers of the City are hereby authorized and directed to prepare and furnish such other documents, affidavits and certificates and to take such further action as may be necessary to issue the Note.

10. Registration and Payment.

(a) Each Note shall be issued in fully registered form. The principal of and interest on the Note shall be payable by check or draft payable to the Person who is the registered Holder thereof on the date of payment.

(b) The Finance Officer shall be the bond registrar, transfer agent, authenticating agent and paying agent for the Notes (the "Registrar"). The effect of registration and the rights and duties of the City with respect thereto are as follows:

(i) The Registrar shall keep a register (the "Note Register") in which the Registrar shall register the ownership of the Note and the transfers and exchanges of the Note.

(ii) Upon surrender for transfer of the Note duly endorsed by the Holder thereof or accompanied by a written instrument of transfer, in form satisfactory to the Registrar, duly executed by the registered Holder thereof or by an attorney duly authorized by the registered Holder in writing, the Registrar will authenticate and deliver, in the name of the designated transferee or transferees, a new Note of a like aggregate principal amount and maturity, as requested by the transferor.

(iii) A Note surrendered upon any transfer will be promptly canceled by the Registrar and thereafter disposed of as directed by the City.

(iv) When a Note is presented to the Registrar for transfer, the Registrar may refuse to transfer the Note until the Registrar is satisfied that the endorsement on the Note or separate instrument of transfer is valid and genuine and that the requested transfer is legally authorized. The Registrar will incur no liability for the refusal, in good faith, to make transfers which it, in its judgment, deems improper or unauthorized.

(v) The City and the Registrar may treat the person in whose name a Note is registered in the Note Register as the absolute owner of the Note, whether the Note is overdue or not, for the purpose of receiving payment of, or on account of, the principal of and interest on the Note and for all other purposes, and payment so made to a registered owner or upon the owner's order will be valid and effectual to satisfy and discharge the liability upon such Note to the extent of the sum or sums so paid.

(vi) Upon a transfer of a Note, the Registrar may impose upon the owner thereof a charge sufficient to reimburse the Registrar for any tax, fee or other governmental charge required to be paid with respect to the transfer or exchange.

(vii) If a Note is mutilated or is destroyed, stolen or lost, the City will execute and deliver a new Note of like amount and tenor in exchange and substitution for and upon cancellation of the mutilated

Note or in lieu of and in substitution for the Note destroyed, stolen or lost, upon the payment of the reasonable expenses and charges of the Registrar in connection therewith; and, in the case of a Note destroyed, stolen or lost, upon filing with the Registrar of evidence satisfactory to it that the Note was destroyed, stolen or lost, and of the ownership thereof, and upon furnishing to the Registrar an appropriate bond or indemnity in form, substance and amount satisfactory to it and as provided by law, in which both the City and the Registrar must be named as obligees. Any Note so surrendered to the Registrar will be canceled by the Registrar and evidence of such cancellation must be given to the City. If the mutilated, destroyed, stolen or lost Note has already matured or been called for redemption in accordance with its terms it is not necessary to issue a new Note prior to payment.

Adopted.

Comm Dev - Your Committee recommends that exclusive development rights be granted to Tim Springer Properties LLC for up to twelve months to formulate and begin implementation of a redevelopment plan of the property located at 2822 – 15th Ave S.

Adopted. Yeas, 12; Nays, 1 as follows:

Yeas - Hodges, Samuels, Reich, Hofstede, Schiff, Lilligren, Colvin Roy, Tuthill, Quincy, Glidden, Goodman, Johnson.

Nays - Gordon.

Comm Dev - Your Committee, having under consideration the applications for 2012 Hennepin County Transit-Oriented Development (TOD) Program grant funding, now recommends passage of the accompanying resolution granting multi-jurisdictional program approval for the submission of TOD Program grant applications for projects within the City of Minneapolis, and authorizing the proper City officers to execute cooperative agreements for the County funded projects.

Goodman moved to substitute the following for the original report and accompanying resolution. Seconded.

Adopted by unanimous consent.

Comm Dev - Your Committee, having under consideration the applications for 2012 Hennepin County Transit-Oriented Development (TOD) Program grant funding, now recommends passage of the accompanying resolution granting multi-jurisdictional program approval for the submission of TOD Program grant applications for the following projects within the City of Minneapolis as ranked in priority order, and authorizing the proper City officers to execute cooperative agreements for the County funded projects:

1. Prospect Park Station Boeser Site, The Cornerstone Group
2. 800 Washington Ave South (fka Liner Parcel), Artspace Projects
3. 520 2nd Street SE, Second Street Holdings, LLC
4. The Mendoza, Randy Hobbs, Terry McNellis & Michael Swenson
5. West Broadway Curve, CommonBond Communities
6. South Quarter Phase IV, Aeon

Adopted.

Resolution 2012R-177, granting multi-jurisdictional program approval for the submission of Hennepin County Transit-Oriented Development Program grant applications for projects within the City of Minneapolis, and authorizing the proper City officers to execute cooperative agreements for the County-funded 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-177
By Goodman

Approving funding of various transit-oriented development projects.

Whereas, Hennepin County has established a transit-oriented development loan/grant program (TOD Program) which it intends to undertake as a multi-jurisdictional reinvestment program under Minnesota Statutes, section 383B.79, and housing or redevelopment project under Minnesota Statutes, section 383B.77; and

Whereas, seven applications were submitted to the Hennepin County Housing and Redevelopment Authority (HRA) for projects located within the City of Minneapolis (City) in response to the 2012 TOD Program solicitation; and

Whereas, Hennepin County has requested that the City approve the seven projects located in the City prior to consideration for funding under the 2012 TOD Program; and

Whereas, City approval is necessary in order to satisfy the requirements of a multijurisdictional reinvestment program and authorize Hennepin County or the Hennepin County HRA to undertake project activities within the jurisdiction of the City;

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

That pursuant to Minnesota Statutes, sections 383B.77 and 383B.79, the City supports the transit-oriented development loan/grant application submitted to the Hennepin County HRA for the following projects, in ranked order:

1. The Cornerstone Group for the Prospect Park Station Boeser Site project at 2901 4th St SE;
2. Artspace Projects, Inc. for a project at 800 Washington Ave S;
3. Second Street Holdings, LLC for a project at 520 2nd St SE;
4. Randy Hobbs, Terry McNellis and Michael Swenson for The Mendoza project at 600 5th St N;
5. CommonBond Communities for the West Broadway Curve project at 1926-2022 W Broadway Ave;
6. Aeon for the South Quarter Phase IV project at the northwest corner of Franklin and Portland Aves.

Be It Further Resolved that the appropriate City staff may execute one or more cooperative agreements authorizing Hennepin County or the Hennepin County HRA to undertake the foregoing multijurisdictional reinvestment program projects in Minneapolis.

Be It Further Resolved that nothing in this resolution shall create a pecuniary obligation of the City to assist any of the foregoing projects nor shall the City be in any way responsible for any financing obligation or agreement of Hennepin County or the Hennepin County HRA with respect to their provision of financial assistance such projects.

Be It Further Resolved that the support expressed herein extends only to the powers of Hennepin County or the Hennepin County HRA with respect to the financial assistance the County or the HRA proposes to provide to the respective projects and the City shall retain all other powers and jurisdiction over matters relating to the City and the projects.

Adopted.

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

Comm Dev & W&M/Budget – Your Committee, having under consideration the City's application to the U.S. Department of Housing and Urban Development (HUD) for 2012 Community Development Block Grant, Home Investment Partnerships, Emergency Solutions Grant and Housing Opportunities for Persons with AIDS funding and 2011 Consolidated Plan Amendment #2 relating to a second 2011 allocation of ESG funding, now recommends approval of the 2012 Consolidated Plan and 2011 Consolidated Plan Amendment #2 as reflected by public comment draft of 3/16/2012.

Further, that the proper City officers are directed as follows:

a) To submit the 2012 Consolidated Plan which includes the 2nd amendment to the 2011 Consolidated Plan and updates the Five-Year Strategy 2010-14 to HUD on 4/17/2012;

b) Receive and file public comments received through comment period of 3/16-4/14/2012, and to record comments in the 2012 Consolidated Plan;

c) Execution and/or amend contracts to carry out the intent of the 2012 Consolidated Plan program allocations, as further detailed in the 2012 adopted Budget Book Schedule 4 CDBG Program and expressed in Table 3 contained in the 2012 Consolidated Plan to include CDBG, HOME, ESG and HOPWA entitlement grants;

d) Enter into any necessary grant agreements with HUD to receive FY 2012 Consolidated Plan funding and FY 2011 ESG funding;

e) Report back with a draft no net loss policy focused specifically for downtown Minneapolis.

Adopted.

Comm Dev & W&M/Budget - Your Committee recommends that the proper City officers be authorized to execute a contract amendment with Conurbation LLC, to provide owner's representative services for Peavey Plaza, not to exceed an additional $75,000, which will be reimbursed from private fundraising. Further, that an allocation of an additional $45,000 to Peavey Plaza from the existing 2012 Preliminary Planning Fund unallocated appropriation be approved, which will be reimbursed from private fundraising.

Adopted.

Comm Dev & W&M/Budget - Your Committee recommends that the proper City officers be authorized to accept a grant award from the Otto Bremer Foundation in the amount of $100,000 to support the STEP-UP summer youth jobs program. Further, passage of the accompanying resolution increasing the Department of Community Planning & Economic Development appropriation to reflect the receipt of said grant funds.

Adopted.

RESOLUTION 2012R-178
By Goodman 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 by increasing the appropriation in the Department of Community Planning and Economic Development Agency in the Grants Other Fund (01600-8900610) by $100,000 and increasing the revenue budget (01600-8900610-372001) by $100,000.

Adopted.

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

PSC&H & W&M/Budget – Your Committee recommends passage of the accompanying resolution approving donations of dog and cat supplies for the care of animals at Minneapolis Animal Care and Control.

Adopted.

Resolution 2012R-179, approving donations of dog and cat supplies for the care of animals at Minneapolis Animal Care & Control, 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-179
By Samuels

Approving donations of dog and cat supplies for the care of animals at Minneapolis Animal Care & Control.

Whereas**,** the City of Minneapolis is generally authorized to accept donations of real and personal property pursuant to Minnesota Statutes Section 465.03 for the benefit of its citizens, and is specifically authorized to accept gifts and bequests for the benefit of recreational services pursuant to Minnesota Statutes Section 471.17; and

Whereas**,** the following persons and entities have offered to contribute the gifts set forth below to the city:

Laura Westgate 4 bags Royal Canin puppy food (13 lb each), 6 bags Royal Canin puppy food (3.5 lb each), 5 bags Royal Canin Cat food (6 lb) and 1 bag Royal Canin Diabetic cat food (5 lb), 1 bag Royal Canin urinary dog food (16.5 lb), 1 bag Royal Canin digest/oteo puppy food (30 lb), 5 bags Royal Canin Kitten growth food (3 lb), 26 cans Royal Canin Veterinary diet adult dog food (13.6 oz), 33 cans Royal Canin Veterinary diet puppy food (13.6 oz), 30 cans Royal Canin Kitten growth can food (6 oz), and 7 cans Royal Canin cat food (6 oz)

Remington Edwards 1 bag Rawhides dog chews (6 lb)

Jill Lubac 3 bags King Voltaire dog treats (6 oz), 1 bag Milo's Kitchen dog treats (3 oz), 2 bags Mike Bones soft dog snacks(5.6 oz), and 1 box Milk Bones dog snacks (1 lb 6 oz)

Dianne Stadherr 3 homemade fleece blankets

Kim Herron 4 coupons good for $5 off a meal at Old Chicago

Staff at Solid Gold 1 bag Turkey Jerky dog treats (10 oz)

Mary Wick 5 ties and 8 scarves for use with pet photography (adoption photos) and 2 bags Shep dog treats (5.6 oz)

Anonymous 1 bag puppy pads, 2 animal care water dispensers, 4 dog coats/sweaters, and 1 Pet Paw manicure set

Laurie Balzer 1 bag Chef Michael dog food (1 lb 8 oz), Purina Dog Chow dog food (8.8 lb), Purina Kitten Chow (3.5 lb)

Amy Angrimson 2 dog treat pouches (8 oz)

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

Whereas**,** all such donations have been contributed to assist the city in providing Animal Care and meeting our goals of Responsible Pet Ownership, as allowed by law; and

Whereas**,** the City Council finds that it is appropriate to accept the donations offered;

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

That the donations described above are accepted and shall be used for the animals cared for at Minneapolis Animal Care and Control.
Adopted.

PSC&H & W&M/Budget – Your Committee recommends that the proper City officers be authorized to amend contracts with the following community partner agencies to increase the amounts and extend the termination date to August 31, 2012, for Healthy Homes services including assessments and supplies distribution:

Sustainable Resources Center, Inc. (#27850)	$195,000
ClearCorps USA, Inc., (#27843)	$175,000
Southeast Asian Community Council, Inc. (#27826)	5,000.

Adopted.

PSC&H & W&M/Budget – Your Committee recommends that the proper City officers be authorized to execute a no cost amendment to the agreement with NextGen Health Care Information Systems, Inc., (#351112) to modify the calculation of the provider licenses portion of the agreement related to increasing the number of allowable part-time users of their electronic health record and practice management systems.
Adopted.
Approved by Mayor Rybak 4/13/2012.
(Published 4/17/2012)

PSC&H & W&M/Budget – Your Committee recommends that the proper City officers of the Fire Department be authorized to submit an application for a FY2011 federal Fire Prevention and Safety Grant requiring a match of nonfederal funds equal to twenty percent of the total proposed project cost for the following components:

1) 50 iPad 3 with FireHouse Inspector software	$68,560
2) 2,000 Smoke Detectors (battery operated)	$28,860
3) 10,000 + Fire Prevention pamphlets	$10,000;

for a total grant request of $107,420 with a Fire Department match of $21,484.
Adopted.

PSC&H & W&M/Budget – Your Committee, having under consideration the Coverdell Forensic Science Improvement Program, now recommends that the proper City officers be authorized to accept $46,390 and execute a contract with the Minnesota Department of Public Safety, Office of Justice Programs, to provide funds for the purchase of Crime Laboratory equipment and supplies (both new and updates/replacements), for training, and for the annual costs associated with ASCLD/LAB accreditation. Further, passage of the accompanying resolution appropriating $46,390 to the Police Department.
Adopted.

Resolution 2012R-180, amending The 2012 General Appropriation Resolution in the Police Department Agency, in the Grant – Federal Fund, 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-180
By Samuels 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 by increasing the appropriation for the Police Department Agency in the Grants – Federal Fund (01300-4003300) by $46,390 and increasing the Revenue Estimate (01300-4003300-321010) by $46,390.
Adopted.

The REGULATORY, ENERGY & ENVIRONMENT Committee submitted the following reports:
RE&E - Your Committee recommends passage of the accompanying resolution granting Liquor and Wine Licenses to the following businesses:
a) Cowboy Jacks, 126 5th St N
b) Uncle Moe's Deli & Drafts, 1501 University Ave SE.
Adopted.
Approved by Mayor Rybak 4/13/2012.
(Published 4/17/2012)

Resolution 2012R-181, granting applications for Liquor and Wine 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-181
By Glidden

Granting Liquor and Wine Licenses.

Resolved by The City Council of The City of Minneapolis:
That the following applications for 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 April 1, 2013
The After Midnight Group VII LLC, dba Cowboy Jacks, 126 5th St N (new business)
On-Sale Wine Class E with Strong Beer, to expire April 1, 2013
Moe's Dinkytown LLC, dba Uncle Moe's Deli & Drafts, 1501 University Ave SE (new business).
Adopted.
Approved by Mayor Rybak 4/13/2012.

RE&E - Your Committee recommends passage of the accompanying resolution granting the application of Stinson Wine & Spirits, 2315 18th Ave NE, for an Off-Sale Liquor License, subject to conditions.
Adopted.
Approved by Mayor Rybak 4/13/2012.
(Published 4/17/2012)

Resolution 2012R-182, granting the application of Stinson Wine & Spirits, 2315 18th Ave NE, for an Off-Sale Liquor 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-182
By Glidden

Granting the application of Stinson Wine & Spirits, 2315 18th Ave NE, for an Off-Sale Liquor License, subject to conditions.

Resolved by The City Council of The City of Minneapolis:

That it grants the application submitted by Stinson Wine, Beer & Spirits LLC, dba Stinson Wine & Spirits, 2315 18th Ave NE, for an Off-Sale Liquor License
(new business) to expire April 1, 2013, subject to the following conditions:

1. Stinson Wine & Spirits shall not allow sales of alcoholic beverages in containers of 100 milliliters or less.
2. Stinson Wine & Spirits shall not allow sales of individual containers of alcoholic beverages less than $3.
3. Stinson Wine & Spirits shall not allow sales of alcoholic beverages in growlers or refilling of growlers.
4. Stinson Wine & Spirits shall not allow sales of 40 ounce beers.
5. Stinson Wine & Spirits shall only be open to the public from 9:00 a.m. to 9:00 p.m. Monday through Thursday and from 9:00 a.m. to 10:00 p.m. Friday and Saturday.
6. Stinson Wine & Spirits shall not allow sales of lottery tickets.
7. Stinson Wine & Spirits will submit a final merchandising plan to Planning staff for review and approval. No shelving, signage, merchandise, newspaper racks or other mechanisms shall be placed in front of the required ground level transparent windows.
8. Stinson Wine & Spirits shall comply with the specific development standards for a liquor store, off-sale, as defined by Chapter 536.20 of the Zoning Code.
9. Stinson Wine & Spirits shall comply with the window sign provision as stated in Chapter 543.480 of the Zoning Code.
10. Final inspection and compliance with all provisions of applicable codes and ordinances.

Adopted.

Approved by Mayor Rybak 4/13/2012.

RE&E - Your Committee recommends passage of the accompanying resolution granting the application of Bar Louie, 1348 Lagoon Ave, for an
On-Sale Liquor Class D with Sunday Sales License, subject to conditions.

Tuthill moved that the report be referred back to the Regulatory, Energy & Environment Committee. Seconded.

Lost upon a voice vote.

The report was adopted. Yeas, 11; Nays, 2 as follows:

Yeas – Hodges, Samuels, Gordon, Reich, Hofstede, Schiff, Lilligren, Colvin Roy, Quincy, Glidden, Goodman.

Nays – Tuthill, Johnson.

Resolution 2012R-183, granting the application of Bar Louie, 1348 Lagoon Ave, for an On-Sale Liquor Class D 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-183
By Glidden

Granting the application of Bar Louie, 1348 Lagoon Ave, for an On-Sale Liquor Class D with Sunday Sales License, subject to conditions.

Resolved by The City Council of The City of Minneapolis:

That it grants the application submitted by 1328 Uptown Inc, dba Bar Louie, 1348 Lagoon Ave, for an On-Sale Liquor Class D with Sunday Sales License (new business) to expire April 1, 2013, subject to the following conditions:

1. Food and beverage service for all customers on the outdoor patio Sunday through Tuesday shall cease at Midnight. Food and beverage service for all customers on the outdoor patio Wednesday through Saturday shall cease at 2:00 a.m. and all patrons shall be off the premises by 2:30 a.m.
2. Amplified music in the outdoor area shall cease no later than Midnight Sunday through Tuesday; and by 1:00 a.m. Wednesday through Saturday.
3. Bar Louie shall meet with a representative of the City of Minneapolis Environmental Management Division prior to operating the outdoor patio area to undergo a sound/noise mitigation evaluation to review strategies to determine and minimize unwanted sound emanating from the outdoor patio area.
4. Bar Louie shall implement reasonable strategies recommended by Environmental Management prior to operating the outdoor patio area to avoid potential violations of the City of Minneapolis noise ordinance and to minimize unwanted noise prior to opening the patio area for business; such strategies may include recommended hours of closure for windows and garage doors. Bar Louie must maintain compliance with City of Minneapolis Ordinance 389.60, relating to noise.
5. The outdoor patio area shall be enclosed by fencing or other barriers and Bar Louie shall direct, and take reasonable measures to ensure, all patrons enter the outdoor area through the existing restaurant doors.
6. Bar Louie shall maintain a security plan and exit strategy and employ a manager, an assistant manager, or supervisory-level employee at all times the business is open to the public.
7. The licensee will provide validated parking to its customers for the first hour of parking, in the MoZaic parking ramp, with a minimum food and/or beverage purchase of $12 at Bar Louie. The minimum purchase is subject to change.
8. Bar Louie shall post educational signs regarding excess noise and its impact on livability in the neighborhood.
9. Final inspection and compliance with all provisions of applicable codes and ordinances.

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

Yeas – Hodges, Samuels, Gordon, Reich, Hofstede, Schiff, Lilligren, Colvin Roy, Quincy, Glidden, Goodman.

Nays – Tuthill, Johnson.

RE&E - Your Committee recommends passage of the accompanying resolution granting the application of Pat's Tap, 3510 Nicollet Ave, for an
On-Sale Liquor Class C-2 with Sunday Sales License (expansion of premises), subject to conditions.

Adopted.

Resolution 2012R-184, granting the application of Pat's Tap, 3510 Nicollet Ave, for an On-Sale Liquor Class C-2 with Sunday Sales License (expansion of premises), 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-184
By Glidden

Granting the application of Pat's Tap, 3510 Nicollet Ave, for an On-Sale Liquor Class C-2 with Sunday Sales License (expansion of premises), subject to conditions.

Resolved by The City Council of The City of Minneapolis:

That it grants the application submitted by Uncle Pearle LLC, dba Pat's Tap, 3510 Nicollet Ave, for an On-Sale Liquor Class C-2 with Sunday Sales License (expansion of premises) to expire October 1, 2012, subject to the following conditions:

1. Food and beverage consumption in the outdoor patio area shall cease at 11:00 p.m. Sunday through Thursday and Midnight on Friday and Saturday. All seating shall be stacked and secured with

one-half hour after those times and signage with patio hours posted near the patio door entrance. Patrons shall be allowed to smoke in the outdoor patio area until the closing time of Pat's Tap.

2. Pat's Tap staff shall proactively monitor and control excessively loud patrons who may be disturbing nearby residences. There shall be no speakers or amplified sound in the outdoor patio area unless by special permit or license for such.

3. The outdoor patio area shall be enclosed by fencing and all patrons must enter and exit the outdoor area through the existing restaurant.

4. Patrons shall not occupy any area outside of the building except for the approved patio area. The side or rear portion of the lot will not be used by patrons unless by special permit or license for such use.

5. Patrons in the outside patio area shall not exceed 54 in number.

6. Doors and windows shall remain closed when amplified sound is being produced.

7. Pat's Tap shall maintain sound monitoring equipment and remain in compliance with Minneapolis Ordinance 389.60.

8. Pat's Tap shall maintain a security plan and exit strategy and employ a manager or an assistant manager on premises at all times the business is open to the public.

9. Pat's Tap shall post educational signs regarding excessive noise and its impact on livability in the neighborhood.

10. Smoking will not be permitted outside in the back of Pat's Tap by employees or patrons. Smoking will be permitted for employees on the driveway.

11. Final inspection and compliance with all provisions of applicable codes and ordinances.

Adopted.

RE&E - Your Committee recommends passage of the accompanying resolution approving amended Business License Operating Conditions relating to the On-Sale Liquor Class B with Sunday Sales License held by Famous Dave's BBQ & Blues, 3001 Hennepin Ave to allow the outdoor patio area to operate from 10:00 a.m. to 2:00 a.m. daily.

Adopted.

Resolution 2012R-185, approving amended Business License Operating Conditions relating to the On-Sale Liquor Class B with Sunday Sales License held by Famous Dave's BBQ & Blues, 3001 Hennepin Ave, 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-185
By Glidden

Approving amended Business License Operating Conditions relating to the On-Sale Liquor Class B with Sunday Sales License held by Famous Dave's BBQ & Blues, 3001 Hennepin Ave.

Resolved by The City Council of The City of Minneapolis:

That it approves the following amended Business License Operating Conditions relating to the On-Sale Liquor Class B with Sunday Sales License held by Famous Dave's BBQ & Blues, 3001 Hennepin Ave:

1. Famous Dave's staff shall proactively monitor and control excessively loud patrons who may be disturbing nearby residences. There shall be no speakers or amplified sound in the outdoor area. Famous Dave's will comply with Minneapolis Ordinance 389.60 as well as all sound limitations included within their lease agreements with Calhoun Square.

2. Patrons in the outside area shall not exceed the approved number of seats, currently set at 40 seats for 10 tables.

3. The outdoor area shall be enclosed by stanchions connected by a rope or equivalent method and shall not exceed 47 feet 8 inches in length and 14 feet 6 inches in width. All patrons must enter and exit the outdoor area through the existing restaurant.

4. Famous Dave's shall post educational signs regarding excessive noise and its impact on livability in the neighborhood.

5. Famous Dave's will pursue permission to install sound mitigation devices and/or plantings through Calhoun Square management and the applicable City of Minneapolis departments.
Adopted.

RE&E - Your Committee recommends passage of the accompanying resolution approving Business License Operating Conditions relating to the Motor Vehicle Repair Garage License held by Armindo's Auto Body Shop, 2929 University Ave SE, Stall #B-1.
Adopted.

Resolution 2012R-186, approving Business License Operating Conditions relating to the Motor Vehicle Repair Garage License held by Armindo's Auto Body Shop, 2929 University Ave SE, Stall #B-1, 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-186
By Glidden

Approving Business License Operating Conditions relating to the Motor Vehicle Repair Garage License held by Armindo's Auto Body Shop, 2929 University Ave SE, Stall #B-1.

Resolved by The City Council of The City of Minneapolis:
That it approves the following Business License Operating Conditions relating to the Motor Vehicle Repair Garage License held by Armindo's Auto Body Shop, 2929 University Ave SE, Stall #B-1:
1. The business will maintain a placard system to control the number of vehicles maintained by the business at any one time. The total number of placards is detailed in the lease. Placards will be placed on all vehicles parked outside of the enclosed service garage.
2. The business will not store inoperable vehicles or any vehicle parts outside of the enclosed service garage.
3. The business will ensure all owners and employees wear name tags that will include the name of the company and the garage stall designator assigned to that business.
4. The business will adhere to Minneapolis Code of Ordinances 317.160 (e) that states the use of the City right-of-way to park, store, or repair customer motor vehicles is cause for adverse license action.
Adopted.

RE&E - Your Committee recommends passage of the accompanying resolution approving Business License Operating Conditions relating to the Grocery License held by Northside Food Market, 3559 Lyndale Ave N.
Adopted.

Resolution 2012R-187, approving Business License Operating Conditions relating to the Grocery License held by Northside Food Market, 3559 Lyndale Ave N, 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-187
By Glidden

Approving Business License Operating Conditions relating to the Grocery License held by Northside Food Market, 3559 Lyndale Ave N.

Resolved by The City Council of The City of Minneapolis:
That it approves the following Business License Operating Conditions relating to the Grocery License held by Northside Food Market, 3559 Lyndale Ave N:

1. “No Trespassing” and “No Loitering” signs will be clearly posted on the exterior of the business. Staff will immediately ask people that are observed loitering anywhere on the premises to leave. If 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 agrees to actively address security concerns to include loitering, drug activity, and trespassing. The business will develop a written policy for trespassing complete with pictures of trespassed people, and this policy will be submitted at the time of signing.

3. The business agrees to submit a drawing and/or photos of the interior and exterior of the premises with details of:

Security improvements (CPTED recommendations);

Where all “No Trespassing” and “No Loitering” signs are located;

Beautification efforts to include painting, potted plants (with consideration of bolting down so they cannot be picked up and thrown), hanging plants, etc;

Exterior lighting conditions.

A detailed drawing and/or photos will be submitted at the time of signing.

4. The business agrees to participate with their Neighborhood Association and attend meetings as required by the Board.

5. The business agrees to provide and utilize uniforms (i.e. black polo shirt/khaki pants) for all employees. These uniforms must be worn in a professional manner during all hours open to the public. Description and photo of uniforms will be provided at the time of signing.

6. The business understands that any vehicle that parks on their business property and the occupants are not making a purchase shall be trespassed. No auto repair of any kind will occur on the property.

7. The business agrees not to sell single cigars also known as blunts.

8. The business agrees not to sell goods commonly used by drug users and drug dealers. These include bongs, glass pipes (sometimes with roses inside), Brillo Pads or Chore Boy products, 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.

9. The business will have a minimum of two employees working from 4:00 p.m. until 10:00 p.m. September through May and from 1:00 p.m. until 10:00 p.m. June through August. At least one employee will be devoted to providing service to the exterior premises of the business to include at least litter collection and providing security.

10. The business agrees to conduct criminal background checks on all employees and managers. Any employee or manager determined to have a criminal history relating to controlled substances, forgery, or stolen goods shall not be employed if the conviction/sentence has not been served as determined by the criteria set forth in Minnesota Statute 364.03. These background checks are to be retained in a file and readily available at request.

11. The business agrees to remove all litter and debris within 100 feet of the property line four times per day. The business shall maintain a log of when litter/trash is monitored for pickup, and the log shall list date and times of monitoring.

12. All windows will be free of signs and other items that block the view in and out in accordance with Section 543.480 of the Minneapolis Code of Ordinances.

13. The owner shall comply with the Surveillance Camera Ordinance, Section 259.230 of the Minneapolis Code of Ordinances. In addition, the owner agrees to install camera coverage for the exterior premises as determined by the Director of Licenses & Consumer Services.

14. The business will stock a variety of common staple food items according to the Staple Food Requirements of Section 203.20 (c) of the Minneapolis Code of Ordinances. Food items shall be removed from stock when the printed shelf life date has expired.

15. The owner will close all access to the rear parking lot when the business is closed to the public. The closure device may be a gate or other device equipped with sufficient reflective material so as to be clearly marked.

16. No fence material over 36 inches in height may be installed along the western property line between the dumpster enclosure and 36th Ave N so as to provide clear sight lines for persons exiting the alley.

Adopted.

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

Adopted.

Resolution 2012R-188, granting applications for Liquor, Wine and Beer 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-188
By Glidden

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 (Petn No 275598):

Off-Sale Liquor, to expire April 1, 2013

William Frothinger, dba Bottle House, 150 2nd Ave S

D'Amico Catering LLC, dba D'Amico Catering at the Atrium, 275 Market St, Suite C25

John Wolf Enterprises Inc, dba Chicago Lake Liquor Store, 825 E Lake St

Old Arizona Studios Inc, dba Old Arizona Studios, 2821 Nicollet Ave

MGM Wine & Spirits Inc, dba MGM Wine & Spirits, 3058 Excelsior Blvd

Allen & Allen LLC, dba Falls Liquor, 4604 Minnehaha Ave

South Lyndale Liquors Inc, dba South Lyndale Liquors, 5300 Lyndale Ave S

Off-Sale Liquor, to expire October 1, 2012

Zipp's Liquor Store Inc, dba Zipp's Liquor, 2618 E Franklin Ave

On-Sale Liquor Class A with Sunday Sales, to expire April 1, 2013

William's Uptown Pub & Peanut, dba William's Uptown Pub & Peanut Bar, 2911 Hennepin Ave (internal transfer of shares)

Rooftop Inc, dba Macy's at Downtown Minneapolis Store, 700 Nicollet Mall, 12th floor

80 So 8th St Hotel Operations Inc, dba Marquette Hotel, 710 Marquette Ave

Bryant Lake Restaurants Inc, dba Bryant Lake Bowl, 810 W Lake St

Into The Mystic Production Inc, dba Brave New Workshop, 824 Hennepin Ave

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

View Restaurant & Lounge LLC, dba Urban Eatery, 2730 W Lake St, 1st floor

Brinda-Heilicher of Minneapolis Inc, dba Williams Uptown Pub & Peanut Bar, 2911 Hennepin Ave

Minikahda Club, dba Minikahda Club, 3205 Excelsior Blvd

On-Sale Liquor Class B with Sunday Sales, to expire April 1, 2013

Prom Management Group Inc, dba Prom Catering, 3300 Central Ave NE (new manager)

P J Hafiz Club Management Inc, dba Sneaky Pete's Bar & Grill, 14 5th St N

Hei Minneapolis LLC, dba Westin Minneapolis, 88 S 6th St

Russel-Harris Enterprises, Inc, dba Annies Kitty Cat Klub, 313 14th Ave SE

The Appian Way Company LLC, dba Twisted Fork & Crooked Pint, 501 Washington Ave S

Crave Restaurant LLC, dba Crave, 825 Hennepin Ave #222

T K K Inc, dba Knight Cap, 1500 4th St NE

C & H Inc, dba U Garden Restaurant, 2725 University Ave SE

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

Prom Management Group Inc, dba Prom Catering, 3300 Central Ave NE

On-Sale Liquor Class C-1 with Sunday Sales, to expire April 1, 2013

Fransen Inc, dba Glueks Restaurant, 16 6th St N

Smith Entertainment Inc, dba Nomad World Pub, 501 Cedar Ave S

Market Bar-B-Que Inc, dba Market BBQ, 1414 Nicollet Ave

B B & D Inc, dba Leaning Tower of Pizza, 2324 Lyndale Ave S

On-Sale Liquor Class C-1 with Sunday Sales, to expire April 21, 2012

Harriet Brewing Company LLC, dba Harriet Brewing, 3036 Minnehaha Ave (April 21, 2012, 2:00 p.m. to 11:00 p.m., Harriet Brewing, 3036 Minnehaha Ave)

On-Sale Liquor Class C-2 with Sunday Sales, to expire April 1, 2013

Vic's Restaurant, dba Vic's Restaurant, 201 Main St SE (internal transfer of shares)

Brinda-Heiliher Riverfront Inc, dba Vics Restaurant, 201 Main St SE

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

Pracna on Main, dba Pracna on Main, 117 Main St SE (internal transfer of shares)

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

Pizza Luce Inc, dba Pizza Luce, 119 4th St N

Dan Kelly's Corporation, dba Dan Kelly's Bar & Grill, 212 S 7th St

Brinda Investments Inc, dba Tugg's on the River, 219 Main St SE

Spoonriver Ltd, dba Spoonriver, 750 S 2nd St, #100

Rosvold Enterprises Inc, dba Campus Pizza, 825 Washington Ave SE

Lafayette Cafe LLC, dba Vincent, 1100 Nicollet Mall

Somsap Enterprises, dba Tum Rup Thai, 1221 W Lake St

Uptown Drink LLC, dba Uptown Tavern & Rooftop, 1400 Lagoon Ave

Victoria Enterprises Inc, dba Amore Victoria, 1601 W Lake St

NE Palace, Inc, dba NE Palace, 2500 4th St NE

Peninsula Malaysian Cuisine LLC, dba Peninsula Malaysian Cuisine, 2608 Nicollet Ave

HJH Inc, dba Roat Osha, 2650 Hennepin Ave

Muddy Waters LLC, dba Muddy Waters, 2933 Lyndale Ave S

Temporary On-Sale Liquor

Longfellow Business Association, dba Longfellow Business Association, 3820 E Lake St (April 21, 2012, 10:30 a.m. to 7:00 p.m. celebrating Independent Record Store Day)

Huge Improv Theater, dba Huge Improv Theater, 296 Norman Ridge Dr, Bloomington (July 14, 2012, 1:00 p.m. to 8:00 p.m., Lot C Star Tribune)

Liquor Catering Services, to expire August 1, 2012

Acapulco of Stillwater Inc, dba Acapulco Mexican Restaurant, 1240 Frontage Rd, Stillwater (new business)

On-Sale Wine Class A with Strong Beer, to expire April 1, 2013

Cedar Cultural Center Inc, dba Cedar Cultural Centre, 416 Cedar Ave S (no food requirement)

Crave Hospitality MOA LLC, dba Crave, 528 Hennepin Ave

Illusion Theater & School Inc, dba Illusion Theater, 528 Hennepin Ave (no food requirement)

Augsburg College, dba Augsburg College, 2211 Riverside Ave

Brave New Institute, dba Brave New Workshop, 2605 Hennepin Ave (no food requirement)

The Jungle Theater, dba Jungle Theater, 2951 Lyndale Ave S (no food requirement)

Tag Line Productions Inc, dba Comedy Sportz, 3001 Hennepin Ave

Huge Improv Theater, dba Huge Improv Theater, 3037 Lyndale Ave S

On-Sale Wine Class C-1 with Strong Beer, to expire April 1, 2013

Brasa Rotisserie LLC, dba Brasa Rotisserie, 600 E Hennepin Ave

On-Sale Wine Class C-2 with Strong Beer, to expire April 1, 2013

Wagner Brothers LLC, dba North East Social Club, 359 13th Ave NE

On-Sale Wine Class D with Strong Beer, to expire April 1, 2013

The Lowry Cafe Inc, dba The Lowry Cafe, 2207 Lowry Ave N

Chatterbox Enterprises, dba Chatterbox Pub, 2229 E 35th St

What Rob Wants Inc, dba Chris & Robs Chicagos Taste Authority, 3101 E 42nd St

Blackbird Inc, dba Blackbird Cafe, 3800 Nicollet Ave

El Norteno Market & Deli, dba El Norteno Market & Deli, 4000 E Lake St

France 44 Foods Inc, dba France 44 Cheese Shop, 4351 France Ave S, #B

Chatterbox Enterprises Inc, dba Chatterbox Pub, 4501 France Ave S

La Chaya Inc, dba La Chaya Bistro, 4537 Nicollet Ave

S&D Partners LLC, dba Tangletowns Wise Acre Eatery, 5401 Nicollet Ave

On-Sale Wine Class E with Strong Beer, to expire April 1, 2013

Hibachi Buffet Inc, dba Hibachi Buffet, 111 E Lake St

Los Andes Restaurant LLC, dba Los Andes Restaurant, 317 W Lake St

Alma Tierra Inc, dba Alma, 528 University Ave SE

Bella Italia Restaurant Group LLC, dba Risotto, 610 W Lake St
The Noodle Shop Co – Minnesota, Inc, dba Noodles & Company, 616 Washington Ave SE
Punch Neapolitan Pizza, dba Punch Neapolitan Pizza, 802 Washington Ave SE
Kitchen Holdings LLC, dba Kitchen in the Market, 920 E Lake St, #106
Davanni's Inc, dba Davanni's Pizza & Hot Hoagies, 1242 Hennepin Ave
Shuang Cheng Inc, dba Shuang Cheng Restaurant, 1320 4th St SE
Yellow Lantern LLC, dba Tony's Diner, 1327 4th St SE
Asian Pan Inc, dba Pagoda, 1417 4th St SE
Foodcrafters LLC, dba Victory 44, 2203 44th Ave N
D'Amico & Sons LLC, dba D'Amico & Sons, 2210 Hennepin Ave
Pierre's Bistro Inc, dba Pierre's Bistro, 2221 W 50th St
Sen Yai Sen Lek LLC, dba Sen Yai Sen Lek, 2424 Central Ave NE
Caravelle Restaurant Inc, dba Caravelle-Pho 79 Restaurant, 2529 Nicollet Ave
Lowry Hills Cafes Inc, dba French Meadow Bakers and Cafe, 2610 Lyndale Ave S
True Thai Restaurant Ltd, dba True Thai Restaurant, 2627 E Franklin Ave
Quang Oriental Pastry & Deli Inc, dba Quang Restaurant, 2719 Nicollet Ave
Katar River Restaurant & Bakery LLC, dba Katar River Restaurant & Bakery, 2751 Minnehaha Ave
KNR Inc, dba Naviyas, 2812 W 43rd St
Nguyen-Vu Family Corp Inc, dba Saigon Uptown Restaurant, 3035 Lyndale Ave S
The Noodle Shop Co – Minnesota Inc, dba Noodles & Company, 3040 Excelsior Blvd
My Burger Operations LLC, dba My Burger, 3100 Excelsior Blvd
Civitali Restaurant Corp, dba Punch Neapolitan Pizza, 3226 W Lake St
Niki Mu Inc, dba Victors 1959 Cafe, 3756 Grand Ave S
Lowbrow Inc, dba Lowbrow, 4244 Nicollet Ave
Parkway Pizza Inc, dba Parkway Pizza, 4457 42nd Ave S
Sunstreet Breads Inc, dba Sun Street Breads, 4600 Nicollet Ave
Crystal Garden Inc, dba Crystal Garden, 4711 Hiawatha Ave
Turtle Bread Company, dba Restaurant Levain-Pizza Biga, 4762 Chicago Ave
Sea Salt Eatery LLP, dba Sea Salt Eatery, 4801 Minnehaha Ave
Town Hall Tap LLC, dba Town Hall Tap, 4810 Chicago Ave
Hot Plate LLC, dba Hot Plate, 5204 Bloomington Ave
Neighborhood Food LLC, dba Prima Pasta Salads Panini, 5325 Lyndale Ave S
Haralamos Best Steak Inc, dba Best Steak House, 5455 Nicollet Ave
Food Services Inc, dba 5-8 Club, 5800 Cedar Ave S

Off-Sale Beer, to expire April 1, 2013

Diamond Lake Inc, dba Sullivan's Super Valu, 30 W Lake St
Lunds Inc, dba Lunds Pharmacy, 55 University Ave SE
961 Group Inc, dba Winner On 46, 400 E 46th St
Laurel B Enterprises Inc, dba House of Hanson, 433 14th Ave SE
Rod Petroleum Inc, dba Broadway Winner, 626 W Broadway
A & R Fuel Inc, dba Lowry Handy Stop, 700 Lowry Ave NE
Diamond Lake 1994 LLC, dba Cub Foods – Broadway, 701 W Broadway
Groceries on Harmon Inc, dba Groceries on Harmon, 1301 Harmon Pl
Cedar Petroleum Inc, dba Stop-N-Shop, 1700 E Lake St
Simona Inc, dba Joe's Market & Deli, 1828 Como Ave SE
Awaijane Assad E, dba B-Line Market, 1901 Fillmore St NE
Rod Petroleum Inc, dba Hark's Nicollet, 2401 Nicollet Ave
2606 Penn LLC, dba Penn Gas Stop, 2606 Penn Ave N
Lambert & Lambert Ent Inc, dba Metro Petro, 2700 University Ave SE
Jerry's Enterprises, Inc, dba Cub Foods-Lake Street, 2850 26th Ave S
A to Z Gas Stop Inc, dba Stop-N-Shop #1, 3050 1st Ave S
Latino Groceries Inc, dba Panamericano Market, 3408 Cedar Ave S
Kabalan Co, dba Pump and Munch, 4401 Nicollet Ave
Diamond Lake 1994 LLC, dba Cub Foods, 5937 Nicollet Ave
Kar Business Investments LLC, dba Crosstown Qwik N Serve BP, 6004 Penn Ave S

On-Sale Beer Class E, to expire April 1, 2013

Village Wok Restaurant Inc, dba Village Wok Restaurant, 610 Washington Ave SE

Davanni's Inc, dba Davanni's Pizza & Hot Hoagies, 1414 W Lake St
Kinhdo Plus Corporation, dba Kinhdo Restaurant, 2755 Hennepin Ave
Skylane Bowling Center Inc, dba Skylanes, 5019 34th Ave S
Temporary On-Sale Beer
Annunciation School, dba Annunciation School, 525 W 54th St (May 19, 2012, 6:30 p.m. to Midnight, Silent Auction).
Adopted.

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

Resolution 2012R-189, 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-189
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 April 13, 2012 be granted, subject to final inspection and compliance with all provisions of the applicable codes and ordinances (Petn No 275598):
Bowling Alley; Bowling, Pool & Billiard All Night Special; Dance Hall; Laundry; Place of Entertainment; Caterers; Confectionery; Food Market Distributor; Grocery; Indoor Food Cart; Institutional Food Service; Food Manufacturer; Food Market Manufacturer; Mobile Food Vendor; Drive In Food; Restaurant; Food Shelf; Seasonal Short Term Food; Sidewalk Cafe; Sidewalk Cart Food Vendor; Wholesale Sausage Manufacturer & Distributor; Heating, Air Conditioning & Ventilating Class B; Motor Vehicle Repair Garage; Commercial Parking Lot Class A; Plumber; Pool Table; Precious Metal Dealer; Public Market; Rental Halls; Residential Specialty Contractor; Sign Hanger; Solicitor – Company; Solicitor - Individual; Swimming Pool – Public; Taxicab Service Company; Taxicab Vehicle – Fuel Efficient; Taxicab Vehicle – Wheelchair Access; Taxicab Vehicle; Taxicab Vehicle Non-Transferable; Combined Trades; Tree Servicing; Valet Parking; Tobacco Dealer.
Adopted.

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

Resolution 2012R-190, granting applications for Gambling 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-190
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 275598):

Gambling Exempt

Twins Community Fund, dba Twins Community Fund, 1 Twins Way (Raffle April 14, 2012, Target Field)

Girl Scouts of Minnesota and Wisconsin River Valleys, dba Girl Scouts of Minnesota and Wisconsin River Valleys, 400 S Robert St, St. Paul (Raffle April 21, 2012, Minneapolis Convention Center)

North Memorial Foundation, dba North Memorial Foundation, 3300 Oakdale Ave N, Robbinsdale (Raffle April 21, 2012, Hilton Minneapolis)

Cheerful Givers, dba Cheerful Givers, 1287 Berry Ridge Rd, Eagan (Raffle April 28, 2012, Target Field)

One Yoga, dba One Yoga, 721 W 26th St (Raffle April 28, 2012, One Yoga)

Sabes JCC, dba Sabes JCC, 4330 Cedar Lake Rd (Raffle May 3, 2012, Aria at The June Lune)

Wamso-Minnesota Orchestra Volunteer Association, dba Wamso-Minnesota Orchestra Volunteer Association, 1111 Nicollet Mall (Raffle May 4, 2012, International Market Square) Kenwood Community School PTA, dba Kenwood Community School PTA, 2013 Penn Ave S (Raffle May 19, 2012, Kenwood Community School)

Arthritis Foundation Upper Midwest Region, dba Arthritis Foundation, 1876 W Minnehaha Ave, St. Paul (Raffle June 10, 2012, International Market Square)

The Aliveness Project, dba The Aliveness Project, 730 E 38th St (Pulltabs and Bingo June 23 & 24, 2012, Loring Park).

Adopted.

RE&E - Your Committee recommends passage of the accompanying resolution approving License Settlement Conference recommendations relating to the On-Sale Liquor Class B with Sunday Sales License held by Brothers,
430 1st Ave N.

Adopted.

Resolution 2012R-191, approving License Settlement Conference recommendations relating to the On-Sale Liquor Class B with Sunday Sales License held by Brothers, 430 1st Ave N, 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-191
By Glidden

Approving License Settlement Conference recommendations relating to the On-Sale Liquor Class B with Sunday Sales License held by Brothers,
430 1st Ave N.

Whereas, the Licenses & Consumer Services Division held a License Settlement Conference hearing on February 13, 2012 with the licensee; and

Whereas, the Regulatory, Energy & Environment Committee received Findings of Fact, Conclusions and Recommendations that concluded:

a) On two separate occasions within a period of less than 24 months, employees of Brothers sold alcohol to persons under the age of 21 in violation of the Minneapolis Code of Ordinances, State Statutes, and the established compliance check policy and procedures of the City of Minneapolis;

b) The licensee has paid the $500 administrative fine related to the first compliance check failure but has not yet paid the $1,000 fine related to the second compliance check failure;

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. Brothers agrees to conduct their own youth alcohol compliance checks on a quarterly basis and keep a record of the results for a period of one year.
2. Brothers will require all staff to attend alcohol server training at least annually.

3. Brothers agrees to schedule an officer from the Minneapolis Police License Investigative Division to provide alcohol server training to all staff.

4. Brothers agrees to review available technology hardware and software for identification scanning devices in order to determine its potential implementation.

5. Brothers agrees to pay a $1,500 sanction in lieu of suspension for failing a second youth alcohol compliance check. $1,000 of the sanction is stayed pending no further youth alcohol compliance check failures for a period of one year from the signing of this agreement; $500 shall be paid at the time of signing this agreement.

6. Brothers agrees to pay the $1,000 administrative fine related to the second stated compliance check failure at the time of signing this agreement.

Adopted.

RE&E - Your Committee recommends passage of the accompanying resolution approving License Settlement Conference recommendations relating to the On-Sale Liquor Class D with Sunday Sales License held by Jewel of India, 1427 Washington Ave S.

Adopted.

Resolution 2012R-192, approving License Settlement Conference recommendations relating to the On-Sale Liquor Class D with Sunday Sales License held by Jewel of India, 1427 Washington Ave S, 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-192
By Glidden

Approving License Settlement Conference recommendations relating to the On-Sale Liquor Class D with Sunday Sales License held by Jewel of India, 1427 Washington Ave S.

Whereas, the Licenses & Consumer Services Division held a License Settlement Conference hearing on November 29, 2011 with the licensee; and

Whereas, the Regulatory, Energy & Environment Committee received Findings of Fact, Conclusions and Recommendations that concluded the licensee failed to comply with Section 259.250 of the Minneapolis Code of Ordinances governing business license management responsibilities;

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. The establishment shall remain closed to the public until the following has been documented to have occurred by the Environmental Health Division:

a. A pest control company shall be hried and all signs of mice infestation must be eliminated.

b. The establishment shall be entirely cleaned, sanitized and degreased.

c. All holes and gaps leading to the outside shall be plugged.

d. Leaky pipes and any other rodent water sources shall be repaired.

2. A State Certified Food Manager or knowledgeable person in charge will be on-site at all times of operation.

3. The establishment will be subject to quarterly inspections followed by necessary re-inspections all at a cost of $100 per inspection in addition to any routine inspections with necessary re-inspections.

4. The establishment must be in compliance with the Food Code every day, especially with the following areas that have been problematic with this establishment in the past:

a. 2-102.11 The person in charge must adequately demonstrate knowledge of food borne disease prevention, time and temperature control for potentially hazardous foods, safe food handling procedures, cleaning and sanitization procedures, plumbing cross connection control, identification of critical points for required HACCP plans, and other areas as required by rule. MN Rule 4626.0030

b. 3-501.15 Cool potentially hazardous food by: 1. Placing the food in loosely covered shallow pans; 2. Separating the food into smaller or thinner portions; 3. Using rapid cooling equipment; 4. Food agitation in an ice bath; 5. Using containers that facilitate heat transfer; 6. Adding ice as an ingredient; 7. Other

effective methods to increase the rate of cooling and reduce the opportunity for pathogen growth. MN Rule 4626.0390

c. 3-501.16A Maintain all hot, potentially hazardous foods at 140 degrees F (60 degrees C) or above to prevent bacterial growth and/or toxin production except roast beef may be held at 130 degrees F (54 degrees C) if cooked in accordance with specified time and temperature. MN Rule 4626.0395

d. 3-501.17A Mark date of preparation on all refrigerated, ready-to-eat potentially hazardous food prepared in the food establishment and held for more than 24 hours. This will help ensure the food is consumed by the "Use-by" date, which is 7 days from the date of preparation, including the date of preparation. MN Rule 4626.0400

e. 4-601.11A Equipment food contact surfaces and utensils shall be clean to sight and touch. MN Rule 4626.0840

f. 4-601.11C Clean non-food contact surfaces of equipment and maintain free of accumulations of dust, dirt, food residue, and other debris. MN Rule 4626.0840

g. 6-201.11 Install and maintain in good repair floor, floor coverings, walls, wall coverings, and ceilings to be smooth and easily cleanable. MN Rule 4626.1335

h. 6-501.111ABD Provide control of insects, rodents, and other pests by routinely inspecting incoming food and supply shipments, routinely inspecting the premises for evidence of pests, and eliminating harborage conditions. MN Rule 4626.1565

i. 6-501.12A Clean and maintain clean all physical facilities. MN Rule 4626.1520

Adopted.

RE&E - Your Committee recommends passage of the accompanying resolution approving License Settlement Conference recommendations relating to the Taxicab Driver's License held by James Nels Huseby, 2419 Grand St NE.

Adopted.

Resolution 2012R-193, approving License Settlement Conference recommendations relating to the Taxicab Driver's License held by James Nels Huseby, 2419 Grand St NE, 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-193
By Glidden

Approving License Settlement Conference recommendations relating to the Taxicab Driver's License held by James Nels Huseby, 2419 Grand St NE.

Whereas, the Licenses & Consumer Services Division held a License Settlement Conference hearing on March 1, 2012 with the licensee; and

Whereas, the Regulatory, Energy & Environment Committee received Findings of Fact, Conclusions and Recommendations that concluded the licensee has continually violated the operating conditions of his business license of which he agreed to on April 28, 2009 and again on February 28, 2011;

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. The licensee, James Huseby, shall make no more than one phone call in a 24 hour period to any City of Minneapolis employee, department, or other representative. The licensee further agrees to comply with a previous request from elected officials to cease and desist calling them or their staff. All communication to elected officials from the licensee shall only be submitted through writing.

2. The licensee, James Huseby, voluntarily agrees to waive his right to a hearing before the Minneapolis City Council regarding this matter. James Huseby further agrees to voluntarily surrender his Minneapolis Taxi Driver's License to the City for a period of 12 month.

3. The licensee, James Huseby, may reapply for licensure after 12 months, provided that he continues to abide by the terms of his original agreement as outlined in Section 1 of these recommendations.

Adopted.

RE&E – Your Committee, having under consideration the application of Mesa Pizza Uptown LLC, dba Mesa Pizza Uptown, 1440 W Lake St, for an Extended Hours License to operate Thursday, Friday and Saturday from 6:00 a.m. to 3:00 a.m. to expire May 1, 2013, and a public hearing having been held thereon, now recommends that said license be denied.

Adopted.

RE&E – Your Committee, having under consideration the application of Miklin Enterprises Inc, dba Jimmy John's, 3001 Hennepin Ave, #102, for an Extended Hours License (new business) to operate Sunday through Wednesday from 10:00 a.m. to Midnight; Thursday from 10:00 a.m. to 2:00 a.m.; and Friday and Saturday from 6:00 a.m. to 3:00 a.m. to expire May 1, 2012, and a public hearing having been held thereon, now recommends that said license be granted, subject to final inspection and compliance with all provisions of applicable codes and ordinances.

Adopted.

Approved by Mayor Rybak 4/13/2012.

(Published 4/17/2012)

RE&E - Your Committee, having under consideration the Rental Dwelling License for the property located at 1218 E 26th St, 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 Housing Inspections to approve the reinstatement of said license to be held by Abukar Jimale.

Adopted.

RE&E - Your Committee, having under consideration the Rental Dwelling License held by Robert Serr - Gollywog Properties LLC for the property located at 3523 Oliver Ave N, and a hearing having been held before Administrative Hearing Officer Edward Backstrom who issued Findings of Fact, Conclusions and a Recommendation that the rental dwelling license be revoked, now recommends approval of the recommendation to revoke said license for failure to meet licensing standards pursuant to Section 244.1910 Subdivisions (3) and (11) of the Minneapolis Code of Ordinances, as more fully set forth in the Findings of Fact on file in the Office of the City Clerk as FOF-2012-15 which are hereby made a part of this report by reference.

Adopted.

RE&E - Your Committee, having under consideration the Rental Dwelling License held by Jacob Newby for the property located at 4043 Penn Ave N; and the licensee having been notified of the City's intent to revoke the license and not having filed an appeal, now recommends approval of the recommendation of the Director of Housing Inspections that said license be revoked for failure to meet licensing standards pursuant to Section 244.1910, Subdivision (11) of the Minneapolis Code of Ordinances, as more fully set forth in the Findings of Fact on file in the Office of the City Clerk as FOF-2012-16 which are hereby made a part of this report by reference.

Adopted.

RE&E - Your Committee, having under consideration the property located at 1655 Thomas Ave N, which has been determined by the Department of Regulatory Services to constitute a nuisance under the Minneapolis Code of Ordinances; and a Director's Order to Demolish the property having been issued to the property owner, which was subsequently appealed to the Nuisance Condition Process Review Panel, now recommends concurrence with the recommendation of the Panel that said Order be upheld and that the structure located at 1655 Thomas Ave N be demolished, in accordance with the Findings of Fact on file in the Office of the City Clerk as FOF-2011-17, which are hereby made a part of this report by reference.

Adopted.

The REGULATORY, ENERGY & ENVIRONMENT and WAYS & MEANS/BUDGET Committees submitted the following report:

RE&E & W&M/Budget - Your Committee recommends that the proper City officers be authorized to negotiate and execute a three-year contract, for an annual amount of up to $60,000, with Medtox

Laboratories for the purpose of analyzing environmental samples, specifically lead in dust, soil, paint chips and water, for the Healthy Homes/Lead Hazard Control Unit. Further, that said contract shall be extended for two one-year terms at the option of the City of Minneapolis.

Adopted.

The TRANSPORTATION & PUBLIC WORKS Committee submitted the following reports:

T&PW - Your Committee recommends that the proper City officers be authorized to enter into a contract with Kimley-Horn and Associates, Inc. in the amount of $489,635 for construction engineering services related to the Nicollet Ave Reconstruction Project. The amount is within the project budget and no additional appropriation is required.

Adopted.

T&PW - Your Committee recommends that the proper City officers be authorized to accept and record street easement deeds from Oak Station LLC and Metropolitan Council in order to provide sufficient area to meet Americans with Disabilities Act requirements in conjunction with the 46th St Light Rail Station.

Adopted.

T&PW - Your Committee recommends passage of the accompanying resolution requesting the Federal Aviation Administration (FAA) and the Metropolitan Airports Commission (MAC) to take actions to help alleviate noise pollution problems caused by increased departures from Runway 30R.

Adopted.

Resolution 2012R-194, requesting the Federal Aviation Administration (FAA) and the Metropolitan Airports Commission (MAC) to take actions to help alleviate noise pollution problems cause by increased departures from Runway 30R, 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-194
By Colvin Roy, Quincy, Glidden, Hodges, and Schiff

Requesting the Federal Aviation Administration (FAA) and the Metropolitan Airports Commission (MAC) to take actions to help alleviate noise pollution problems cause by increased departures from Runway 30R.

Whereas, the summer of 2011 saw an increase in flights and noise near Cedar Ave due to departures from the Minneapolis Saint Paul International Airport off of runway 30R; and

Whereas, the City of Minneapolis requested information from the Federal Aviation Administration (FAA); and

Whereas, the response from FAA indicated more flights off runway 30R due to 2010 changes in departures, as well as a change in the types of aircraft being used by the airlines causing flights to go over the neighborhoods at lower altitudes on more similar tracks and at shorter intervals;

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

That the City of Minneapolis requests that the FAA take the following actions to help alleviate noise pollution problems:

- Move the approximately 32 daily departure operations from a 360 degree heading to a 340 degree heading for those operations going to destinations such as Duluth, International Falls, Winnipeg, etc;
- Implement the use of three divergent headings (360 degrees, 340 degrees, 320 degrees) for north-bound departure operations off Runway 30R; and
- Continue adherence to the Runway Use System (RUS) at all times when traffic levels and prevailing winds allow.

Be It Further Resolved that the City of Minneapolis requests that the Metropolitan Airports Commission (MAC) send a letter to the FAA requesting implementation of the above operational measures as soon as possible.

Be It Further Resolved that the City of Minneapolis requests MAC staff to conduct an analysis of Noise Abatement Departure Procedure (NADP) on runway 30R and runway 30L and report the effects of each NADP procedure at the next Noise Oversight Committee meeting.

Adopted.

T&PW - Your Committee, having under consideration the Penn Ave S Street Reconstruction Project, from MN-62 (Crosstown) to 50th St W, now recommends:

a) Approval of the project layout, as set forth in Petn No 275604; and

b) That the proper City officers be authorized to negotiate with private property owners to execute easements and additional right-of-way to accommodate the project, if necessary.

Adopted.

T&PW - Your Committee recommends passage of the accompanying resolution designating the locations and streets to be improved in the 2012 Street Resurfacing Program, Armatage Area Street Resurfacing Project, Special Improvement of Existing Street No 5229.

Adopted.

Resolution 2012R-195, designating the locations and streets to be improved in the Armatage Area Street Resurfacing Project No 5229, 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-195
By Colvin Roy

2012 STREET RESURFACING PROGRAM
ARMATAGE AREA STREET RESURFACING PROJECT
SPECIAL IMPROVEMENT OF EXISTING STREET NO 5229

Designating the improvement of certain existing streets in the 2012 Street Resurfacing Program at the locations described hereinafter.

Resolved by The City Council of The City of Minneapolis:

That the following existing streets within the City of Minneapolis are hereby designated to be improved, pursuant to the provisions of Chapter 10, Section 8 of the Minneapolis City Charter, by asphalt mill and overlay and including other street resurfacing related improvements as needed:

55th, 56th and 58th Sts W from Xerxes Ave S to Penn Ave S;
57th St W from Xerxes Ave S to Russell Ave S;
Robbins St from Vincent Ave S to Cumberland Rd;
Washburn, Vincent, and Upton Aves S from 54th St W to 58th St W;
Thomas Ave S from 55th St W to 58th St W;
Sheridan Ave S from 55th St W to 58th St W;
Cumberland Rd from 54th St W to 55th St W;
Richmond Curve from Queen Ave S to 56th St W;
Russell Ave S from 57th St W to 58th St W; and
Queen Ave S from 54th St W to 56th St W.

Adopted.

T&PW - Your Committee, having received a cost estimate of $1,101,016 for street resurfacing improvements and a list of benefited properties for certain locations in the Armatage Area Street Resurfacing Project, Special Improvement of Existing Street No 5229, as designated by Resolution 2012R-195 passed April 13, 2012, now recommends that the City Engineer be directed to prepare a proposed Street Resurfacing Special Improvement Assessment against the list of benefited properties by applying the 2012 Uniform Assessment Rates as per Resolution 2011R-571, passed November 4, 2011.

Your Committee further recommends that a public hearing be held on May 15, 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 approving the resurfacing of the above-designated street locations and to consider the amount proposed to be assessed to each benefited property and the amount to be funded by the City.

Adopted.

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

T&PW & W&M/Budget - Your Committee, having under consideration the Sheridan Ave S Street Resurfacing Project, Special Improvement of Existing Street No 5228, 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 assessment bonds for the purpose of paying the assessed cost of street improvements in the project.

Adopted.

Resolution 2012R-196 ordering the work to proceed and adopting the special assessments for the Sheridan Ave S Street Resurfacing Project No 5228, 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-196
By Colvin Roy and Hodges

2012 STREET RESURFACING PROGRAM
SHERIDAN AVE S STREET RESURFACING PROJECT
SPECIAL IMPROVEMENT OF EXISTING STREET NO 5228

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

Whereas, a public hearing was held on April 3, 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-124, passed March 8, 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-124, passed March 8, 2012.

Be It Further Resolved that the proposed special assessments in the total amount of $116,913.80 for the Sheridan 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.

Resolution 2012R-197, requesting the Board of Estimate and Taxation to issue and sell assessment bonds for the purpose of paying the assessed cost of street improvements in the Sheridan Ave S Street

Resurfacing Project No 5228, 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-197
By Colvin Roy and Hodges

Requesting the Board of Estimate and Taxation to issue and sell City of Minneapolis bonds in the amount of $116,920 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 Sheridan Ave S Street Resurfacing Project, Special Improvement of Existing Street No 5228, 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.

T&PW & W&M/Budget - Your Committee, having under consideration the Upton Ave S Street Resurfacing Project, Special Improvement of Existing Street No 5230, 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 assessment bonds for the purpose of paying the assessed cost of street improvements in the project.

Adopted.

Resolution 2012R-198, ordering the work to proceed and adopting the special assessments for the Upton Ave S Street Resurfacing Project No 5230, 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-198
By Colvin Roy and Hodges

2012 STREET RESURFACING PROGRAM
UPTON AVE S STREET RESURFACING PROJECT
SPECIAL IMPROVEMENT OF EXISTING STREET NO 5230

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

Whereas, a public hearing was held on April 3, 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-123, passed March 8, 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-123, passed March 8, 2012.

Be It Further Resolved that the proposed special assessments in the total amount of $250,612.07 for the Upton 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.

Resolution 2012R-199, requesting the Board of Estimate and Taxation to issue and sell assessment bonds for the purpose of paying the assessed cost of street improvements in the Upton Ave S Street Resurfacing Project No 5230, 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-199
By Colvin Roy and Hodges

Requesting the Board of Estimate and Taxation to issue and sell City of Minneapolis bonds in the amount of $250,620 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 Upton Ave S Street Resurfacing Project, Special Improvement of Existing Street No 5230, 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.

T&PW & W&M/Budget - Your Committee, having under consideration the Pioneers and Soldiers Memorial Cemetery Fence Restoration Project, now recommends:

a) Passage of the accompanying resolution accepting a Minnesota Historical and Cultural grant in the amount of $150,000 to be used for the Pioneers and Soldiers Memorial Cemetery Fence Rehabilitation Project and authorizing the proper City officers to execute the necessary documents to accept the grant; and

b) Passage of the accompanying resolution increasing the appropriation for the project by $150,000.

Adopted.

Resolution 2012R-200, authorizing the acceptance of a Minnesota Historical and Cultural grant in the amount of $150,000 to be used for the Pioneers and Soldiers Memorial Cemetery Fence Restoration Project, 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-200
By Colvin Roy and Hodges

Authorizing the acceptance of a Minnesota Historical and Cultural grant in the amount of $150,000 to be used for the Pioneers and Soldiers Memorial Cemetery Fence Restoration Project.

Resolved by The City Council of The City of Minneapolis:

That the proper City officers be authorized to accept a $150,000 Minnesota Historical and Cultural grant to be used for the purpose of the Pioneers and Soldiers Memorial Cemetery Fence Rehabilitation Project.

Be It Further Resolved that the proper City officers be authorized to execute the necessary documents to accept the grant funds.

Adopted.

RESOLUTION 2012R-201
By Colvin Roy and Hodges

Amending The 2012 Capital Improvement Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation and revenue for the Capital Improvements Fund/Department (04100-09010923-CPS1210000) by $150,000 to reflect receipt of a Minnesota Historical and Cultural grant.

Adopted.

T&PW & W&M/Budget - Your Committee, having under consideration the Talmage Ave SE Street Reconstruction Project No 2225, now recommends acceptance of $192,793.91 from the University of Minnesota as a contribution in lieu of assessment related to the project.

Your Committee further recommends passage of the accompanying resolution increasing the appropriation for the project by $192,793.91.

Adopted.

RESOLUTION 2012R-202
By Colvin Roy and Hodges

Amending The 2012 Capital Improvement Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the expense appropriation and revenue budget by $192,793.91 (Street Paving Capital 04100-9010937-CPV021 Revenue Source 322501) to reflect acceptance of a contribution in lieu of assessment from the University of Minnesota in conjunction with the Talmage Ave SE Street Reconstruction Project.

Adopted.

T&PW & W&M/Budget - Your Committee having under consideration the Riverside Ave, Phase 2, Street Reconstruction and the Riverside Avenue, Phase 2, Street Lighting Project, now recommends acceptance of $360,459.72 from the University of Minnesota as a contribution in lieu of assessment related to the project.

Your Committee further recommends passage of the accompanying resolution increasing the appropriation for the projects by $360,459.72.

Adopted.

RESOLUTION 2012R-203
By Colvin Roy and Hodges

Amending The 2012 Capital Improvement Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by:

a) Increasing the appropriation for the PW-Capital Improvements Fund and Revenue Budget (04100-9010937-CPV062 - Revenue Source 322501) by $248,040.38; and

b) Increasing the appropriation for the PW-Capital Improvements Fund and Revenue Budget (04100-9010943-CPV062SL - Revenue Source 322501) by $112,419.34

to reflect acceptance of a contribution in lieu of assessment from the University of Minnesota in conjunction with the Riverside Ave, Phase 2, Street Reconstruction and Street Lighting Projects.

Adopted.

T&PW & W&M/Budget - Your Committee recommends that the proper City officers be authorized to execute a cooperative funding agreement with Hennepin County to pay up to $150,000 from the General Fund (00100-6070200-607P0912) for engineering services to be provided by Wiss, Janney, Elstner Associates (WJE) to fund 50% of the cost of the work that will be completed by WJE on the Sabo Bridge.

Adopted.

T&PW & W&M/Budget - Your Committee recommends acceptance of the low bid submitted to the Public Works Department on OP No 7585 from Bald Eagle Erectors, Inc., for an estimated expenditure of $102,637.00, to fabricate and install 37 slide bearings at the Vineland Municipal Parking Ramp.

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.

T&PW & W&M/Budget - Your Committee recommends acceptance of the low bid submitted to the Public Works Department on OP No 7589 from Veit and Company, Inc., for an estimated expenditure of $1,173,525.90, to furnish and deliver all labor, materials, equipment, and incidentals necessary to provide cured-in-place pipe for the Sewer Construction 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.

T&PW & W&M/Budget - Your Committee, having under consideration Contract No C-26267A with Organic Technologies, Inc. (OTI) for the management and disposal of approximately 50% of the City's residential yard waste, now recommends that the proper City officers be authorized to execute an amendment to said contract to include the following changes from the Council Action of March 8, 2012 due to the additional processing requirements caused by the Emerald Ash Borer quarantine which went into effect after OTI signed the original contract:

- Increase payment for disposal of yard waste by $2/ton to a rate of $40/ton
- Reduce the required security by $100,000 to $400,000 to reflect the reduced value of the contract
- City will pay the disposal costs for plastic bags that are currently on-site as well as not charging OTI for the HERC charges already paid by the City
- All residual, contaminated yard waste (including plastic bags) will be delivered to Great River Energy for disposal no later than April 19, 2012.

Adopted.

T&PW & W&M/Budget - Your Committee recommends that the proper City officers be authorized to submit an application for federal Alternatives Analysis Program funding to conduct an alternatives analysis for transit improvements in the West Broadway corridor.

Adopted.

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

W&M/Budget - Your Committee recommends that the City Council deny defense and indemnity to Peter Ritschel in the matter of *Nicholas Dahl v. City of Minneapolis and Peter Ritschel,* U.S. District Court, District of Minnesota Court File No. 11-CV-3467 (RHK/JJK), and adopt as its reasons the Findings of Fact, Conclusions of Law and Recommendation of Administrative Law Judge Beverly Jones Heydinger, OAH File No. 15-6010-22539-3.

Adopted.

W&M/Budget - Your Committee, having under consideration the City's gunfire detection system, now recommends authorizing the proper City officers to execute a contract with ShotSpotter, Inc., not to exceed $270,000 for maintenance and support of the existing gunfire detection system for five (5) years, through March 2017. No additional appropriation required. Funding for the request is included in the Police Department's IT allocation model.

Adopted.

W&M/Budget - Your Committee, having under consideration the Risk Management Information and Claims Processing System, now recommends that the proper City officers be authorized to amend the current contract C-28807 with Computer Sciences Corporation to reflect pricing changes for services and support for the RiskMaster software to allow for an increase in one-time costs of $31,678 to be offset by a decrease in annual maintenance costs for the remainder of the contract, through March 14, 2016. No additional appropriation required.

Adopted.

W&M/Budget - Your Committee recommends that the proper City officers be authorized to execute Amendment #5 to contract C-24688 with St. Stephen's Human Services, Inc. to continue homeless outreach services, as follows:

a) Extend contract period to December 31, 2012; and

b) Increase contact amount by $150,000, payable from the Neighborhood and Community Relations 2012 adopted budget. No additional appropriation required.

Adopted.

W&M/Budget - Your Committee recommends that the proper City officers be authorized to issue a Request for Proposals (RFP) for administrative and recordkeeping services for the City of Minneapolis flexible spending account, transportation and health reimbursement arrangement plans.

Adopted.

W&M/Budget - Your Committee, having under consideration the Fourth Amendment to City of Minneapolis Health Reimbursement Arrangement (HRA) Plan, now recommends authorizing the execution of said Amendment updating and clarifying various plan provisions so that "coverage in lieu of COBRA" is the automatic/default option for all applicable events relating to access to plan benefits coverage following separation from employment or other loss of eligibility.

Adopted.

W&M/Budget - Your Committee, having under consideration the City Clerk's appointment of Grace Wachlarowicz for the position of Assistant City Clerk, now recommends that the City Council confirm her appointment.

Adopted.

W&M/Budget - Your Committee, having reviewed the 2011 Fourth Quarter Financial Status Report, now recommends passage of the Resolution amending the 2012 General Appropriation Resolution to increase the budgets in the funds and agencies recommended by the Finance Officer in Appendix A of the staff report on file in the office of the City Clerk in order to provide for reappropriation of 2011 remaining budget to 2012, with the following amendments:

a) removing for further committee level consideration the Regulatory Services reappropriation for the Land Management IT Project in the amount of $723, 121;

b) decreasing the reappropriation for the Finance and Property Services Department for cost of job required professional development and certifications to $25,000; and

c) increasing the Finance Recommendation to Hold for Property Tax Stabilization and/or MERF debt up to $1,731,323.

Your Committee further recommends passage of the accompanying resolution amending the 2012 General Appropriation resolution.

Glidden moved to amend the report by striking from the list of amendments to the recommendations of Finance staff items a and c, and relettering item b as item a. Further, that the accompanying resolution be amended by adjusting the appropriation to Department #8350000 Regulatory Services in Fund 00100 from $1,000,000 to $1,723,121 to reflect the appropriation of $723,121 for the Land Management IT Project. Seconded.

Adopted upon a voice vote.

Colvin Roy and Lilligren moved a Staff Direction on the Interchange Capital Project:

The Public Works Department and Finance are directed to explore the options for funding up to $1 million for public right-of-way infrastructure for the Interchange Capital Project and report back to the Transportation & Public Works and Ways & Means/Budget Committees in the next cycle with a recommendation for potential funding sources for cost sharing and to develop a cost sharing agreement. Seconded.

Adopted upon a voice vote.

The report, as amended, was adopted.

Resolution 2012R-204, approving the reappropriation of 2011 remaining budget to 2012, 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-204
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 to reflect the following reappropriation of 2011 funds:

Fund	*Department #*	*Dept/Div*	*Appropriation*
0100			
	1400000	City Attorney	$540,571
	2600000	Council	$124,485
	2600000	City Clerk	$440,000
	2800000	Fire	$319,003
	3750000	Mayor's Office	$12,000
	4000000	Police	$485,000
	8150000	Human Resources	$26,682
	8200000	Finance & Prop Serv	$215,000
	8350000	Regulatory Services	$1,723,121
	8400000	Coordinator	$141,000
	8320000	311	$151,000
	8430000	Internal Audit	$19,275
	8440000	Emergency Mgmt	$350,000
	6000100	Public Works	$125,000
	1270100	MERF Debt (Max)	$850,000
		Total General Fund	$5,522,137
06400			
	8150000	Human Resources	$71,699
	8800000	IT	$188,198
	Total Information Technology Fund		$259,897
06200			
	8200100	Finance & Prop Serv	$18,436
	Total Property Services Fund		$18,436
06900			
	8150000	Human Resources	$244,086

	1400000	City Attorney	$354,729
	Total Self Insurance Fund		$598,815

Adopted.

W&M/Budget - Your Committee recommends passage of the accompanying resolution accepting monetary donations for cell phones and cell phone provider services for beat officers in the Second Precinct.

Hofstede moved to amend the resolution by striking the following language from the list of donors and gifts:

~~Dinkytown Business Association~~ ~~$559.20~~
~~Johnson Street Merchants Association~~ ~~$559.20~~.

Seconded.

Adopted upon a voice vote.

The report, as amended, was adopted.

Resolution 2012R-205, accepting monetary donations for cell phones and cell phone provider services for beat officers in the Second Precinct, 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-205
By Hofstede

Accepting Monetary Donations.

Whereas, the City of Minneapolis is generally authorized to accept donations of real and personal property pursuant to Minnesota Statutes Section 465.03 for the benefit of its citizens, and is specifically authorized to accept gifts and bequests for the benefit of recreational services pursuant to Minnesota Statutes Section 471.17; and

Whereas**,** the following persons and entities have offered to contribute the gifts set forth below to the city:

Name of Donor		Gift
NE Chamber of Commerce		$559.20
Central Avenue Liquor		$559.20
Northeast Business Association	(NEBA)	$708.00

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

Whereas**,** all such donations have been contributed to assist the city in paying for cell phones and cell phone provider services for beat officers in the Second Precinct., as allowed by law; and

Whereas**,** the City Council finds that it is appropriate to accept the donations offered.

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

That the donations described above are accepted and shall be used for cell phones and cell phone provider services for beat officers in the Second Precinct.

Adopted.

The ZONING & PLANNING Committee submitted the following report:

Z&P – Your Committee, having under consideration the rezoning of property within the study area of the Nokomis East Station Area Plan, now recommends the following:

a) Concurrence in the recommendation of the Planning Commission adopting the related findings prepared by the Planning Department and approving the proposed modifications to the official zoning maps in the City's zoning code as detailed in the maps and tables contained in the staff report.

b) Passage of the accompanying ordinances amending Title 20 of the Minneapolis Code of Ordinances relating to *Zoning Code*:

Chapter 521 relating to *Zoning Districts and Maps Generally*, rezoning parcels in the exhibits; and

Chapter 551 relating to *Overlay Districts*, adding the 50th Street/Minnehaha Park and VA Medical Center station areas to the list of Pedestrian Oriented Overlay Districts for which Transit Station Area provisions apply.

c) Adoption of the additional finding that obtaining consent signatures for the rezoning of properties from Office-Residential to Commercial would be impractical.

Colvin Roy moved to amend Section 521.30 of the Ordinance by adding the following parcel to the list of properties:

Property ID	Address	Existing Zoning	Proposed Zoning	Proposed Overlay
1802823410025	5016 44TH AVE S	C1/R1	R1	

Seconded.

Adopted upon a voice vote.

The report, as amended, was adopted.

Ordinance 2012-Or-028 amending Title 20, Chapter 521 of the Minneapolis Code of Ordinances relating to *Zoning Code: Zoning Districts and Maps Generally***,** amending Section 521.30 to rezone properties in the 50th Street and VA Medical Center Light Rail Transit station areas, was adopted 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 2012-Or-028
By Colvin Roy
Intro & 1st Reading: 2/10/2012
Ref to: Z&P
2nd Reading: 4/13/2012

Amending Title 20, Chapter 521 of the Minneapolis Code of Ordinances relating to Zoning Code: Zoning Districts and Maps Generally.

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

Section 1. That Section 521.30 of the above-entitled ordinance be amended by changing the zoning districts for the parcels of land listed below and identified on Zoning District Plates 34 and 40 (50th Street and VA Medical Center Light Rail Transit station areas), pursuant to MS 462.357:

Property ID	Address	Existing Zoning	Proposed Zoning	Proposed Overlay
1802823140010	4200 50TH ST E	R1	R3	
1802823140009	4210 50TH ST E	R1	R3	
1802823140008	4224 50TH ST E	C1	C1	PO
1802823410021	4301 50TH ST E	OR1	C1	PO
1802823410023	4307 50TH ST E	OR1	C1	PO
1702823339002	4750 MINNEHAHA AVE	OR2	R5	PO
1702823339001	4824 53RD ST E	OR2	R5	PO
1702823330025	4900 53RD ST E	R1	R3	

Property ID	Address	Existing Zoning	Proposed Zoning	Proposed Overlay
1802823140017	4900 HIAWATHA AVE	R1	R3	
1702823330026	4904 53RD ST E	R1	R3	
1702823330027	4908 53RD ST E	R1	R3	
1702823330042	4912 54TH ST E	C2	C2	PO
1802823140014	4916 HIAWATHA AVE	R1	R3	
1802823140001	4918 HIAWATHA AVE	R1	R3	
1802823140004	4920 HIAWATHA AVE	R1	R3	
1802823140002	4923 42ND AVE S	R1	R3	
1802823140012	4925 42ND AVE S	R1	R3	
1802823140005	4926 HIAWATHA AVE	R1	R3	
1802823140011	4929 42ND AVE S	R1	R3	
1802823140006	4930 HIAWATHA AVE	R1	R3	
1802823140007	4934 HIAWATHA AVE	C1/R3	R3	
1702823340048	5000 54TH ST E	R1	R3	
1802823410024	5000 HIAWATHA AVE	C1	C1	PO
1702823340047	5006 54TH ST E	R1	R3	
1802823410022	5011 43RD AVE S	OR1	OR1	PO
1702823340046	5012 54TH ST E	R1	R3	
1802823410025	5016 44TH AVE S	C1/R1	R1	
1702823340045	5016 54TH ST E	R1	R3	
1802823410040	5028 HIAWATHA AVE	R1	R3	
1802823410041	5040 HIAWATHA AVE	R1	R3	
1802823410047	5043 44TH AVE S	R1	R3	
1802823410042	5046 HIAWATHA AVE	R1	R3	
1802823410046	5047 44TH AVE S	R1	R3	
1802823410145	5050 HIAWATHA AVE	R1	R3	
1802823410139	5106 HIAWATHA AVE	R1	R3	
1802823410138	5115 45TH AVE S	R1	R3	
1702823340034	5118 54TH ST E	R1	R3	
1802823410137	5119 45TH AVE S	R1	R3	
1802823410124	5120 HIAWATHA AVE	R1	R3	
1802823410136	5123 45TH AVE S	R1	R3	
1802823410125	5124 46TH AVE S	R1	R3	
1802823410135	5125 45TH AVE S	R1	R3	
1702823320004	5152 HIAWATHA AVE	C2	OR1	
1702823330126	5200 47TH AVE S	C1	OR1	
1702823330112	5200 MINNEHAHA AVE	C1	R5	PO
1702823330127	5204 47TH AVE S	R1A	R3	
1702823330128	5208 47TH AVE S	R1A	R3	
1702823330129	5212 47TH AVE S	R1A	R3	
1702823330113	5212 MINNEHAHA AVE	R1A	R5	PO
1702823330130	5216 47TH AVE S	R1A	R3	
1702823330114	5216 MINNEHAHA AVE	R1A	R5	PO
1702823330019	5219 MINNEHAHA AVE	C4	R5	PO
1702823330131	5220 47TH AVE S	R1A	R3	
1702823330115	5220 MINNEHAHA AVE	R1A	R5	PO
1702823339000	5221 MINNEHAHA AVE	OR2	R5	PO
1702823330132	5224 47TH AVE S	R1A	R3	
1702823330116	5224 MINNEHAHA AVE	R1A	R5	PO
1702823330169	5227 MINNEHAHA AVE	OR2	R5	PO
1702823330133	5228 47TH AVE S	R1A	R3	
1702823330117	5228 MINNEHAHA AVE	R1A	R5	PO
1702823330134	5232 47TH AVE S	R1A	R3	

Property ID	Address	Existing Zoning	Proposed Zoning	Proposed Overlay
1702823330118	5232 MINNEHAHA AVE	R1A	R5	PO
1702823330135	5236 47TH AVE S	R1A	R3	
1702823330125	5237 47TH AVE S	R1A	R3	
1702823330136	5240 47TH AVE S	R1A	R3	
1702823330124	5241 47TH AVE S	R1A	R3	
1702823330137	5244 47TH AVE S	R1A	R3	
1702823330123	5245 47TH AVE S	R1A	R3	
1702823330138	5248 47TH AVE S	R1A	R3	
1702823330122	5249 47TH AVE S	R1A	R3	
1702823330139	5252 47TH AVE S	R1A	R3	
1702823330140	5258 47TH AVE S	R1A	R3	
1702823330166	5310 MINNEHAHA AVE	OR2	R5	PO
1702823330037	5315 MINNEHAHA AVE	R5	R5	PO
1702823330047	5318 MINNEHAHA AVE	OR2	R5	PO
1702823330036	5319 MINNEHAHA AVE	R1	R5	PO
1702823330048	5322 MINNEHAHA AVE	OR2	R5	PO
1702823340019	5324 RIVERVIEW RD	R1	R3	
1702823330016	5325 MINNEHAHA AVE	R1	R5	PO
1702823330049	5326 MINNEHAHA AVE	OR2	R5	PO
1702823330060	5329 48TH AVE S	OR2	R5	PO
1702823330015	5329 MINNEHAHA AVE	R1	R5	PO
1702823330050	5330 MINNEHAHA AVE	OR2	R5	PO
1702823340020	5332 RIVERVIEW RD	R1	R3	
1702823330059	5333 48TH AVE S	R1A	R5	PO
1702823330014	5333 MINNEHAHA AVE	R1	R5	PO
1702823330051	5334 MINNEHAHA AVE	OR2	R5	PO
1702823340021	5336 RIVERVIEW RD	R1	R3	
1702823330058	5337 48TH AVE S	R1A	R5	PO
1702823330013	5337 MINNEHAHA AVE	R1	R5	PO
1702823330052	5338 MINNEHAHA AVE	C1	R5	PO
1702823340022	5340 RIVERVIEW RD	R1	R3	
1702823330057	5341 48TH AVE S	R1A	OR2	PO
1702823330012	5341 MINNEHAHA AVE	OR2	R5	PO
1702823330053	5342 MINNEHAHA AVE	C1	C2	PO
1702823330056	5345 48TH AVE S	R1A	OR2	PO
1702823330011	5345 MINNEHAHA AVE	OR2	R5	PO
1702823330054	5346 MINNEHAHA AVE	C2	C2	PO
1702823330055	5349 48TH AVE S	R1A	OR2	PO
1702823330041	5358 HIAWATHA LN	R2B	R3	
1702823330046	5359 MINNEHAHA AVE	OR2	R5	PO
1702823330045	5363 MINNEHAHA AVE	C2	C2	PO
1702823340028	5364 RIVERVIEW RD	R1	R3	
1702823330044	5367 MINNEHAHA AVE	C2	C2	PO
1702823340056	5368 RIVERVIEW RD	R1	R3	
1702823330043	5371 MINNEHAHA AVE	C2	C2	PO

Section 2. That Section 521.30 of the above-entitled ordinance be amended by changing the zoning district boundaries so that they follow the centerline of public rights-of-way in a manner identified on maps accompanying the Nokomis East LRT Station Area Rezoning Study, recommended for approval by the City Planning Commission on March 5, 2012.

Adopted.

Ordinance 2012-Or-029 amending Title 20, Chapter 551 of the Minneapolis Code of Ordinances relating to *Zoning Code: Overlay Districts*, amending Section 551.175 and Table 551-0 to add the 50th Street/Minnehaha Park and VA Medical Center station areas to the list of Pedestrian Oriented Overlay Districts for which Transit Station Area provisions apply was adopted 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 2012-Or-029
By Colvin Roy
Intro & 1st Reading: 2/10/2012
Ref to: Z&P
2nd Reading: 4/13/2012

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 551.175 of the above-entitled ordinance be amended to read as follows:

551.175. Transit Station areas. The following additional regulations shall govern development within PO Overlay Districts in and around the following existing or proposed transit stations, as shown on the official zoning maps:

Cedar-Riverside LRT Station

Franklin Avenue LRT Station

Lake Street/Midtown LRT Station

38th Street LRT Station

46th Street LRT Station

<u>50th Street/Minnehaha Park LRT Station</u>

<u>VA Medical Center LRT Station</u>

West Bank LRT Station

Stadium Village LRT Station

Prospect Park/29th Avenue LRT Station

(1) *Prohibited uses*. The following uses shall be prohibited in the PO Overlay District:

a. Self service storage.

b. Commercial parking lots, including the expansion of any existing commercial parking lot.

c. The conversion of any accessory parking lot to a commercial parking lot.

(2) *Wholesaling, warehousing and distribution; furniture moving and storage*. Uses shall be limited to thirty thousand (30,000) square feet of gross floor area.

(3) *Density bonuses.* Where the primary zoning district or Industrial Living Overlay District provide a density bonus of twenty (20) percent, such bonus shall be thirty (30) percent.

(4) *Minimum floor area.* New development shall be subject to a minimum floor area ratio requirement, as specified in Table 551-0, Transit Station Area Minimum Floor Area Ratio Requirements. Individual phases of a phased development may be less than this minimum, provided the entire development meets the minimum requirement. This requirement shall not apply to the expansion of buildings existing on the effective date of this section.

Table 551-0 Transit Station Area Minimum Floor Area Ratio Requirements

Transit Station Area	**Minimum FAR**		
	Commercial OR2 and OR3 Districts	**Industrial Districts**	**Residence and OR1 Districts**
Cedar-Riverside	1.0	1.0	none
Franklin Avenue	1.0	1.0	none
Lake Street/Midtown	1.0	1.0	none
38th Street	1.0	1.0	none
46th Street	1.0	1.0	none
50th Street/Minnehaha Park	1.0	1.0	none
VA Medical Center	1.0	1.0	none
West Bank	1.0	1.0	none
Stadium Village	1.0	1.0	none
Prospect Park/29th Avenue	1.0	1.0	none

(5) *Off-street parking.*

a. *Multiple-family dwellings.* The minimum off-street parking requirement shall be ninety (90) percent of the number specified in Chapter 541, Off-Street Parking and Loading.

Adopted.

MOTIONS

Hodges moved that the regular payrolls for all City employees under City Council jurisdiction for the month of May, 2012, be approved and ordered paid subject to audit by the Finance Officer. Seconded.

Adopted.

RESOLUTIONS

Resolution 2012R-206, thanking sponsors of the One Minneapolis, One Read of “The Grace of Silence”, 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-206
By Glidden, Reich, Gordon, Hofstede, Johnson, Samuels, Lilligren, Goodman, Schiff, Tuthill, Quincy, Colvin Roy, and Hodges

Thanking sponsors of the One Minneapolis, One Read of "The Grace of Silence."

Whereas, partnering jurisdictions, sponsors, and in-kind contributors provided resources for the first One Minneapolis, One Read; and

Whereas, presenting sponsors of the 2011-2012 One Minneapolis, One Read were the City of Minneapolis, Hennepin County Library, and Minneapolis Public Schools; and

Whereas, in-kind contributions were provided by Clear Channel Outdoor, Comcast, GoKart Labs, Guthrie Theater, kreativesmith, McFarland Cahill Communications, Metro Transit, MPR News, Michele Norris, Random House, and the YWCA of Minneapolis; and

Whereas, financial support was provided by Tom C. Braun, Comcast, Gray Plant Mooty, and The Minneapolis Foundation; and

Whereas, more than 1,000 people attended the One Minneapolis, One Read kickoff event at the Guthrie Theater on October 3, 2011; and

Whereas, Hennepin County Library, Minnesota Public Radio, Building Bridges, Minneapolis Community and Technical College, The Givens Foundation for African American Literature, and Magers & Quinn Booksellers hosted events during One Minneapolis, One Read Week; and

Whereas, Hennepin County Library presented resources and programs from October through winter 2012 in support of One Minneapolis, One Read; and

Whereas, Minneapolis Public Schools engaged students, teachers, and parents in curriculum and activities in connection with One Minneapolis, One Read; and

Whereas, the YWCA of Minneapolis featured One Minneapolis, One Read at its annual It's Time to Talk event and offered experienced facilitators to any group wishing to have a conversation about race and The Grace of Silence; and

Whereas, many organizations, businesses, neighborhood and community groups and individuals contributed to broad community involvement in One Minneapolis, One Read; and

Whereas, Building Bridges, a south Minneapolis community group, served as a catalyst for Minneapolis' first community read; and

Whereas, the Minneapolis Park and Recreation Board supported One Minneapolis, One Read ,including by offering space for conversations at its park facilities; and

Whereas, funds and contributions were used to purchase books for Minneapolis Public Schools, the Native Women's Book Club, Heading Home Hennepin, the Hennepin County Library program at the Adult Corrections Facility, and the Somali Education Center; and

Whereas, Minneapolis residents generated a host of their own ideas and activities as part of One Minneapolis, One Read; and

Whereas, as a result of One Minneapolis, One Read, people started conversations about The Grace of Silence they live and work with family, friends, co-workers, and neighbors;

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

That the Mayor and City Council hereby recognize the many contributors and participants involved in the 2011-2012 One Minneapolis, One Read and encourage all Minneapolitans to participate in the next One Minneapolis, One Read program.

Adopted.

Vice President Lilligren assumed the Chair.

Schiff moved to refer the matter of the resolution entitled “Establishing rules for public plazas owned or controlled by the City of Minneapolis” to the Public Safety, Civil Rights & Health Committee. Seconded.

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

Yeas - Hodges, Gordon, Reich, Hofstede, Schiff, Lilligren, Tuthill, Quincy, Glidden.

Nays - Samuels, Colvin Roy, Goodman, Johnson.

President Johnson resumed the Chair

UNFINISHED BUSINESS

Pursuant to notice, Glidden moved to introduce the subject matter of an ordinance amending Title 12, Chapter 244 of the Minneapolis Code of Ordinances relating to *Housing: Maintenance Code*, for first reading and referral to the Regulatory, Energy & Environment Committee (amending provisions regarding substandard dwellings and providing requirements inclusive of mandatory training for rental dwelling license holders in certain circumstances). Seconded.

Adopted upon a voice vote.

Comm Dev - Your Committee, having under consideration the disposition of land-banked lots acquired under the Neighborhood Stabilization Program (NSP), now recommends that the proper City officers be authorized to begin marketing and sale of properties acquired under the Land Banking strategy of the City's NSP 1, 2 and 3 programs using the City's normal disposition policies and procedures for development parcels.

Adopted.

Z&P - Your Committee concurs in the recommendation of the Planning Commission granting the application of Uptown Gassen, LLC, to vacate 22 feet of Lagoon Ave right-of-way at 1312 Lake St W (#1582), subject to retention of easement rights by Xcel Energy and CenturyLink, and to adopt the related findings prepared by the Department of Community Planning & Economic Development.

Your Committee further recommends passage of the accompanying resolution vacating said right-of-way.

Schiff moved to substitute a new Resolution for the original Resolution contained in the report. Seconded.

Adopted upon a voice vote.

The report as amended, was adopted

Resolution 2012R-207, vacating 22 feet of the south side of Lagoon Avenue located between Fremont Avenue South and Girard Avenue South (Vacation File No. 1582), 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-207
By Schiff

Vacating 22 feet of the south side of Lagoon Avenue located between Fremont Avenue South and Girard Avenue South (Vacation File No. 1582).

Resolved by The City Council of The City of Minneapolis:

That part of Lots 1 and 12, and adjacent alley, Block 26, Windom's Addition, lying south of a line parallel with and 69 feet south of the north line of Lots 6 and 7, and adjacent alley Block 23, said Windom's Addition to Minneapolis, is hereby vacated except that such vacation shall not affect the existing easement rights and authority of Xcel Energy and CenturyLink, 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:

As to Xcel Energy and CenturyLink: An easement over, under and across that part of the herein before described "Premises", which lies 14.00 feet easterly of and parallel with the following described line:

Commencing at the northwest corner of Lot 11, Block 26, Windom's Addition to Minneapolis, Hennepin County, Minnesota; thence North 89 degrees 47 minutes 08 seconds East, along the north line of said Lot 11 and its easterly extension, 134.80 feet to the centerline of the vacated alley of the herein before described Block 26, Windom's Addition to Minneapolis and said intersection being the point of beginning of the line to be described; thence North 00 degrees 13 minutes 57 seconds East, 24.00 feet to a line 66 feet south of and parallel with the north line of Lots 6 and 7, and adjacent alley Block 23, said Windom's Addition to Minneapolis and said line there terminating.

The sidelines of said easement are to be prolonged or shortened to terminate on a line 66 feet south of the north line of Lots 6 and 7, and adjacent alley Block 23, and the north line of Lots 2 and 12, and adjacent alley Block 26, said Windom's Addition to Minneapolis.

Containing 0.01 acres, more or less.

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 corporations having utility facilities located within the area involved authorizing them to do so.

Adopted.

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, Chapter 341 of the Minneapolis Code of Ordinances relating to *Licenses and Business regulations: Taxicabs* (amending provisions regarding required safety equipment).

Schiff gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of an ordinance amending Title 14, Chapter 360 of the Minneapolis Code of Ordinances relating to *Liquor and Beer: In General* (amending by allowing entertainment in outdoor areas up to class D on private property on street level).

Schiff gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of an ordinance amending Title 14, Chapter 362 of the Minneapolis Code of Ordinances relating to *Liquor and Beer: Liquor Licenses* (amending by allowing 12 days of events annually for licensees).

Lilligren moved to adjourn. Seconded.
Adopted upon a voice vote.

Casey Joe Carl,
City Clerk.

Unofficial Posting: 4/18/2012
Official Posting: 4/20/2012
Correction: 5/08/2012