

**OFFICIAL PROCEEDINGS
MINNEAPOLIS CITY COUNCIL**

**REGULAR MEETING
OF MAY 25, 2012**

(Published June 2, 2012, in *Finance and Commerce*)

Council Chamber
350 South 5th Street
Minneapolis, Minnesota
May 25, 2012 - 9:30 a.m.

Council President Johnson in the Chair.

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

Lilligren moved adoption of the agenda. Seconded.

Adopted upon a voice vote.

Lilligren moved acceptance of the minutes of the regular meeting of May 11, 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

COMMITTEE OF THE WHOLE (See Rep):

INTERGOVERNMENTAL RELATIONS (275694)

Vikings Stadium: Special law legislation re Mpls Convention Center Special Law & related amendments contained in Laws of Minnesota Regular Session 2012, Chapter 299, Article 3.

COMMUNITY DEVELOPMENT (See Rep):

COMMUNITY PLANNING & ECONOMIC DEVELOPMENT (275695)

Land Sales:

3016 6th St N, to Project for Pride in Living; 4019 Girard Ave N, to PRG, Inc; 2100 E 26th St adjacent land, from Metropolitan Council to Z & K Development Co, LLC.

Mpls Housing Replacement Tax Increment Financing District III: Addition of 128 parcels.

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

COMMUNITY PLANNING & ECONOMIC DEVELOPMENT (275696)

Spirit on Lake (re 13th Ave S & E Lake St): Redevelopment Plan & TIF Plan for affordable rental apartment project; associated actions.

Orchestra Hall Renovation: Acceptance & appropriation of State of Minnesota Grant, establishment of alternative Business Subsidy Goal; associated actions.

Small Business Assistance Programs: Amend Guidelines of previous Capital Acquisition Loan Program to Real Estate Acquisition Loan Program; associated actions.

PUBLIC SAFETY, CIVIL RIGHTS & HEALTH:

CIVIL RIGHTS (275697)

Minneapolis Civilian Police Review Authority 2012 First Quarter Report: Receive and File.

CIVIL RIGHTS (275698)

Minneapolis Contract Compliance Unit 2012 First Quarter Report: Receive and File.

PUBLIC SAFETY, CIVIL RIGHTS & HEALTH (See Rep):

EMERGENCY MANAGEMENT (275699)

Approve extensions of the following grants: 2009 MMRS, 2009 Port, and 2009 UASI.

MAYOR (275700)

Civilian Review Authority Board Chair & Vice-Chair: Approving Mayoral appointment of existing CRA members Robert Briscoe Jr. and Vernon Wetternach.

NEIGHBORHOOD AND COMMUNITY RELATIONS (275701)

Minneapolis Advisory Committee on People with Disabilities: Approve mayoral reappointments of Ken Rodgers and Michael Foster for terms to run through December 31, 2013.

NEIGHBORHOOD AND COMMUNITY RELATIONS (275702)

Minneapolis Senior Citizen Advisory Committee: Approve reappointments of Patrick Rowan, Marci Holley Bartlett, and Joanna Lees for terms ending December 31, 2013.

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

EMERGENCY MANAGEMENT (275703)

Match for Port Security Grant: Accept \$50,000 from the Mississippi Watershed Management Organization for the match required to purchase CBRNE/spill response equipment leveraging \$150,000 in already accepted Port Security Grant funds.

FIRE DEPARTMENT (275704)

Blue Cross/Blue Shield Connect for Health Challenge Grant for 2012: Authorize application for \$20,000 grant to hold a pilot Fire Corps program for East African youth.

HEALTH AND FAMILY SUPPORT (275705)

US Department of Health/NIH Grant: Authorize application for a two-year research grant up to \$275,000 to test and refine a screening interview and process to identify health-related risks among men of color living in low-income neighborhoods.

POLICE DEPARTMENT (275705)

Joint Powers Agreement: Authorize agreement with the Minnesota Department of Health to pay the Police Department \$9,600 for security services as assistance with the US Postal Plan full-scale exercise.

REGULATORY SERVICES (275707)

Animal Care and Control: Accept in-kind donations.

REGULATORY, ENERGY AND ENVIRONMENT (See Rep):

INTERGOVERNMENTAL RELATIONS (275708)

Broadway Liquor Outlet, 2201 W Broadway: Resolution granting local approval to issue an off-sale intoxicating liquor license.

LICENSES AND CONSUMER SERVICES (275709)

Aussie's Kababs, 1 E 26th St: Approve Business License Operating Conditions relating to Mobile Food Vehicle License.

Wings N Things, 324 W Broadway: Approve Business License Operating Conditions relating to Food Manufacturer License.

Broadway Liquor Outlet, 2201 W Broadway: Grant Off-Sale Liquor and Tobacco Dealer Licenses.

LICENSES AND CONSUMER SERVICES (275710)

Icehouse, 2528 Nicollet Ave: Grant On-Sale Liquor Class B with Sunday Sales License.

JJ's Coffee and Wine Bistro, 1806 W Lake St: Grant On-Sale Wine Class E with Strong Beer License.

Naviya's, 2812 W 43rd St: Grant Sidewalk Cafe License.

The Pourhouse, 10 S 5th St: Grant On-Sale Liquor Class B with Sunday Sales; Sidewalk Cafe; and Tobacco Dealer Licenses.

LICENSES AND CONSUMER SERVICES (275711)

Jackson's Hole, 106 3rd St N: Grant On-Sale Liquor Class B with Sunday Sales License.

400 Sound Bar, 400 3rd Ave N: Grant Expansion of Premises License in conjunction with On-Sale Liquor Class A with Sunday Sales License.

Harriet, 2724 W 43rd St: Grant On-Sale Wine Class E with Strong Beer License.

Wilde Roast Cafe, 65 Main St SE: Grant On-Sale Liquor Class C-1 with Sunday Sales License.

LICENSES AND CONSUMER SERVICES (275712)

Licenses: Applications.

REGULATORY SERVICES (275713)

Chapter 249 Property at 2206 16th Ave S: Approve demolition of property.

Chapter 249 Property at 2203 Queen Ave N: Approve rehabilitation of property.

REGULATORY SERVICES (275714)

Rental Dwelling License at 1115 5th St NE: Approve reinstatement of license to be held by Benjamin V. West.

Rental Dwelling License at 3123 James Ave N: Approve reinstatement of license to be held by Travis M. Cullen.

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

FINANCE AND PROPERTY SERVICES (275715)

Solar Thermal Installations at Fire Stations 1 and 19: Execute Change Order #1 to contract with Innovative Power Systems, in the amount of \$8,181.80 for miscellaneous building and site items.

REGULATORY SERVICES (275716)

Water Quality Grant: Execute grant agreement with the Mississippi Watershed Management Organization to accept \$19,200 to address water quality issues by hiring two interns to assist in erosion control enforcement; and Approve appropriation.

TRANSPORTATION AND PUBLIC WORKS (See Rep):

PUBLIC WORKS AND ENGINEERING (275717)

Edina Art Fair: Large Block Event permit.

Cedar Lake Trail Project, Phase III: Increase contract with Veit Company, Inc. Sidewalk Reconstruction: Cancel assessment for property at 4138 York Ave S.

Lyndale Ave Bridge over Minnehaha Creek: Cooperative agreement with Hennepin County.

2012 Alley Resurfacing Program No AL012: Project designation.

Plymouth Ave N Street Resurfacing Project No 5236: Project designation.

38th St E Street Resurfacing Project No 5238: Project designation.

South Metro Mississippi River Total Suspended Solids (TSS) Total Maximum Daily Load (TMDL) Draft Study: Submittal of comments to Minnesota Pollution Control Agency.

Recycling Program: Implementation of single-sort recycling collection.

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

PUBLIC WORKS AND ENGINEERING (275718)

Armatage Area Street Resurfacing Project: a) Project approval and assessment public hearing; and b) Comments.

Hennepin Ave Entrance Project in Loring Park: Accept donation of Friends of Loring Park.

Non-Motorized Transportation Pilot Program (NTP) Southern Connector and Fillmore/6th Ave SE Projects: a) Grant amendments; and b) Increase appropriation.

Central Corridor LRT Project: a) Subordinate Funding Agreement 19 (SFA 19); b) Amendment No 1 to SFA 6; and c) Increase appropriation.

Nicollet-Central Urban Circulator Alternatives Analysis Consultant: Contract with URS Corporation.

On-Street Parking Meter System: a) Increase appropriation for project by issuing General Obligation Parking Revenue Bonds; and b) Increase maximum contract amount with Cale America, Inc.

Bids: a) OP 7607, Low bid of Urban Companies, LLC for Blue Water Partnership Raingarden Construction Project; b) OP 7618, Low bid of Killmer Electric Company, Inc for Electrical Generator Replacement and Distribution Modifications Project; and c) OP 7626, only bid of Visu-Sewer, Inc for CCTV Storm Drain.

WAYS AND MEANS BUDGET:

FINANCE DEPARTMENT (275719)

Receive and file Finance and Property Services Department Annual Report.

FINANCE DEPARTMENT (275720)

Vikings Stadium Finance: Receive and file finance plan presentation and documents, pursuant to the Vikings Stadium plan approved by the Minnesota State Legislature, Laws 2012, Chapter 299.

WAYS AND MEANS BUDGET (See Rep):

ATTORNEY (275721)

Downtown Improvement District Grant Award: Accept grant and execute agreement with DID for funds to the City Attorney's Office for continuation of the "Downtown 100" chronic offender prosecution program.

ATTORNEY (275722)

Legal Settlement: Victoria Johnson v. James Carroll et al.

CITY CLERK (275723)

Professional Services Agreement: Approve agreement with Minneapolis Special School District No. 1 for election services through December 31, 2015.

COMMUNICATIONS (275724)

City Hall Live Project: Authorize agreement with the municipal building commission for its assistance on a project to upgrade City Hall to allow for live broadcasts.

COMMUNITY PLANNING & ECONOMIC DEVELOPMENT (275725)

Donation of Funds: Accept donation of \$2,990 in memory of former Arts Commissioner Carol Daly.

COMMUNITY PLANNING & ECONOMIC DEVELOPMENT (275726)

Oak Station Place: Authorize RFQ and execution of contract up to \$110,000 with selected artist(s) for public artist.

CONVENTION CENTER (275727)

Mississippi Watershed Stewardship Fund Grant Acceptance: Authorize acceptance of grant from Mississippi Watershed Management Organization for a Rainwater Harvesting and Re-use System at the Convention Center.

HUMAN RESOURCES (275728)

Civil Service Commissioner: Reappointment of Christine Siewert to a term that ends February 28, 2015.

INFORMATION TECHNOLOGY (275729)

Donation Acceptance: Accept gift from Oracle USA Inc. for registration for two City employees to attend Oracle's 11g Upgrade Seminar June 7, 2012, in Edina.

PUBLIC WORKS AND ENGINEERING (275730)

OP No. 7632 - "Bids for the Plymouth Avenue Bridge": Accepting low bid of Global Specialties Contractors, Inc., to accomplish the construction of the Plymouth Ave Bridge Post-Tensioning Rehabilitation Project, authorizing contract execution, amending Five-Year Capital Program, and approving Amendment No. 3 to the Plymouth Ave Bridge Consulting Services Standard Agreement (C-28369) with Corven Engineering.

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

ARTS COMMISSION (275731)

Gift Acceptance: Statue of Emiliano Zapata from the government of the State of Morelos, Mexico.

ZONING AND PLANNING (See Rep):

COMMUNITY PLANNING & ECONOMIC DEVELOPMENT (275732)

Dock Street Apartments, 333 Washington Ave N and 328 4th St N: Appeal filed from the decision of the Planning Commission granting a conditional use permit and site plan review for a new planned unit development

COMMUNITY PLANNING & ECONOMIC DEVELOPMENT (275733)

Peavey Plaza, 1101 Nicollet Mall: Grant appeal filed from the decision of the Heritage Preservation Commission denying the demolition of historic resource application; and Adopt Findings of Fact prepared by the City Attorney.

COMMUNITY PLANNING & ECONOMIC DEVELOPMENT (275734)

Pillsbury A-Mill Project, 301 Main St SE: Deny appeal filed from the decision of the Planning Commission granting application for a conditional use permit and a variance from the maximum allowable floor area ratio to allow a planned unit development at 100 3rd Ave SE, 300 2nd St SE and 400 2nd St SE; and Approve conditions to be added to the site plan approval for the conditional use permit for a planned unit development.

FILED:

CHARTER COMMISSION (275735)

Redistricting 2012: Advisory Group Selection Committee: a) Meeting documentation from December 15, 2010; January 19, 2011; January 25, 2011; February 1, 2011; March 1, 2011; March 22, 2011; b) Data collection form; and c) Advisory Group applications (contains some private data).

CHARTER COMMISSION (275736)

Redistricting 2012: Emails between Redistricting Group members.

CHARTER COMMISSION (275737)

Redistricting 2012: DVDs: a) Minneapolis Redistricting 2012 Introduction (3 dvds); b) Public Hearing 2/29/2012; c) Public Hearing 3/1/2012; d) Public Hearing 3/20/2012; e) Public Hearing 3/32/2012; f) Public Hearings (DVD audio only - 2 dvds).

CHARTER COMMISSION (275738)

Redistricting 2012: GIS consultant applications (contains possible private data).

CHARTER COMMISSION (275739)

Redistricting 2012: Maps submitted by the public: a) Vic Thorstenson maps submitted 2/29/2012 and 2/29/2012; b) We All Win submitted map 3/2/12; and c) Mike Dean, Common Cause Minnesota, five (5) maps submitted 3/1/2012.

CHARTER COMMISSION (275740)

Redistricting 2012: News articles provided to Clerk's Office.

CHARTER COMMISSION (275741)

Redistricting 2012: October 14, 2011 Training Session manual.

CHARTER COMMISSION (275742)

Redistricting 2012: Public Comments received and filed at the following Redistricting Group meetings: a) December 1, 2011; b) February 1, 2012; c) February 8, 2012; d) February 15, 2012; e) March 2, 2012; f) March 7, 2012; g) March 22, 2012; h) March 26, 2012; i) March 27, 2012; and j) April 4, 2012.

CHARTER COMMISSION (275743)

Redistricting 2012: Redistricting Group members documentation and notes.

CHARTER COMMISSION (275744)

Redistricting 2012: Redistricting Group proposed maps: a) February 15, 2012; b) March 1, 2012; c) March 5, 2012; d) March 6, 2012; e) March 15, 2012; f) March 20 & 21, 2012; g) March 22, 2012; h) March 23, 2012; i) March 26, 2012; and j) Final maps.

CHARTER COMMISSION (275745)

Redistricting 2012: Resolutions approving final ward and park boundaries.

CHARTER COMMISSION (275746)

Redistricting 2012: Rules, Factors, Principles.

CHARTER COMMISSION (275747)

Redistricting 2012: Timelines and calendars.

MAYOR (275748)

Director of Emergency Management: Mayoral nomination of Barret Lane.

The following reports were signed by Mayor Rybak on May 30, 2012, unless noted otherwise. Minnesota Statutes, Section 331A.01, Subd 10, allows for summary publication of ordinances and resolutions in the official newspaper of the city.

REPORTS OF STANDING COMMITTEES

The COMMITTEE OF THE WHOLE submitted the following reports:

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 from May 24, 2012, relating to the South Metro Mississippi River Total Suspended Solids (TSS) Total Maximum Daily Load (TMDL) Study. Seconded.

Adopted.

(Published 5/30/2012)

Comm of the Whole/IGR - Your Committee, having under consideration the action of the Transportation & Public Works Committee authorizing submission of City comments to the Minnesota Pollution Control Agency regarding the South Metro Mississippi River Total Suspended Solids (TSS) Total Maximum Daily Load (TMDL) Study by the May 29 deadline with direction to staff to bring forward a report on final recommendations, including the range of options available to the City of Minneapolis as well as potential cooperation with other impacted jurisdictions, now recommends:

a) That the Minneapolis City Attorney be authorized to submit a Petition for a Contested Case Hearing to the Minnesota Pollution Control Agency in conjunction with the submission of comments regarding the South Metro Mississippi River Total Suspended Solids (TSS) Total Maximum Daily Load (TMDL) Draft Report; and

b) That the proper City officers be directed to work with the League of Minnesota Cities and other organizations on responding to the Minnesota Pollution Control Agency's South Metro Mississippi River Total Suspended Solids (TSS) Total Maximum Daily Load (TMDL) Draft Report.

Adopted.

Approved by Mayor Rybak 5/25/2012.

(Published 5/30/2012)

Quincy 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 from May 24, 2012, relating to approving Laws of Minnesota 2012 Regular Session Chapter 299, Article 3, relating to the stadium bill. Seconded.

Adopted by unanimous consent.

(Published 5/30/2012)

Comm of the Whole/IGR - Your Committee recommends passage of the accompanying resolution approving Laws of Minnesota 2012 Regular Session Chapter 299, Article 3, relating to the stadium bill.

Adopted. Yeas, 7; Nays, 6 as follows:

Yeas - Reich, Hofstede, Colvin Roy, Tuthill, Quincy, Samuels, Johnson.

Nays - Schiff, Lilligren, Glidden, Goodman, Hodges, Gordon.

Approved by Mayor Rybak 5/25/2012.

(Published 5/30/2012)

Resolution 2012R-282, approving Laws of Minnesota 2012 Regular Session Chapter 299, Article 3, 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-282

By Johnson

Approving Laws of Minnesota 2012 Regular Session Chapter 299, Article 3.

Whereas, the Minnesota Legislature has passed a special law (Laws of Minnesota 2012 Regular Session, Chapter 299, Article 3, relating to the reallocation of the special taxes authorized by Laws 1986 Chapter 396, to provide for the construction, financing, and long-term use of a stadium and related infrastructure, and to fund other city expenditures in support of a basketball arena, other capital projects, or for other economic development, all as more fully set forth in the special legislation; and

Whereas, this special legislation, as enacted by the State of Minnesota, is subject to the approval of the City Council and Mayor of the City of Minneapolis, as the governing body of the local unit of government;

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

That Article 3 of Chapter 299 of the 2012 Regular Session Laws of Minnesota is hereby approved.

Be It Further Resolved that the City Clerk is hereby directed to prepare and file with the Minnesota Secretary of State the required certification of approval and other required documents pursuant to Minnesota Statutes, section 645.021, subdivisions 2 and 3, on or before June 13, 2012.

Adopted. Yeas, 7; Nays, 6 as follows:

Yeas - Reich, Hofstede, Colvin Roy, Tuthill, Quincy, Samuels, Johnson.

Nays - Schiff, Lilligren, Glidden, Goodman, Hodges, Gordon.

Approved by Mayor Rybak 5/25/2012.

Comm of the Whole/IGR - Your Committee, having under consideration Laws of Minnesota 2012 Regular Session, Chapter 299, Article 3, relating to the stadium bill, now recommends approval of the following staff directives:

a) Regarding Reports on Master Agreement: Staff directed to report to the Community Development and Public Safety, Civil Rights & Health Committees by the next available City Council committee cycle regarding:

- 1) Master Agreement details, including Stadium Equity Plan;
- 2) Enforcement and reporting structure relating to Stadium Equity Plan.

b) Regarding Master Agreement Negotiation: Staff directed to report to Community Development and Public Safety, Civil Rights & Health Committees by the next available City Council committee cycle on the following terms to be included in the Master Agreement:

- 1) Recommendations and process for determining the "employment assistant firm," as defined in Article I, Section 17;
- 2) Inclusion of Minneapolis Civil Rights department as a contractor to the Stadium Authority, to be compensated as project cost, to enforce participation, contracting, employment and prevailing wage compliance;
- 3) Inclusion of goals for construction contracts to be awarded to women and minority owned businesses in a percentage based on the highest performing City of Minneapolis development projects, and the other construction workforce will establish workforce utilization goals at least equal to current city goals;
- 4) Inclusion of goals for workers from city zip codes that have high rates of poverty and unemployment;
- 5) Inclusion of hiring goals to be applied to vendors and service providers during stadium facility operation for women and members of minority communities;
- 6) Timeline and procedure for regular public reports, to be at least quarterly, by contract enforcement agency, developers, tenants, and contractors showing compliance with workforce goals;
- 7) Inclusion of employment goals for total percentage of workers that live in the City of Minneapolis.

c) Regarding Ongoing Oversight and Reporting: Appropriate staff directed to prepare recommendations to Community Development and Public Safety, Civil Rights & Health Committees by the next available City Council committee cycle on the following:

- 1) Timeline for regular reports to City Council regarding the Master Agreement and the Equity Plan throughout stadium construction;
- 2) Proposal for joint oversight committee for the Equity Plan, including membership and purpose of committee;
- 3) Proposal for committee to plan for post stadium construction workforce plan, including membership and purpose of committee.

d) Regarding Workplace development, job training and placement: Appropriate staff directed, from Departments of Community Planning & Economic Development, Civil Rights and Finance, to engage community partners to include representatives from construction trades training organizations, labor, contractors and others; and to identify options for funding workplace development, job training and placement to address employment disparities. Options may include use of fines, fees, and other funding identified by contract compliance efforts as part of the Master Agreement Equity Plan, and development of a program proposal. Committee reporting timeframe will be developed between appropriate staff and Committee Chairs of Community Development, Public Safety, Civil Rights & Health and Ways & Means/Budget.

e) Finance staff directed, during the 2013 budget process, to prepare a report tracking local tax revenue and its integration with other general revenue. Further, Finance staff should report back to the W&M/Budget Committee after the Mayor's recommended budget is released with information demonstrating uses of such revenue.

f) Staff directed to report to the Committee of the Whole/Intergovernmental Relations Subcommittee and Community Development Committee regarding potential changes in state law and city ordinance, if any, that would better support economic development around the new Vikings stadium. Further, directed staff to report on nationwide best practices regarding promotion of new development around new stadium facilities. First report should be made no later than June 29, 2012. Reports should also be referred to the appropriate implementation committee or committees when established.

g) The city shall be directed to negotiate use of the stadium for use by the City of Minneapolis for at least 25 days each year for community, school district, or other events, as approved by the city. The city shall negotiate with the lessee of the stadium to provide, and not to charge the city a fee, for this use, including security, ticket takers, custodial or cleaning services, or other similar services in connection with this use.

Adopted.

Approved by Mayor Rybak 5/25/2012.

(Published 5/30/2012)

The COMMUNITY DEVELOPMENT Committee submitted the following reports:

Comm Dev - Your Committee recommends passage of the accompanying resolution authorizing sale of the property at 3016 6th St N to Project for Pride in Living, Inc., for \$3,100, subject to the following conditions:

a) Land sale closing must occur on or before 90 days from the date of City Council approval; and

b) Payment of holding costs of \$300 per month (or portion thereof) if land sale closing does not occur on or before the closing deadline.

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

Adopted.

Resolution 2012R-283, authorizing sale of land Vacant Housing Disposition Parcel No VH-298 at 3016 6th St 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-283

By Goodman

Authorizing sale of land Vacant Housing Disposition Parcel No VH-298 at 3016 6th Street North.

Whereas, the City of Minneapolis, hereinafter known as the City, has received an offer to purchase and develop Disposition Parcel VH-298, in the Hawthorne neighborhood, from Project for Pride in Living, Inc., hereinafter known as the Redeveloper, the Parcel VH-298, being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota to wit:

LEGAL DESCRIPTION of VH-298; 3016 6th Street North: The North 18 feet of Lot 10 and the South 19 feet of Lot 11, Block 10, Morrison's Addition to North Minneapolis; and

Whereas, the Redeveloper has offered to pay the sum of \$3,100, for Parcel VH-298 to the City for the land, and the Redeveloper's proposal is in accordance with the applicable Redevelopment Plan and/or Program; and

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

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

Whereas, pursuant to due notice thereof published in *Finance and Commerce* on May 4, 2012, a public hearing on the proposed sale was duly held on May 15, 2012, at the regularly scheduled Community Development Committee meeting of the City Council, at the Minneapolis City Hall, 350 South 5th Street, Room 317, at 1:30 p.m., in the City of Minneapolis, County of Hennepin, State of Minnesota;

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

That the re-use value for uses in accordance with the Vacant Housing plan, as amended, is hereby estimated to be the sum of \$3,100 for Parcel VH-298.

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

Be It Further Resolved that the proposal be and the same is hereby accepted, subject to the execution of a contract for the sale of land and further subject to the following conditions; 1) land sale closing must occur on or before 90 days from the date this Resolution is approved by the City and 2) payment of holding costs of \$300.00 per month (or portion thereof) if the land sale closing does not occur on or before the closing deadline.

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

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

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

Adopted.

Comm Dev - Your Committee recommends passage of the accompanying resolution authorizing sale of the property at 4019 Girard Ave N to PRG, Inc, for \$25,000, plus reimbursement of City acquisition and holding costs not to exceed \$12,474, subject to the following conditions:

- a) Land sale closing must occur on or before 90 days from the date of City Council approval; and
- b) Payment of holding costs of \$300 per month (or portion thereof) if land sale closing does not occur on or before the closing deadline.

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

Adopted.

Resolution 2012R-284, authorizing sale of land Neighborhood Stabilization Program Disposition Parcel No 2R048 at 4019 Girard 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-284
By Goodman**

Authorizing sale of land Neighborhood Stabilization Program Disposition Parcel No 2R048 at 4019 Girard Avenue North.

Whereas, the City of Minneapolis, hereinafter known as the City, has received an offer to purchase and develop Disposition Parcel 2R048 in the Webber-Camden Neighborhood, from PRG, Inc., hereinafter known as the Redeveloper, the Parcel(s) 2R048, being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota to wit:

LEGAL DESCRIPTION of 2R048; 4019 Girard Avenue North: Lot 9, Block 6, in Wyoming Park Addition to Minneapolis; and

Whereas, the Redeveloper has offered to pay the sum of \$25,000, for Parcel 2R048; the offer includes a development plan and commitment to improve by rehabilitating the existing structure. This offer is in accordance with the Redevelopment Plan and/or Program; and

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

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

Whereas, pursuant to due notice thereof published in Finance and Commerce on Friday, May 4, 2012, a public hearing on the proposed sale was duly held on May 15, 2012, at the Minneapolis City Hall, 350 South 5th Street, Room 317, at 1:30 p.m., in the City of Minneapolis, County of Hennepin, State of Minnesota;

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

That the re-use value, for uses in accordance with the NSP 2 Redevelopment plan, as amended, is hereby estimated to be the sum of \$25,000, for Parcel 2R048.

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

Be It Further Resolved that the proposal be and the same is hereby accepted, subject to the execution of a contract for the sale of land and further subject to the following conditions; 1) land sale closing must occur on or before 90 days from the date this Resolution is approved by the City and 2) payment of holding costs of \$300.00 per month (or portion thereof) if the land sale closing does not occur on or before the closing deadline.

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

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

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

Adopted.

Comm Dev - Your Committee recommends passage of the accompanying resolution approving the acquisition and disposition of excess land adjacent to 2100 E 26th St from the Metropolitan Council to Z & K Development Company, LLC, for \$67,000.

Adopted.

Resolution 2012R-285, authorizing sale of land in the vicinity of 26th St E and Hiawatha Ave (Seward South excess land adjacent to 2100 E 26th St), 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-285

By Goodman

Authorizing sale of land in the vicinity of 26th Street East and Hiawatha Avenue (Seward South excess land).

Whereas, the City of Minneapolis, hereinafter known as the City, has received an offer to purchase and develop a Disposition Parcel adjacent to 2100 26th St E in the Seward South neighborhood, from Z & K Development Co, LLC, hereinafter known as the Redeveloper, being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota to wit:

LEGAL DESCRIPTION of Seward So. Excess Land 2100 26th St E. (Proposed Address): All of Tract A described as Tract A: That part of the South Half of the Northwest Quarter of Section 36, Township 29 North, Range 24 West, and Lots 10 and 11, Block 8, Stewart's Addition to Minneapolis, shown as Parcel 1A on Minnesota Department of Transportation Right of Way Plat No. 27-89 as the same is on file and of

record in the office of the County Recorder in and for Hennepin County, Minnesota, lying easterly of the following described line: Commencing at Right of Way Boundary Corner B8911 as shown on said Plat No. 27-89; thence on a bearing of North 25 degrees 42 minutes 28 seconds West along the boundary of said plat for 118.60 feet to Right of Way Boundary Corner B10 and the point of beginning of the line to be described; thence continue North 25 degrees 42 minutes 28 seconds West for 108.00 feet; thence North 64 degrees 17 minutes 32 seconds East for 270.00 feet; thence South 69 degrees 43 minutes 13 seconds East for 18.97 feet, more or less, to an intersection with the northeasterly boundary of said Plat No. 27-89 and there terminating; and

Whereas, the Redeveloper has offered to pay the sum of \$67,000, for Parcel Seward So. Excess Land to the City for the land, and the Redeveloper's proposal is in accordance with the applicable Redevelopment Plan and/or Program; and

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

Whereas, pursuant to due notice thereof published in *Finance and Commerce* on May 4, 2012, a public hearing on the proposed sale was duly held on May 15, 2012, at the regularly scheduled Community Development Committee meeting of the City Council, at the Minneapolis City Hall, 350 South 5th Street, Room 317, at 1:30 p.m., in the City of Minneapolis, County of Hennepin, State of Minnesota;

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

That the re-use value for uses in accordance with the Seward So. Urban Renewal Plan, as amended, is hereby estimated to be the sum of \$67,000.

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

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

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

Adopted.

Comm Dev - Your Committee recommends passage of the accompanying resolution adding 128 parcels to the Minneapolis Housing Replacement Tax Increment Financing District III.

Adopted.

Resolution 2012R-286, approving the addition of 128 parcels to Housing Replacement Tax Increment Financing District III, 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-286

By Goodman

Approving the Addition of 128 Parcels to Housing Replacement Tax Increment Financing District III.

Section 1. Recitals

1.1. Whereas, pursuant to Laws of Minnesota 2003, Chapter 127, Article 12, Sections 31-34, and Minneapolis Code of Ordinances, Chapter 415, the City of Minneapolis (the "City"), acting by and through its department of Community Planning and Economic Development, has been granted the authority to

propose and implement city development districts, housing and redevelopment projects and tax increment financing (“TIF”) districts, all pursuant to Minnesota Statutes, Sections 469.001 through 469.134, and 469.174 through 469.179, as amended, and other laws enumerated therein (collectively, the “Project Laws”); and

1.2. Whereas, Laws of Minnesota 1995, Chapter 264, Article 5, Sections 44 through 47, as amended by Laws of Minnesota 1996, Chapter 471, Article 7; Laws of Minnesota 1997, Chapter 231, Article 10; Laws of Minnesota 2002, Chapter 377, Article 7; Laws of Minnesota 2008, Chapter 154, Article 9; Laws of Minnesota 2008, Chapter 366, Article 5; Laws of Minnesota 2010, Chapter 216, Sections 45 and 46; and Laws of Minnesota First Special Session 2011, Chapter 7, Article 5, Section 11 (collectively, the “Special Legislation”) authorizes the City to establish housing replacement tax increment financing districts; and

1.3. Whereas, by Resolution 95R-397 duly adopted December 29, 1995, Resolution 2008R-275 duly adopted July 11, 2008, and Resolution 2011R-491 duly adopted October 7, 2011, the City approved the Special Legislation; and

1.4. Whereas, by Resolution 96R-210 duly adopted August 9, 1996, the City approved the Housing Replacement District Plan and created a Housing Replacement TIF District. By Resolution 2003R-386 duly adopted August 22, 2003, the City approved the Housing Replacement District II Plan and created Housing Replacement TIF District II. By Resolution 2009R-602 duly adopted December 18, 2009, the City approved the Housing Replacement District III Plan (collectively with the Housing Replacement District Plan and the Housing Replacement District II Plan, the “Plans”) and created Housing Replacement TIF District III (collectively with the Housing Replacement TIF District and Housing Replacement TIF District II, the “Districts”); and

1.5. Whereas, the Special Legislation and the Plans specify the procedures whereby parcels may be added to and deleted from the Districts. Parcels may be added or deleted by a resolution adopted by the City Council; and

1.6. Whereas, it is proposed that the City add 128 parcels to Housing Replacement TIF District III; and

1.7. Whereas, special legislation (2011 Laws of Minnesota First Special Session, Chapter 7, Article 5, Section 11) authorized the City to designate for inclusion in the Districts up to 200 parcels, on a onetime basis, within the area of the city of Minneapolis designated by the Presidential declaration of major disaster FEMA-1990-DR and the City has identified 71 parcels eligible for inclusion in this category; and

1.8. Whereas, it is proposed that the legal descriptions of two parcels be changed so that the southerly three feet of the parcel at 2514 14th Avenue South (35-029-24-13-0385) be removed from said parcel and added to 2518 14th Avenue South (35-029-24-13-0171), and that this addition to the parcel’s area will not be an enlargement of the HRD III TIF District;

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

Section 2. Findings

2.1. That the Council hereby finds, determines and declares that the following 71 parcels are to be added to Housing Replacement TIF District III and that the properties are either vacant land, vacant housing, or substandard housing and will be sold for the development of new or rehabilitated market rate housing, and that the properties are designated as being within the area within the city of Minneapolis designated by the Presidential declaration of major disaster FEMA-1990-DR, pursuant to the Special Legislation:

Added Parcels (71) to be Counted Against the 200 “Tornado Slots”

Property ID No.	Address
01-028-24-14-0075	3216 30th Avenue South
01-028-24-43-0052	3626 28th Avenue South
02-028-24-14-0115	3301 17th Avenue South
02-028-24-32-0045	3412 Columbus Avenue South
03-028-24-14-0147	3304 Clinton Avenue South
03-028-24-14-0155	3309 3rd Avenue South
03-028-24-14-0174	3324 4th Avenue South
04-029-24-21-0207	4330 Logan Avenue North
04-029-24-33-0132	3758 Penn Avenue North
04-029-24-41-0031	3963 Colfax Avenue North
04-029-24-41-0195	3830 Colfax Avenue North

04-029-24-41-0230	3850 Dupont Avenue North
04-029-24-42-0198	3818 Fremont Avenue North
04-029-24-43-0167	3654 Girard Avenue North
04-029-24-43-0174	3637 Emerson Avenue North
05-029-24-11-0135	4211 Queen Avenue North
05-029-24-14-0080	4130 Sheridan Avenue North
08-029-24-41-0098	2915 Penn Avenue North
08-029-24-41-0113	2946 Queen Avenue North
09-029-24-11-0114	3543 Lyndale Avenue North
09-029-24-12-0046	3500 Humboldt Avenue North
09-029-24-12-0109	3418 Girard Avenue North
09-029-24-21-0139	3526 Logan Avenue North
09-029-24-21-0149	3510 Knox Avenue North
09-029-24-23-0132	3238 Morgan Avenue North
09-029-24-31-0202	2958 Knox Avenue North
09-029-24-32-0135	3015 Morgan Avenue North
09-029-24-32-0146	3100 Newton Avenue North
09-029-24-32-0170	2939 Morgan Avenue North
09-029-24-32-0173	2930 Newton Avenue North
09-029-24-33-0069	2727 Morgan Avenue North
09-029-24-33-0205	2610 Oliver Avenue North
09-029-24-33-0224	2624 Penn Avenue North
09-029-24-44-0044	2615 Lyndale Avenue North
09-029-24-44-0045	2611 Lyndale Avenue North
10-029-24-11-0100	2730 Grand Street NE
10-029-24-22-0025	3522 4th Street North
11-118-21-23-0072	5036 Vincent Avenue North
12-028-24-12-0077	3849 25th Avenue South
14-029-24-13-0039	1315 Washington Street NE
14-029-24-22-0158	1423 University Avenue NE
16-029-24-12-0181	2509 Girard Avenue North
16-029-24-13-0109	2213 Fremont Avenue North
16-029-24-14-0122	2204 Dupont Avenue North
16-029-24-14-0125	2218 Dupont Avenue North
16-029-24-22-0037	2522 Penn Avenue North
16-029-24-23-0078	2110 21st Avenue North
16-029-24-23-0124	1927 Oliver Avenue North
16-029-24-24-0015	2212 Irving Avenue North
16-029-24-24-0024	2114 Irving Avenue North
16-029-24-24-0052	1522 Hillside Avenue
16-029-24-24-0092	1551 Hillside Avenue
16-029-24-24-0199	2001 James Avenue North
16-029-24-31-0095	1822 James Avenue North
16-029-24-34-0069	1332 Knox Avenue North
16-029-24-42-0010	1819 Girard Avenue North
17-029-24-11-0154	2413 Penn Avenue North
17-029-24-13-0163	2014 Upton Avenue North
17-029-24-14-0039	2027 Queen Avenue North
17-029-24-14-0092	2014 Sheridan Avenue North
17-029-24-14-0196	2214 Russell Avenue North
17-029-24-41-0094	1632 Sheridan Avenue North
17-029-24-41-0148	1631 Sheridan Avenue North
17-029-24-42-0041	1600 Upton Avenue North
21-029-24-21-0008	1134 Irving Avenue North
21-029-24-21-0062	1215 Irving Avenue North
35-029-24-13-0386	2447 14th Avenue South
35-029-24-41-0252	2615 17th Avenue South
35-029-24-42-0115	1405 East 26th Street

35-029-24-42-0119
35-029-24-42-0284

1401 East 26th Street
2601 13th Avenue South

2.2. That the Council hereby further finds, determines and declares that the following 57 parcels are to be added to Housing Replacement TIF District III and that the properties are either vacant land, vacant housing, or substandard housing and will be sold for the development of new or rehabilitated market rate housing, and that the properties are not designated as being within the area within the city of Minneapolis designated by the Presidential declaration of major disaster FEMA-1990-DR, pursuant to the Special Legislation:

Added Parcels (57) Not to be Counted Against the 200 “Tornado Slots”

Property ID No.	Address
01-028-24-34-0023	3735 22nd Avenue South
02-028-24-44-0055	3605 17th Avenue South
03-028-24-13-0087	3329 Nicollet Avenue
04-029-24-11-0079	914 42nd Avenue North
04-029-24-12-0103	4311 Girard Avenue North
04-029-24-24-0061	4131 James Avenue North
04-029-24-43-0156	3610 Girard Avenue North
05-029-24-42-0177	3927 Vincent Avenue North
08-029-24-14-0005	3241 Russell Avenue North
08-029-24-41-0040	2915 Sheridan Avenue North
08-029-24-41-0224	3118 Thomas Avenue North
08-029-24-44-0054	2700 Sheridan Avenue North
09-029-24-12-0200	3430 Fremont Avenue North
09-029-24-22-0111	3422 Penn Avenue North
09-029-24-24-0095	3301 Humboldt Avenue North
09-029-24-43-0135	2639 Fremont Avenue North
09-029-24-43-0190	2711 Girard Avenue North
09-029-24-44-0011	2814 Aldrich Avenue North
09-029-24-44-0017	2719 Lyndale Avenue North
09-029-24-44-0097	2714 Bryant Avenue North
10-028-24-11-0078	3837 4th Avenue South
10-028-24-12-0158	3911 2nd Avenue South
10-029-24-32-0141	301 30th Avenue North
10-029-24-32-0142	305 30th Avenue North
10-029-24-32-0159	2915-17 4th Street North
11-029-24-13-0130	2523 Washington Street NE
12-118-21-22-0105	5227 Girard Avenue North
12-118-21-31-0116	4746 Dupont Avenue North
12-118-21-32-0187	4718 Emerson Avenue North
12-118-21-34-0174	4530 Bryant Avenue North
15-029-24-22-0010	312 23rd Avenue North
15-029-24-22-0021	413 24th Avenue North
15-029-24-22-0046	623 24th Avenue North
15-029-24-22-0155	621 26th Avenue North
15-029-24-23-0102	2126 6th Street North
16-029-24-11-0133	2410 Dupont Avenue North
16-029-24-21-0031	2526 James Avenue North
16-029-24-22-0009	1820 25th Avenue North
16-029-24-23-0002	2201 Ilion Avenue North
16-029-24-24-0016	2210 Irving Avenue North
16-029-24-24-0018	2200 Irving Avenue North
16-029-24-42-0010	1819 Girard Avenue North
17-029-24-14-0079	1911 Russell Avenue North
17-029-24-43-0175	1426 Upton Avenue North
17-029-24-44-0081	1400 Russell Avenue North

20-029-24-12-0067	1128 Vincent Avenue North
20-029-24-41-0155	2223 4th Avenue North
21-029-24-21-0233	1130 James Avenue North
21-029-24-24-0073	1735 8th Avenue North
21-029-24-33-0154	2025 3rd Avenue North
35-029-24-13-0202	2528 14th Avenue South
35-029-24-13-0351	2523 14th Avenue South
35-029-24-14-0008	2428 16th Avenue North
35-029-24-24-0017	2424 12th Avenue South
35-029-24-24-0161	2444 10th Avenue South
36-029-24-23-0019	1901 EM Stately Street
36-029-24-32-0068	2729 Cedar Avenue South

2.3. That the Council hereby further finds, determines and declares that a parcel already included in Housing Replacement TIF District III is to be enlarged by the addition of the southerly three feet of the parcel directly to the north. The legal descriptions of the two parcels will be rewritten to reflect the removal of the southerly three feet of parcel 35-029-24-13-0385 (2514 14th Avenue South) and the addition of said three feet to parcel 35-029-24-13-0171 (2518 14th Avenue South). This addition to the parcel's area will not be considered an enlargement of Housing Replacement TIF District III and will not use one of the available parcel slots.

Section 3. Implementation

3.1. Be It Further Resolved, as provided under Minnesota Statutes, Section 469.178, Subdivision 7, this Council hereby authorizes the advance of revenues from other available development revenues of the City in the principal amount needed to offset any negative fund balances incurred with respect to the Districts as a result of expenditures incurred prior to or in excess of the collection of tax increment revenue. The interest rate paid on such advances shall be equal to the rate of interest those revenues would have generated in their fund, but not to exceed the greater of the rates specified under Minnesota Statutes, Sections 270C.40 or 549.09 as from time to time adjusted. The term of this advance shall end upon the termination of the Districts, although as revenues are available in the funds for the Districts, the advance shall be offset by such amounts.

Adopted.

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

Comm Dev & W&M/Budget - Your Committee, having under consideration the proposed Spirit on Lake housing development to be located on the northwest corner of 13th Ave and E Lake St, now recommends:

- a) Passage of the accompanying resolutions -
 - 1) Approving the Spirit on Lake Redevelopment Plan and the Spirit on Lake Tax Increment Financing Plan;
 - 2) Amending the 2012 General Appropriation Resolution by establishing the Community Planning & Economic Development (CPED) Agency Fund 01CSL – Spirit on Lake (01CSL-8900900) and approving an initial appropriation of \$5,000;
 - 3) Authorizing the issuance of a Limited Revenue Pay-As-You-Go Tax Increment Financing Note to Spirit on Lake Limited Partnership in a principal amount not to exceed \$522,800;
- b) Approval of the redevelopment contract business terms described in the CPED staff report;
- c) That the proper City officers be authorized to execute the redevelopment and other funding agreements with Spirit on Lake Limited Partnership, based on the terms contained in the report, and all other necessary documents related to the above recommended actions.

Adopted.

Resolution 2012R-287, approving the Spirit on Lake Redevelopment Plan and the Spirit on Lake Tax Increment Financing Plan (for development located on the northwest corner of 13th Ave and E Lake St), 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-287
By Goodman and Hodges**

Approving the Spirit on Lake Redevelopment Plan and the Spirit on Lake Tax Increment Financing Plan.

Resolved by the City Council of the City of Minneapolis:

Section 1. Recitals

1.1. Pursuant to Laws of Minnesota 2003, Chapter 127, Article 12, Sections 31-34, and Minneapolis Code of Ordinances, Chapter 415, the City of Minneapolis (the "City"), acting by and through its department of Community Planning and Economic Development, has been granted the authority to propose and implement city development districts, housing and redevelopment projects and tax increment financing ("TIF") districts, all pursuant to Minnesota Statutes, Sections 469.001 through 469.134, and 469.174 through 469.179, as amended, and other laws enumerated therein (collectively, the "Project Laws").

1.2. It has been proposed and the City has caused to be prepared, and this Council has investigated the facts with respect to, the proposed Spirit on Lake Redevelopment Plan and the proposed Spirit on Lake Tax Increment Financing Plan (collectively, the "Plans"). The Plans create a new redevelopment project and housing TIF district. The Plans designate property to be included within the Project Area and the TIF district, indicate land uses, and identify a budget for expenditures, all pursuant to and in accordance with the Project Laws.

1.3. The City has performed all actions required by law to be performed prior to the approval of the Plans, including, but not limited to, a review of the proposed Plans by the affected neighborhood group and the City Planning Commission, transmittal of the proposed Plans to the Hennepin County Board of Commissioners and the School Board of Special School District No 1 for their review and comment, and the holding of a public hearing upon published notice as required by law.

Section 2. Findings and Election

2.1. The Council hereby finds, determines and declares that the objectives and actions authorized by the Plans are all pursuant to and in accordance with the Project Laws.

2.2. The Council hereby finds, determines and declares that the Plans conform to the general plan for the development or redevelopment of the city as a whole. Written comments of the City Planning Commission with respect to the Plans were issued, are incorporated herein by reference, and are on file in the office of the City Clerk.

2.3. The Council further finds, determines and declares that the Plans will afford maximum opportunity, consistent with the sound needs of the city as a whole, for the redevelopment of the Project Area and TIF District by private enterprise.

2.4. The Council further finds, determines and declares that the land in the Project Area and TIF District would not be made available for redevelopment without the financial aid to be sought.

2.5. The Council further finds, determines and declares that the Spirit on Lake TIF District is a housing district pursuant to Minnesota Statutes, Section 469.174, Subdivision 11.

2.6. The Council further finds, determines and declares that the proposed development would not reasonably be expected to occur solely through private investment within the reasonably foreseeable future.

2.7. The Council further finds, determines and declares that the reasons and facts supporting the findings in this resolution are described in the Plans.

2.8. The Council further elects the method of computation provided in Minnesota Statutes, Section 469.177, Subdivision 3, Paragraph (a). The Council acknowledges that, by making this election, the entire fiscal disparity contribution required of the City for development occurring within this district will be taken from outside the Spirit on Lake TIF District.

2.9. The Council hereby finds, determines and declares that it is necessary and in the best interests of the City at this time to approve the Plans.

Section 3. Approval of the Plans

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

Section 4. Implementation of the Plans

4.1. After passage and publication of this Resolution, the officers and staff of the City and the City's consultants and counsel are authorized and directed to proceed with the implementation of the Plans, and for this purpose to negotiate, draft, prepare and present to this Council for its consideration, as appropriate, all further modifications, plans, resolutions, documents and contracts necessary for this purpose.

4.2. As provided under Minnesota Statutes, Section 469.178, Subdivision 7, this Council hereby authorizes the advance of revenues from other available development revenues of the City in the principal amount needed to offset any negative fund balances incurred with respect to this District as a result of expenditures incurred prior to or in excess of the collection of tax increment revenue. The interest rate paid on such advances shall be equal to the rate of interest those revenues would have generated in their fund, but not to exceed the greater of the rates specified under Minnesota Statutes, Sections 270C.40 or 549.09 as from time to time adjusted. The term of this advance shall end upon the termination of the District, although as revenues are available in the fund for the District, the advance shall be offset by such amounts.

Adopted.

**RESOLUTION 2012R-288
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 establishing the Department of Community Planning and Economic Development Agency Spirit on Lake Fund (01CSL-8900900) and approving an appropriation of \$5,000.

Adopted.

Resolution 2012R-289, authorizing the issuance of a tax increment limited revenue note in substantially the form recited herein in a principal amount not exceeding \$522,800 in connection with the Spirit on Lake Project (for development located on the northwest corner of 13th Ave and E Lake St), 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-289
By Goodman and Hodges**

Authorizing the issuance of a tax increment limited revenue note in substantially the form recited herein in a principal amount not exceeding \$522,800 in connection with the Spirit on Lake Project.

Whereas, the City of Minneapolis (the "City"), acting pursuant to Laws of Minnesota 2003, Chapter 127, Article 12, Sections 31-34, and Minneapolis Code of Ordinances, Chapter 415, has certain powers, including without limitation the powers set forth in Minnesota Statutes, Sections 469.001 through 469.047, as amended (the "HRA Act") and Minnesota Statutes, Sections 469.174 through 469.179, as amended (the "TIF Act"); and

Whereas, in furtherance of the objectives of the HRA Act, the City has undertaken programs for the clearance and reconstruction or rehabilitation of blighted, deteriorated, deteriorating, vacant, unused, underused or inappropriately used, areas of the City, and the development of housing for persons of low and moderate incomes, and in this connection the City is carrying out a redevelopment project known as the Spirit on Lake Redevelopment Project (the "Project") pursuant to the Spirit on Lake Redevelopment Plan approved by the City Council on the date of this resolution (the "Redevelopment Plan"); and

Whereas, in furtherance of the Redevelopment Plan, the City has also approved the Spirit on Lake Tax Increment Financing Plan approved by the City Council on the date of this resolution (the "TIF Plan"); and

Whereas, pursuant to the TIF Act, and specifically Minnesota Statutes, Section 469.178, subd. 4, the City is authorized to issue its tax increment limited revenue note(s) to finance the public redevelopment costs of the Project; and

Whereas, the City has entered or will enter into a redevelopment contract (the "Redevelopment Contract") with Spirit on Lake Limited Partnership (the "Developer"), pursuant to which the City will provide tax increment financing assistance and the Developer will develop a 46-unit affordable rental housing project with approximately 4,200 square feet of commercial space and related improvements;

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

1. That it is desirable that the City issue a tax increment limited revenue note (the "Note") in substantially the following form, with such variations, insertions or omissions as are deemed appropriate by the parties and approved by the Finance Officer:

[Form of Note]

**UNITED STATES OF AMERICA
STATE OF MINNESOTA
COUNTY OF HENNEPIN
CITY OF MINNEAPOLIS**

**TAX INCREMENT LIMITED REVENUE NOTE
(Spirit on Lake Project)**

The City of Minneapolis (the "City"), hereby acknowledges itself to be obligated and, for value received, promises to pay to the order of Spirit on Lake Limited Partnership, a Minnesota limited partnership (the "Developer"), solely from the source, to the extent and in the manner hereinafter provided, the principal amount of this Note, being \$522,800 or such lesser amount as may equal the Public Redevelopment Costs, with interest at the Note Rate, in the installments specified in this Note, on the Payment Dates.

Capitalized terms not defined elsewhere in this Note shall have the meanings below:

"Available Tax Increment" means the Tax Increment received by the City during the period preceding each Payment Date, less (i) the amount of Tax Increment, if any, which the City must pay to the school district, the county and the state pursuant to *Minnesota Statutes*, Sections 469.177, Subds. 9, 10, and 11; 469.176, Subd. 4h; and 469.175, Subd. 1a, as the same may be amended from time to time; and (ii) actual administrative costs of the City in an amount not to exceed 10% of the Tax Increment.

"Certificate of Completion" means a certificate in substantially the form attached to the Contract by which the City certifies substantial completion of the Minimum Improvements in accordance with the Contract.

"Contract" means that certain Redevelopment Contract between the City and the Developer dated [insert], 2012.

"District" means the Spirit on Lake Tax Increment Financing District within the Project.

"Maturity Date" means the earlier of (i) February 1 of the year following the final year of Tax Increment collection from the District; and (ii) the date when the principal and interest amount of this Note has been paid in full.

"Minimum Improvements" means new construction of a 46-unit affordable rental housing project with approximately 4,200 square feet of commercial space and related improvements as described in the Contract.

"Note Rate" means 5.5% per annum, compounded semiannually.

"Payment Date" means August 1 of the year of first increment collection from the District and each August 1 and February 1 thereafter until the Maturity Date; provided, however, that in no event will any payments commence before the City's issuance of the Public Redevelopment Costs Certification and the Certificate of Completion.

"Project" means the Spirit on Lake Redevelopment Project.

"Property" means the real property legally described in the attached **Exhibit A**.

"Public Redevelopment Costs" means actual Public Redevelopment Costs as defined in and approved pursuant to the Contract.

"Public Redevelopment Costs Certification" means a certificate in substantially the form attached to the Contract, by which the City certifies the Public Redevelopment Costs pursuant to the terms of the Contract.

"Tax Increment" means that portion of the property taxes generated by the Property and Minimum Improvements that is actually remitted to the City as tax increment under the Tax Increment Act.

"Tax Increment Act" means *Minnesota Statutes*, Section 469.174-469.179, as amended, or any successor statutes applicable to the District.

On each Payment Date, the City shall pay the Developer an installment equal to the lesser of (i) the Available Tax Increment or (ii) the amount necessary to pay the accrued unpaid interest and the unpaid principal amount of this Note in full. If an Event of Default (as defined in the Contract) occurs before the issuance of the Certificate of Completion (as defined in the Contract), then the City may (a) suspend payment on this Note until the default is cured or (b) terminate the Contract and the City's obligations under this Note. If an Event of Default occurs after the issuance of the Certificate of Completion, then the City may suspend payment on this Note until the default is cured. If the City suspends payments due under the Note, the City shall make the suspended payments to the Developer within five (5) business days after the Developer has cured the default. The City is not obligated to pay interest on the amount of the suspended payments between the date the payment is suspended and the last date on which the City is obligated to make the suspended payments to the Developer. If all or a portion of the property taxes due and owing on the Minimum Improvements are not paid, then upon such failure to pay, no interest as required by the Note shall accrue on an amount equal to the amount of the Available Tax Increment that would have been paid to the City had such property tax amounts been paid.

Interest shall accrue on the initial principal amount of this Note from the date of issue of the Public Redevelopment Costs Certification and shall be computed on the basis of a 30-day month/360-day year. Each payment under this Note, whether a scheduled payment or any other payment, shall be applied first to current interest, then to accrued unpaid interest and then to the unpaid principal amount of this Note.

On the Maturity Date, this Note shall be deemed paid in full and the City shall have no further obligation under this Note even if the aggregate of the Available Tax Increment that has actually been paid to the Developer on the Payment Dates is less than the full principal and interest amount of this Note. The obligation of the City to make any scheduled payment shall terminate if and to the extent that the full principal and interest amount of this Note has been paid in full. This Note may be prepaid in full or in part at any time without penalty.

Each payment on this Note is payable in any coin or currency of the United States of America which on the date of such payment is legal tender for public and private debts and shall be made by automated clearing house (ACH) wire transfer pursuant to written wire instructions provided by the Developer or by check or draft made payable to the Developer and mailed to the Developer at 3550 Labore Road, Suite 10, St Paul Minnesota 55110 or such other address as the Developer shall provide in writing to the City's notice address as set forth in the Contract.

The Note is a special and limited obligation and not a general obligation of the City, which has been issued by the City pursuant to and in full conformity with the Constitution and laws of the State of Minnesota, including *Minnesota Statutes*, Section 469.178, subdivision 4, to aid in financing a "project",

as therein defined, of the City consisting generally of defraying certain public redevelopment costs incurred by the Developer within and for the benefit of the Project.

THE NOTE IS NOT A DEBT OF THE STATE OF MINNESOTA (THE "STATE"), OR ANY POLITICAL SUBDIVISION THEREOF, INCLUDING THE CITY OF MINNEAPOLIS, MINNESOTA, EXCEPT THAT THE CITY SHALL BE OBLIGATED TO MAKE PAYMENTS FROM AVAILABLE TAX INCREMENT AS SET FORTH HEREIN, AND NEITHER THE STATE NOR ANY POLITICAL SUBDIVISION THEREOF, INCLUDING THE CITY, SHALL BE LIABLE ON THE NOTE, EXCEPT FOR THE CITY'S OBLIGATION TO MAKE PAYMENTS FROM AVAILABLE TAX INCREMENT AS SET FORTH HEREIN, NOR SHALL THE NOTE BE PAYABLE OUT OF ANY FUNDS OR PROPERTIES OTHER THAN AVAILABLE TAX INCREMENT AS SET FORTH HEREIN.

This Note shall not be transferred to any person, unless the City has been provided with an opinion of counsel acceptable to the City that such transfer is exempt from registration and official statement delivery requirements of federal and applicable state securities law and an investment letter reasonably acceptable to the City.

This Note shall not be payable from or constitute a charge upon any funds of the City, and the City shall not be subject to any liability hereon or be deemed to have obligated itself to pay hereon from any funds except the Available Tax Increment, and then only to the extent and in the manner herein specified.

The Developer shall never have or be deemed to have the right to compel any exercise of any taxing power of the City or of any other public body, and neither the City nor any person executing or registering this Note shall be liable personally hereon by reason of the issuance of registration thereof or otherwise.

IT IS HEREBY CERTIFIED AND RECITED that all acts, conditions and things required by the Constitution and the laws of the State of Minnesota to be done, to have happened, and to be performed precedent to and in the issuance of this Note have been done, have happened, and have been performed in regular and due form, time, and manner as required by law; that this Note is issued pursuant to the Tax Increment Act; and that this Note together with all other indebtedness of the City outstanding on the date hereof and on the date of its actual issuance and delivery, does not cause the indebtedness of the City to exceed any constitutional or statutory limitation thereon.

IN WITNESS WHEREOF, the City of Minneapolis, by action of its Mayor and City Council, has caused this Note to be executed by the manual signature of its Finance Officer, and has caused this Note to be dated _____, 2012.

CITY OF MINNEAPOLIS

By _____
Kevin Carpenter
Its Finance Officer

Approved as to form:

Assistant City Attorney

Developer's Fed. Tax ID No. _____

EXHIBIT A TO NOTE

[Legal Description of the Property to be Inserted at Closing]

2. Be It Further Resolved that the form of the Note is hereby approved and shall be executed by the Finance Officer in substantially the form on file, with such changes therein not inconsistent with law as the Finance Officer may approve, which approval shall be conclusively evidenced by the execution thereof.

3. Be It Further Resolved that all actions of the members, employees and staff of the City heretofore taken in furtherance of the issuance of the Note are hereby approved, ratified and confirmed.

4. Be It Further Resolved that the issuance of said Note to the Developer is hereby approved, and the Note is hereby directed to be issued to the Developer, upon the terms and conditions set forth in the Redevelopment Contract.

5. Be It Further Resolved that the Finance Officer is hereby authorized and directed to execute such other documents, agreements and certificates as may be required in connection with the Note.

6. Be It Further Resolved that no provision, covenant or agreement contained in the aforementioned documents, the Note or in any other document related to the Note, and no obligation therein or herein imposed upon the City or the breach thereof, shall constitute or give rise to any pecuniary liability of the City or any charge upon its general credit or taxing powers. In making the agreements, provisions, covenants and representations set forth in such documents, the City has not obligated itself to pay or remit any funds or revenues, other than funds and revenues derived from the tax increment revenues which are to be applied to the payment of the Note, as provided therein and in the Redevelopment Contract. The Note shall not constitute a charge, lien or encumbrance, legal or equitable upon any property or funds of the City except that revenue and proceeds pledged to the payment thereof, nor shall the City be subject to any liability thereon. The holders of the Note shall never have the right to compel any exercise of the taxing power of the City to pay the outstanding principal on the Note or the interest thereon, or to enforce payment hereon against any property of the City. The Note shall not constitute a debt of the City within the meaning of any constitutional or statutory limitation.

7. Be It Further Resolved that the Note, when executed and delivered, shall contain a recital that it is issued pursuant to the TIF Act, and such recital shall be conclusive evidence of the validity of the Note and the regularity of the issuance thereof, and that all acts, conditions and things required by the laws of the State of Minnesota relating to the adoption of this resolution, to the issuance of the Note and to the execution of the aforementioned documents to happen, exist and be performed precedent to and in the enactment of this resolution, and precedent to issuance of the Note and precedent to the execution of the aforementioned documents have happened, exist and have been performed as so required by law.

8. Be It Further Resolved that this resolution shall be in full force and effect from and after its date of publication.

Adopted.

Comm Dev & W&M/Budget - Your Committee, having under consideration renovation of Orchestra Hall, now recommends:

a) Passage of the accompanying resolutions -

1) Establishing the governmental program to be achieved through renovation and operation of the Orchestra Hall facility;

2) Accepting and appropriating the \$14,000,000 grant from the State of Minnesota to the City for the project;

b) That the proper City officers be authorized to execute the following as required by the State of Minnesota: a grant agreement with the State of Minnesota; a construction funding agreement with the Minnesota Orchestral Association; a ground lease with the Minnesota Orchestral Association for a term of 50 years after project completion; a use/lease agreement with the Minnesota Orchestral Association for a term of 20 years, with possible renewals to extend the term to the end of the ground lease; a master disbursement agreement with the title company and other funders; and such other documents as necessary to implement the project;

c) Establishment of an alternative non-job goal for the project under the Business Subsidy Act, and authorizing execution of the Business Subsidy Agreement with the Minnesota Orchestral Association;

d) Delegating authority to the Director of CPED to approve the annual budgets for the program upon finding that the Minnesota Orchestral Association is carrying out the governmental program and the projected program revenues equal or exceed program expenses;

e) Authorizing the use of the northwest portion of the Minnesota Orchestral Association's property for a multi-purpose lobby/event space and associated terrace, as in the CPED report, and, as consideration, the acceptance by the City of a portion of that parcel for addition to the Peavey Plaza parcel.

Adopted.

Approved by Mayor Rybak 5/25/2012.

(Published 5/30/2012)

Resolution 2012R-290, establishing the governmental program to be achieved through renovation and operation of the Orchestra Hall facility in downtown Minneapolis, was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

**RESOLUTION 2012R-290
By Goodman and Hodges**

Establishing the governmental program to be achieved through renovation and operation of the Orchestra Hall facility in downtown Minneapolis.

Whereas, the City's Comprehensive Plan includes policies supporting the promotion of the economic and creative vitality of arts activities based in the City (Policy 6.5) and supporting the role of arts in tourism and community pride (Policy 6.6); and

Whereas, the City has been implementing long-term plans to continually strengthen downtown Minneapolis as the region's arts, entertainment and culture center; and

Whereas, Orchestra Hall has been one of Minneapolis' pre-eminent cultural institutions since 1974 and is one of the unique amenities and arts institutions that Minneapolis desires to retain, enhance, support and promote; and

Whereas, the proposed renovated Orchestra Hall is expected to generate significant economic benefits in the form of direct and indirect construction spending, increased tourism and direct and indirect spending by patrons of the facility; and

Whereas, a 2007 study of the impact of arts estimated that the Minneapolis nonprofit arts industry generates \$328 million in economic activity annually, through investments by the arts organizations themselves and expenditures by their audiences in association with event attendance; and

Whereas, Minnesota Statutes, section 471.191 authorizes the City, as part of its operation of a public recreation program that may include facilities for cultural participation and exhibitions, to acquire, lease, equip, and maintain land, buildings and other improvements; and

Whereas, specific language contained in 2010 Minn. Law Chapter 189, Sec. 21, Subd. 11 authorizes the City to operate a performing arts center; and

Whereas, the State of Minnesota has approved a \$14,000,000 grant to the City to design, construct, furnish and equip a renovated Orchestra Hall in the City of Minneapolis; and

Whereas, to satisfy conditions of the State grant, the City must own the Orchestra Hall property, but may enter into a use agreement with the Minnesota Orchestral Association under which it will take on responsibility for the operation of the facility.

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

1. That the renovation of Orchestra Hall in downtown Minneapolis will achieve the important public goals of the City identified above.

2. That the predesign, design, construction, furnishing, equipping, ownership, financing, lease and operation of a renovated Orchestra Hall are within the City's authority under Minnesota Statutes, sections 471.15-471.191 and specific language contained in 2010 Minn. Law Chapter 189, Sec. 21, Subd. 11.

3. That the governmental program to be achieved by the City's sponsorship of the renovated Orchestra Hall will be the establishment and maintenance of a performing arts center, pursuant to which the City expects to support cultural participation and encourage economic development and tourism.

4. That the City hereby accepts the grant of \$14,000,000 from the State of Minnesota and authorizes the appropriate City officials to execute a grant agreement with the State of Minnesota, a construction funding agreement with the Minnesota Orchestral Association, a ground lease with the Minnesota Orchestral Association, a master disbursement agreement with the State of Minnesota, Minnesota Orchestral Association and others, a use/lease agreement with the Minnesota Orchestral Association, and such other documents as necessary to implement the project.

5. That the City Council delegates to the Department of Community Planning and Economic Development (CPED) Director the authority to approve and certify to the State of Minnesota the annual reports submitted by the Minnesota Orchestral Association under the use agreement, provided that the CPED Director finds that: a) the forecast revenues (including program and other revenue) for the current fiscal year and next three fiscal years equal or exceed the forecast expenses, and b) the Premises continue to achieve the Governmental Program.

6. That this resolution shall be in full force and effect from and after its passage.

Adopted.

Approved by Mayor Rybak 5/25/2012.

**RESOLUTION 2012R-291
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 (01600-8900320) by \$14,000,000 and increasing the revenue source (01600-8900900-321515) by \$14,000,000.

Adopted.

Approved by Mayor Rybak 5/25/2012.

(Published 5/30/2012)

Comm Dev & W&M/Budget - Your Committee, having under consideration restructuring of the Capital Acquisition Loan Program, a part of the City's small business assistance programs, now recommends:

a) Amending the 2012 allocation in the Department of Community Planning & Economic Development's (CPED's) Economic Development Program Fund (01SED) by reallocating \$75,000 from the Alternative Financing Loan Program (MSD006) and \$75,000 from Homegrown Business Development Center (MSD016) to a new allocation of \$150,000 for "Real Estate Acquisition Loan Program" (MSD005);

b) Amendment of the guidelines of the Capital Acquisition Loan Program as set forth in the CPED staff report, and re-titling of the program to the Real Estate Acquisition Loan Program (REP);

c) That the Finance Office be authorized to appropriate all loan repayments to the new fund for the provision of additional REP loans; and

d) Passage of the accompanying resolution delegating authority to the Director of CPED or their designee to make and execute Lender Agreements consistent with the Real Estate Acquisition Loan Program as permitted by City Charter.

Adopted.

**RESOLUTION 2012R-292
By Goodman and Hodges**

Delegating authority to make and execute Lender Agreements consistent with Real Estate Acquisition Loan Program Guidelines.

Resolved by The City Council of The City of Minneapolis:

That pursuant to City Charter, Chapter 4, Section 25, authority is delegated by the City Council to the Director of the Department of Community Planning and Economic Development (CPED) or their designee, the Manager of Business Finance for CPED to make and execute Lender Agreements not to exceed the City Council authorized appropriation for the Real Estate Acquisition Loan Program guidelines and for a maximum term of ten (10) years.

Adopted.

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

PSC&H – Your Committee recommends concurrence with the Mayoral appointments of current Civilian Review Authority board members Robert Briscoe, Jr. as CRA Board Chair, and Vernon Wettenschlag as CRA Vice-Chair.

Adopted.

Absent - Schiff.

PSC&H – Your Committee recommends concurrence with the recommendation of the Mayor and City Council President to reappoint the following individuals to serve on the Minneapolis Senior Citizen Advisory Committee for two-year terms to expire December 31, 2013:

Patrick Rowan, Ward 1 (home);
Marci Holley Bartlett, Ward 5 (work); and
Joanna Lees, Ward 13 (home).

Adopted.

Absent - Schiff.

PSC&H – Your Committee recommends concurrence with the recommendation of the Mayor and City Council President to reappoint the following individuals to serve on the Minneapolis Advisory Committee on People with Disabilities for two-year terms to expire December 31, 2013:

Ken Rodgers, Ward 3 (home); and
Michael Foster, Ward 7 (home).

Adopted.

Absent - Schiff.

PSC&H - Your Committee, having under consideration the extension of certain grants facilitated through the Office of Emergency Management, now recommends that the proper City officers be authorized to execute grant extension agreements with the United States Department of Homeland Security to extend the grant performance periods for the following grants: a) MMRS 2009-MMRS-00522 through July 31, 2012; b) PORT 2009-PSGP-00565 through November 30, 2012; and c) UASI 2009-UASI-00509 through July 31, 2012.

Adopted.

Absent - Schiff.

The PUBLIC SAFETY, CIVIL RIGHTS & HEALTH and WAYS & MEANS/BUDGET Committees 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.

Absent - Schiff.

Resolution 2012R-293, 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-293

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:

Janelle Hendricks	6 bags Hills Science Diet dog food (5 lb), 2 bags Science Diet dog biscuits (28.2oz), 2 boxes Beneful dog snacks (11 oz), lams puppy treats (24 oz) and lams chicken dog treats (22 oz)
Rebecca Leland	1 bag Royal Canin dog food (70 lb).

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.

Absent - Schiff.

PSC&H & W&M/Budget – Your Committee recommends that the proper City officers be authorized to submit an application for a Blue Cross/Blue Shield Connect for Health Challenge Grant for 2012 in the amount of \$20,000 to hold a pilot Fire Corps program for East African youth entering grades 9-12.

Adopted.

Absent - Schiff.

PSC&H & W&M/Budget – Your Committee recommends that the proper City officers be authorized to submit an application for a two-year research grant from the U.S. Department of Health and Human Services, National Institutes of Health, for an amount not to exceed \$275,000, beginning April 2013, to test and refine a screening interview and process to identify health-related risks among men of color living in low-income neighborhoods and to refer them to needed services.

Adopted.

Absent - Schiff.

PSC&H & W&M/Budget – Your Committee, having under consideration a \$50,000 grant from the Mississippi Watershed Management Organization for the match required to purchase CBRNE/spill response mobile command trailer, watercraft and equipment for the Minneapolis Fire Department with \$150,000 in previously accepted Port Security funds, now recommends that the proper City officer be authorized to accept said grant.

Further, passage of the accompanying resolution appropriating \$50,000 to the Emergency Management Department.

Adopted.

Absent - Schiff.

**RESOLUTION 2012R-294
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 Emergency Management Department in the Grants-Federal fund (01300-8440100) by \$50,000 and increasing the revenue budget by \$50,000.

Adopted.

Absent - Schiff.

PSC&H & W&M/Budget - Your Committee recommends that the proper City officers be authorized to enter into a Joint Powers Agreement between the Police Department and the Minnesota Department of Health to assist with the U.S. Postal Plan full-scale exercise; and to accept payment of \$9,600 for the Police Department to provide security services. Further, passage of the accompanying resolution appropriating funds.

Adopted.

Absent - Schiff.

**RESOLUTION 2012R-295
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 (01300-4003100) by \$9,600 and increasing the revenue source budget (01300-4003100-321010) by \$9,600.

Adopted.

Absent - Schiff.

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

RE&E - Your Committee recommends passage of the accompanying resolution granting Liquor, Wine and Sidewalk Cafe Licenses to the following businesses:

- a) Jackson's Hole, 106 3rd St N (new proprietor)
- b) 400 Sound Bar, 400 3rd Ave N (expansion of premises; sidewalk cafe)
- c) Harriet, 2724 W 43rd St (new business)
- d) Wilde Roast, 65 Main St SE (upgrade from wine)
- e) Icehouse, 2528 Nicollet Ave (new business)
- f) JJ's Coffee and Wine Bistro, 1806 W Lake St (new business)
- g) The Pourhouse, 10 S 5th St (new business; sidewalk cafe)
- h) Naviya's, 2812 W 43rd St (sidewalk cafe).

Adopted.

Approved by Mayor Rybak 5/25/2012.

(Published 5/30/2012)

Resolution 2012R-296, granting Liquor, Wine and Sidewalk Cafe Licenses to Jackson's Hole, 106 3rd St N; 400 Sound Bar, 400 3rd Ave N; Harriet, 2724 W 43rd St; Wilde Roast, 65 Main St SE; Icehouse, 2528 Nicollet Ave; JJ's Coffee and Wine Bistro, 1806 W Lake St; The Pourhouse, 10 S 5th St; and Naviya's, 2812 W 43rd St, 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-296
By Glidden**

Granting Liquor, Wine and Sidewalk Cafe 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

Davenport Inc, dba 400 Sound Bar, 400 3rd Ave N (permanent expansion of premises)

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

19th Hole LLC, dba Jackson's Hole, 106 3rd St N (new proprietor)

Icehouse Inc, dba Icehouse, 2528 Nicollet Ave (new business)

Empire Entertainment LLC, dba The Pourhouse, 10 S 5th St (new proprietor)

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

Strolling Waters LLC, dba Wilde Roast Cafe, 65 Main St SE #143 (upgrade from Wine Class C-1)

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

La Belle LLC, dba Harriet, 2724 W 43rd St (new business)

JJ's Lake Calhoun, dba JJ's Coffee & Wine Bistro, 1806 W Lake St (new business)

Sidewalk Cafe, to expire April 1, 2013

Empire Entertainment LLC, dba The Pourhouse, 10 S 5th St (new proprietor)

19th Hole LLC, dba Jackson's Hole, 106 3rd St N (new proprietor)

KNR Inc, dba Naviyas, 2812 W 43rd St (new business).

Adopted.

Approved by Mayor Rybak 5/25/2012.

RE&E - Your Committee recommends passage of the accompanying resolution approving Business License Operating Conditions relating to the Mobile Food Vehicle License held by Aussie's Kababs, 1 E 26th St.

Adopted.

Resolution 2012R-297, approving Business License Operating Conditions relating to the Mobile Food Vehicle License held by Aussie's Kababs, 1 E 26th St, 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-297

By Glidden

Approving Business License Operating Conditions relating to the Mobile Food Vehicle License held by Aussie's Kababs, 1 E 26th St.

Resolved by The City Council of The City of Minneapolis:

That it approves the following Business License Operating Conditions relating to the Mobil Food Vehicle License held by Aussie's Kababs, 1 E 26th St:

1. Trailer jacks must be placed on moving pads and planks as needed to protect the sidewalk surface.
2. Surface under the trailer must be protected by an impervious barrier (i.e. tarp) to protect the sidewalk surface from slippery or corrosive materials.
3. On Nicollet Mall, vendors may not set up or remove their vehicles between the hours of 7 a.m. to 9 a.m. and 4 p.m. to 5:30 p.m. Monday through Friday.
4. Vendors on Nicollet Mall are limited to vehicles or trailers no larger than 8' x 10'.
5. Farmer's Market has priority on location site. Vendors on Nicollet Mall must coordinate with Farmer's Market on site location or not operate.
6. There may be other sidewalk vendor licenses granted near your site. When setting up, you are required to coordinate with other vendors to ensure proper clearances for pedestrian traffic.

Adopted.

RE&E - Your Committee recommends passage of the accompanying resolution approving Business License Operating Conditions relating to the Food Manufacturer License held by Wings N Things, 324 W Broadway.

Adopted.

Resolution 2012R-298, approving Business License Operating Conditions relating to the Food Manufacturer License held by Wings N Things, 324 W Broadway, 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-298

By Glidden

Approving Business License Operating Conditions relating to the Food Manufacturer License held by Wings N Things, 324 W Broadway.

Resolved by The City Council of The City of Minneapolis:

That it approves the following Business License Operating Conditions relating to the Food Manufacturer License held by Wings N Things, 324 W Broadway:

1. "No Trespassing" signs will be clearly posted on the exterior of the business. Staff will immediately ask people that are observed loitering in the immediate vicinity of the business to leave. If the loitering activity persists, staff will call 911 and request police assistance to alleviate the loitering activity. The business agrees to cooperate fully in the prosecution of criminal activity.
2. The business agrees to keep all interior lights illuminated and functioning properly. Lights will remain illuminated during all hours of operation with exterior lights beginning at dusk.
3. The business agrees to notify Business Licensing prior to any future changes in the status or structure of leasing or ownership in the business.
4. The business agrees to be a food business only, where no retain items to include t-shirts, cell phones, or books will be sold.
5. The business agrees to clean the property and all areas within 100 feet of the property line of litter and trash, regardless of its origin, a minimum of twice daily. The business shall maintain an adequate and presentable litter receptacle in front of the business that is convenient for customer use.
6. Refuse shall be stored in a regularly serviced, closed container (dumpster) that shall be maintained screened from view as is required by Minneapolis Codes. At no time shall this refuse container be overfilled so that the cover cannot be completely closed at all times.
7. 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.
8. 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.
9. The business agreed to have a minimum of two employees working from 6:00 p.m. until closing.
10. The business agrees to operate within the allowable hours of operation for the district, which are Sunday through Thursday 6:00 a.m. to 10:00 p.m. and Friday through Saturday 6:00 a.m. to 11:00 p.m., until the time an Extended Hours license is approved.

Adopted.

RE&E – Your Committee, having under consideration the Off-Sale Liquor License held by Broadway Liquor Outlet, now recommends:

a) Passage of the accompanying resolution granting local approval to Laws of Minnesota 2012, Chapter 255, Article 1, Section 10 providing for the issuance of an off-sale intoxicating liquor license to Broadway Liquor Outlet for the sale of intoxicating liquor for off-premise consumption for the locations described in the approved license application.

b) that the application submitted by Kick's Liquor Store Inc, dba Broadway Liquor Outlet, 2201 W Broadway, for an Off-Sale Liquor License (amended business plan; tornado reconstruction) to expire July 1, 2012 and a Tobacco Dealer License to expire April 1, 2013 be granted, subject to final inspection and compliance with all provisions of applicable codes and ordinances.

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

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

Nays – Schiff.

Resolution 2012R-299, approving Laws of Minnesota 2012 Legislative Session; Chapter 255, Article 1, Section 10, 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-299
By Glidden

Approving Laws of Minnesota 2012 Legislative Session; Chapter 255, Article 1, Section 10.

Whereas, the Minnesota State Legislature has passed a law authorizing the City of Minneapolis to issue an off-sale intoxicating liquor license to Kick's Liquor Store, Inc., dba Broadway Liquor Outlet for the sale of intoxicating liquor for off-premise consumption; and

Whereas, a license authorized by this section may be renewed for space that is a temporary structure at its current location; and

Whereas, a license authorized by this section may be renewed for space that is relocated to a permanent facility at 2200 – 2220 West Broadway or as this property is or may be more fully described in the property records of Hennepin County; and

Whereas, the license authorizes sales, subject to the hours and days of sale restrictions in Minnesota Statutes, Section 340A.504, and any reasonable license conditions or restrictions imposed by the licensing authority; and

Whereas, said legislation, by its terms, requires an affirmative vote of a majority of the members of the City Council by the first day of the next regular session of the legislature before it may become effective;

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

That the said law be now approved, and the City Clerk be directed to prepare and file with the Secretary of State the required certification of approval.

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

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

Nays – Schiff.

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

Adopted.

Resolution 2012R-300, 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-300
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 275712):

Off-Sale Liquor, to expire July 1, 2013

E & M Franklin Nicollet Inc, dba Franklin Nicollet Liquor Store, 2012 Nicollet Ave, 1st floor

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

It's Greek to Me Inc, dba It's Greek to Me, 626 W Lake St (internal transfer of shares)

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

S B Food Services Inc, dba Jewel of India, 1427 Washington Ave S

On-Sale Liquor Class E with Sunday Sales, to expire June 13, 2012

Blue Plate Restaurant Co, dba Longfellow Grill, 2990 W River Pkwy (temporary expansion of premises June 13, 2012 – amplified music on patio)

On-Sale Liquor Class E with Sunday Sales, to expire July 11, 2012

Blue Plate Restaurant Co, dba Longfellow Grill, 2990 W River Pkwy (temporary expansion of premises July 11, 2012 – amplified music on patio)

On-Sale Liquor Class E with Sunday Sales, to expire August 8, 2012

Blue Plate Restaurant Co, dba Longfellow Grill, 2990 W River Pkwy (temporary expansion of premises August 8, 2012 – amplified music on patio)

On-Sale Liquor Class E with Sunday Sales, to expire September 12, 2012

Blue Plate Restaurant Co, dba Longfellow Grill, 2990 W River Pkwy (temporary expansion of premises September 12, 2012 – amplified music on patio)

Temporary On-Sale Liquor

Old St. Anthony Main Association, dba Old St. Anthony Main Association, 303 E Hennepin Ave (pedal pub races June 10, 2012, Noon to 6:00 p.m.)

Liquor Catering Services, to expire August 1, 2012

Twin Cities Entertainment Inc, dba Aqua Nightclub, 400 1st Ave N #110 (new business)
Metro Bar & Grill, dba Metro Bar & Grill, 1183 University Ave W, St. Paul (new business)

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

Lab Productions LLC, dba Lab Theater, 700 1st St N

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

G & D Foods Inc, dba Kafe 421, 421 14th Ave SE

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

Los Mestizos Inc, dba El Meson, 3450 Lyndale Ave S

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

Manaslu Group LLC, dba Gorkha Palace, 23 4th St NE

Off-Sale Beer, to expire April 1, 2013

Las Petacas Market LLC, dba Las Petacas Market, 419 E Lake St #79

Penn Super USA LLC, dba Penn Super USA, 5965 Penn Ave S.

Adopted.

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

Adopted.

Resolution 2012R-301, 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-301

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 May 25, 2012 be granted, subject to final inspection and compliance with all provisions of the applicable codes and ordinances (Petn No 275712):

Dancing School; Place of Entertainment; Extended Hours; All Night Special Food; Confectionery; Food Market Distributor; Farm Produce Permits; Grocery; Institutional Food Service; Mobile Food Vehicle Vendor; Food Manufacturer; Market Manufacturer; Meat Market; Mobile Food Vendor; Restaurant; Short-Term Food Permit; Seasonal Short Term Food; Sidewalk Cafe; Sidewalk Cart Food Vendor; Motor Vehicle Repair Garage; Pedicab; Pet Shop; Plumber; Refrigeration Systems Installer; Residential Specialty Contractor; Sign Hanger; Solid Waste Hauler; Swimming Pool – Public; Tattooist/Body Piercer Establishment; 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-302, 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-302

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 275712):

Gambling Exempt

St. Frances Cabrini Church, dba St. Frances Cabrini Church, 1500 Franklin Ave SE (Raffle May 27, 2012, Cabrini Church)

Twins Community Fund, dba Twins Community Fund, 1 Twins Way (Raffle June 9, 2012, Target Field)

Twins Community Fund, dba Twins Community Fund, 1 Twins Way (Raffle June 16, 2012, Target Field)

Cheerful Givers, dba Cheerful Givers, 1287 Berry Ridge Rd, Eagan (Raffle June 30, 2012, Target Field)

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

Adopted.

RE&E - Your Committee, having under consideration the Rental Dwelling License for the property located at 1115 5th St NE, 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 Regulatory Services to approve the reinstatement of said license to be held by Benjamin V. West.

Adopted.

RE&E - Your Committee, having under consideration the Rental Dwelling License for the property located at 3123 James Ave N, 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 Regulatory Services to approve the reinstatement of said license to be held by Travis M. Cullen.

Adopted.

RE&E - Your Committee, having under consideration the property located at 2206 16th Ave S, 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 2206 16th Ave S be demolished, in accordance with the Findings of Fact on file in the Office of the City Clerk as FOF-2012-21, which are hereby made a part of this report by reference.

Adopted.

RE&E - Your Committee, having under consideration the property located at 2203 Queen 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 the property be rehabilitated so that it no longer constitutes a nuisance condition, in accordance with the Findings of Fact on file in the Office of the City Clerk as FOF-2012-22, which are hereby made a part of this report by reference.

Adopted.

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

RE&E & W&M/Budget - Your Committee recommends that the proper City officers be authorized to execute a grant agreement with the Mississippi Watershed Management Organization to accept \$19,200 to address water quality issues in Minneapolis by hiring two interns to assist in erosion control enforcement by documenting erosion control violations on smaller residential sites and conducting studies in stormwater best practices. Further, passage of the accompanying resolution appropriating \$19,200 to the Department of Regulatory Services.

Adopted.

**RESOLUTION 2012R-303
By Glidden 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 Department of Regulatory Services Agency in the Grants – Federal Fund (01300-8352000) by \$19,200 and increasing the revenue estimate for the Department of Regulatory Services (01300-83520000) by \$19,200.

Adopted.

RE&E & W&M/Budget - Your Committee recommends that the proper City officers be authorized to execute Change Order No. 1 to Contract No. C-33006 with Innovative Power Systems to increase the amount by \$8,181.80, for a new contract total of \$66,006.80, for miscellaneous building and site items (roof and plumbing) for the solar thermal installations at Fire Stations No. 1 and No. 19. The original project budget is adequate to fund the change order.

Adopted.

The TRANSPORTATION & PUBLIC WORKS Committee submitted the following reports:

T&PW - Your Committee, having under consideration an application for a large block event permit for the Edina Art Fair, to be held June 1 to June 3, 2012, now recommends that the block event be allowed to operate outside the time frame allowed under Title 17, Chapter 455 of the Minneapolis Code of Ordinances relating to *Streets and Sidewalks: Block Events*.

Adopted.

T&PW - Your Committee recommends passage of the accompanying resolution directing the Hennepin County Auditor to cancel the levied five-year sidewalk repair assessment on the property located at 4138 York Ave S, for taxes payable in 2012 and subsequent years, due to full prepayment of the special assessment.

Adopted.

Resolution 2012R-304, directing the Hennepin County Auditor to cancel the levied five-year sidewalk repair assessment on the property located at 4138 York 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-304
By Colvin Roy

**CANCELLATION OF MINNEAPOLIS PUBLIC WORKS
SIDEWALK REPAIR SPECIAL ASSESSMENT**

Directing the Hennepin County Auditor to cancel the special assessment for sidewalk repair improvements for payable 2012 and subsequent years' tax files described hereinafter.

Whereas, in accordance with Chapter 10 of the Minneapolis City Charter, the City Council of the City of Minneapolis passed resolutions in 2009 adopting the assessment rolls as prepared by the City Engineer and ordered the transmittal of certified copies of the assessment rolls to the Hennepin County Auditor for collection to begin on the 2010 real estate tax statements; and

Whereas, there is the following described assessment that is erroneously being carried on the real estate tax statement due to a full prepayment of the assessment;

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

That pursuant to the provisions of Chapter 10, Section 15 of the Minneapolis City Charter, the Hennepin County Auditor is hereby directed to cancel the following levied 5-year term special assessments from the 2012 and subsequent years' tax statements:

<u>LEVY</u>	<u>PROJECT</u>	<u>PROPERTY ID</u>	<u>ORIGINAL AMT</u>
01052	10S05	08-028-24-24-0129	\$245.49

Adopted.

T&PW - Your Committee recommends passage of the accompanying resolution authorizing the proper City officers to execute a cooperative agreement with Hennepin County for the reconstruction of the Lyndale Ave S Bridge over Minnehaha Creek.

Adopted.

Resolution 2012R-305, authorizing execution of a cooperative agreement with Hennepin County for the reconstruction of the Lyndale Ave S Bridge over Minnehaha Creek, 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-305
By Colvin Roy

Authorizing the proper City officers to enter into a cooperative agreement with Hennepin County for the reconstruction of the Lyndale Ave S Bridge over Minnehaha Creek.

Resolved by The City Council of The City of Minneapolis:

That the proper City officers be authorized to execute a cooperative agreement with Hennepin County for the Lyndale Ave S Bridge over Minnehaha Creek construction project for the purposes of defining final ownership and maintenance responsibilities for infrastructure installed as part of the project.

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, 38th St E Street Resurfacing Project, Special Improvement of Existing Street No 5238.

Adopted.

Resolution 2012R-306, designating the locations and streets to be improved in the 38th St E Street Resurfacing Project No 5238, 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-306
By Colvin Roy**

**2012 STREET RESURFACING PROGRAM
38TH ST E STREET RESURFACING PROJECT
SPECIAL IMPROVEMENT OF EXISTING STREET NO 5238**

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:

38th St E from Chicago Ave to 23rd Ave S.

Adopted.

T&PW - Your Committee, having received a cost estimate of \$497,840 for street resurfacing improvements and a list of benefited properties for certain locations in the 38th St E (Chicago Ave to 23rd Ave S) Street Resurfacing Project, Special Improvement of Existing Street No 5238, as designated by Resolution 2012R-306 passed May 25, 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 June 19, 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.

T&PW - Your Committee recommends passage of the accompanying resolution designating the locations and streets to be improved in the 2012 Street Resurfacing Program, Plymouth Ave N Street Resurfacing Project, Special Improvement of Existing Street No 5236.

Adopted.

Resolution 2012R-307, designating the locations and streets to be improved in the Plymouth Ave N Street Resurfacing Project No 5236, 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-307
By Colvin Roy**

**2012 STREET RESURFACING PROGRAM
PLYMOUTH AVE N STREET RESURFACING PROJECT
SPECIAL IMPROVEMENT OF EXISTING STREET NO 5236**

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:

Plymouth Ave N from Lyndale Ave N to Washington Ave N.

Adopted.

T&PW - Your Committee, having received a cost estimate of \$156,000 for street resurfacing improvements and a list of benefited properties for certain locations in the Plymouth Ave N (Lyndale Ave N to Washington Ave N) Street Resurfacing Project, Special Improvement of Existing Street No 5236, as designated by Resolution 2012R-307 passed May 25, 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 July 10, 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.

T&PW - Your Committee recommends passage of the accompanying resolution designating the locations and streets to be improved in the 2012 Alley Resurfacing Program, Special Improvement of Existing Alleys No AL012.

Adopted.

Resolution 2012R-308, designating the locations and streets to be improved in the 2012 Alley Resurfacing Program No AL012, 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-308

By Colvin Roy

**2012 ALLEY RESURFACING PROGRAM
SPECIAL IMPROVEMENT OF EXISTING ALLEYS NO AL012**

Designating the improvement of the 2012 Alley Resurfacing Program (13 alleys located throughout the City of Minneapolis).

Resolved by The City Council of The City of Minneapolis:

That the following existing alleys 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 overlaying with bituminous material and including other related improvements and work as needed:

- 1) Between Buchanan St NE and Lincoln St NE from 35th Ave NE to 36th Ave NE;
- 2) Between Washburn Ave N and Vincent Ave N from Farwell Ave to 12th Ave;
- 3) Between Girard Ave S and Fremont Ave S from 35th St W to 34th St W;
- 4) Between Harriet Ave and Grand Ave from 41st St W to 40th St W;
- 5) Between Buchanan St NE and Lincoln St NE from 32nd Ave NE to 33rd Ave NE;
- 6) Between Fremont Ave S and Emerson Ave S from 22nd St W to Franklin Ave W;
- 7) Between 14th Ave S and 15th Ave S from 51st St E to 50th St E;
- 8) Between 16th Ave S and 17th Ave S from 51st St E to 50th St E;
- 9) Between Clinton Ave S and 4th Ave S from 24th St E to 22nd St E;
- 10) Between Queen Ave N and Penn Ave N from 35th Ave N to 36th Ave N;

- 11) Between Queen Ave N and Penn Ave N from 36th Ave N to 37th Ave N;
- 12) Between Russell Ave N and Queen Ave N from 29th Ave N to 30th Ave N; and
- 13) Between 32nd Ave S and 33rd Ave S from 35th St E to 34th St E.

Adopted.

T&PW - Your Committee, having received a cost estimate of \$358,467 for alley resurfacing improvements and a list of benefited properties for the 2012 Alley Resurfacing Program, Special Improvement of Existing Alleys No AL012, as designated by Resolution 2012R-308 passed May 25, 2012, now recommends that the City Engineer be directed to prepare a proposed Alley 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 July 10, 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 alley locations, and to consider the amount proposed to be assessed to each benefited property and the amount to be funded by the City.

Adopted.

T&PW - Your Committee, having under consideration the Cedar Lake Trail Project, Phase III, now recommends that the proper City officers be authorized to amend Contract No C-27957 with Veit Company, Inc., increasing the contract by \$235,442.44, for a revised contract total of \$4,086,847.98, to allow for payment for additional work performed as part of the federal project and to close the contract. Funds are available in the existing project budget and no additional appropriation is necessary.

Adopted.

T&PW - Your Committee, having under consideration the Cedar Lake Trail Project, now recommends that Public Works and CPED staff be directed to work with Hennepin County and Hines to negotiate preservation of space for the Cedar Lake Trail in the rail corridor as follows:

- a) Negotiate modifications to the existing agreement between the City and Hennepin County so that it is clear that when the County is ready to install passenger rail on the existing transportation easement, the installation may proceed on a fixed timeline;
- b) Negotiate possible cost sharing for the creation of a new trail alignment, including possible recognition of this expenditure in a subsequent 'settling up' envisioned in the existing agreement; and
- c) Report back to the Transportation & Public Works Committee with recommendations for consideration no later than November 15, 2012.

Adopted.

T&PW - Your Committee recommends that the proper City officers be directed to implement a single-sort recycling collection program for the residents of the City of Minneapolis and return to the Transportation & Public Works Committee with a plan to finance the changes to the system, as well as a plan to communicate the new program to the community.

Adopted.

T&PW - Your Committee, having under consideration the National Pollutant Discharge Elimination System (NPDES) Municipal Separate Storm Sewer System (MS4) Permit No MN0061018, now recommends that the proper City officers be authorized to submit comments to the Minnesota Pollution Control Agency regarding the South Metro Mississippi River Total Suspended Solids (TSS) Total Maximum Daily Load (TMDL) Draft Study by the May 29, 2012 deadline.

Adopted.

Approved by Mayor Rybak 5/25/2012.

(Published 5/30/2012)

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

T&PW & W&M/Budget - Your Committee, having under consideration the Armatage Area Street Resurfacing Project, Special Improvement of Existing Street No 5229, 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-309, ordering the work to proceed and adopting the special assessments for 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-309
By Colvin Roy and Hodges**

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

Ordering the work to proceed and adopting the special assessments for the Armatage Area Street Resurfacing Project.

Whereas, a public hearing was 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 the proposed improvements as designated in Resolution 2012R-195, passed April 13, 2012 to consider the proposed special assessments as on file in the office of the City Clerk and to consider all written and oral objections and statements regarding the proposed improvements and the proposed special assessments;

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

That the City Engineer is hereby ordered to proceed and do the work as designated in said Resolution 2012R-195, passed April 13, 2012.

Be It Further Resolved that the proposed special assessments in the total amount of \$838,629.61 for the Armatage Area 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-310, 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 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-310
By Colvin Roy and Hodges**

Requesting the Board of Estimate and Taxation to issue and sell City of Minneapolis bonds in the amount of \$838,630 for certain purposes other than the purchase of public utilities.

Resolved by The City Council of The City of Minneapolis:

That the Board of Estimate and Taxation be requested to incur indebtedness and issue and sell City of Minneapolis bonds for the purpose of paying the assessed cost of street improvements in the Armatage Area Street Resurfacing Project, Special Improvement of Existing Street No 5229, 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 recommends passage of the accompanying resolutions:

- a) Authorizing the acceptance of a donation of \$20,000 from the Friends of Loring Park to be applied toward the Hennepin Ave Entrance Plaza Project in Loring Park; and
- b) Increasing the appropriation for the project by \$20,000.

Adopted.

**RESOLUTION 2012R-311
By Colvin Roy and Hodges**

Authorizing the acceptance of a donation of \$20,000 from the Friends of Loring Park to be applied toward the Hennepin Ave Entrance Plaza Project.

Resolved by The City Council of The City of Minneapolis:

That the proper City officers be authorized to accept a donation of \$20,000 from the Friends of Loring Park to be applied toward the Hennepin Ave Entrance Plaza Project in Loring Park.

Adopted.

**RESOLUTION 2012R-312
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 in the PW-Transportation Capital Agency in the Permanent Improvement Projects Fund (01600-9010943 - Source 322502) by \$20,000 to reflect a donation from the Friends of Loring Park.

Adopted.

T&PW & W&M/Budget - Your Committee, having under consideration the Non-Motorized Transportation Pilot Program (NTP) Southern Connector & Fillmore/6th Ave SE Projects, now recommends:

- a) Acceptance of NTP federal grant amendments in the amount of \$73,000 for the Southern Connector Project and \$69,000 for the Fillmore / 6th Ave SE Project;
- b) Authorizing the proper City officers to enter into respective agreement amendments with the Minnesota Department of Transportation (Mn/DOT) to receive the funds;
- c) Passage of the accompanying resolution increasing the appropriation for the projects by \$142,000; and
- d) Passage of the accompanying resolution requesting that Mn/DOT act as agent of the City in accepting the federal grant amendments.

Adopted.

**RESOLUTION 2012R-313
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 for the PW-Transportation Capital Agency in the Permanent Improvement Projects Fund (01300-

9010000) by \$142,000 and increasing the Revenue Source (01300-9010000 - Source 321012) by \$142,000.

Adopted.

Resolution 2012R-314, appointing the Commissioner of Transportation as agent of the City and entering into an agreement to accept grants for the Non-Motorized Transportation Pilot Program, 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-314
By Colvin Roy and Hodges**

RESOLUTION FOR AGENCY AGREEMENT

Appointing the Commissioner of Transportation as agent of the City of Minneapolis and entering into an agreement to accept grants for the Non-Motorized Transportation Pilot Program.

Resolved by The City Council of The City of Minneapolis:

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

Be It Further Resolved that the proper City officers are hereby authorized and directed, for and on behalf of the City of Minneapolis, to execute and enter into an agreement with the Commissioner of Transportation prescribing the terms and conditions of said federal aid participation, as set forth and contained in "Minnesota Department of Transportation Agency Agreements No 95524 and 93496."

Adopted.

T&PW & W&M/Budget - Your Committee, having under consideration the Central Corridor Light Rail Transit (CCLRT) Project, now recommends:

a) That the proper City officers be authorized to execute Subordinate Funding Agreement 19 (SFA 19) with the Metropolitan Council for documented staff time, material, and equipment costs incurred by the City for furnishing, testing, and set-up of new traffic signal controllers and cabinets performed on behalf of the Central Corridor LRT project;

b) That the proper City officers be authorized to execute Amendment No 1 to SFA 6 with the Metropolitan Council to correct an administrative error in the previous agreement; and

c) Passage of the accompanying resolution increasing the appropriation for the project by \$51,014, to be reimbursed by the Metropolitan Council.

Adopted.

**RESOLUTION 2012R-315
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 for the PW-Traffic Capital Fund/Department (04100-9010943 CCLRT) by \$51,014, to be reimbursed by the Metropolitan Council.

Adopted.

T&PW & W&M/Budget - Your Committee recommends that the proper City officers be authorized to negotiate and execute a contract with URS Corporation to provide professional services to conduct an alternatives analysis for urban circulator transit services on the Nicollet Ave and Central Ave corridors in an amount not to exceed \$1,200,000 for the period ending December 31, 2013.

Adopted.

T&PW & W&M/Budget - Your Committee, having under consideration the on-street parking meter system, now recommends:

- a) Passage of the accompanying resolution increasing Parking Revenue Bonds by \$1,000,000, from \$6,600,000 to \$7,600,000, to complete the remainder of the on-street meter installation program and decreasing the amount of Parking Fund Revenue used to fund the project by \$900,000 and substituting with Parking Revenue Bonds for a total bond issuance of \$1,900,000;
- b) Passage of the accompanying resolution requesting the Board of Estimate and Taxation to issue General Obligation Parking Revenue Bonds in the amount of \$1,900,000;
- c) Passage of the accompanying resolution, pursuant to IRS Treasury Regulations, declaring official intent to reimburse expenditures related to the Cale Parking Meter Upgrade Project by incurring tax exempt debt; and
- d) Approving an increase in the "Maximum Contract Amount" of City Contract C-28373 with Cale America, Inc. by \$1,000,000, from \$5,000,000 to \$6,000,000.

Adopted.

**RESOLUTION 2012R-316
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 capital appropriation by \$1,000,000 in Parking Revenue Bonds to increase the total expenditure from \$6,600,000 to \$7,600,000 (07500-9010946-CPMETERS) to complete the remainder of the On-Street Meter Installation Program; and
- b) Decreasing the amount of Parking Fund Revenue used to fund the On-Street Meter Installation Program by \$900,000 and substituting Parking Revenue Bonds for a total bond issuance of \$1,900,000 (07500-9010946-CPMETERS).

Adopted.

Resolution 2012R-317, requesting the Board of Estimate and Taxation to issue and sell General Obligation Parking Revenue Bonds in the amount of \$1,900,000 for the On-Street Parking Meter Program, 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-317
By Colvin Roy and Hodges**

Requesting that the Board of Estimate and Taxation incur indebtedness and issue and sell City of Minneapolis General Obligation Parking Revenue Bonds in the amount of \$1,900,000 for certain purposes other than the purchase of public utilities.

Resolved by The City Council of The City of Minneapolis:

That the Board of Estimate and Taxation be requested to incur indebtedness and issue and sell City of Minneapolis General Obligation Parking Revenue Bonds in the amount of \$1,900,000, the proceeds of which are to be used for the purchase and installation of automated parking meters as follows:

CPMeters	Cale Meters Upgrade Project	\$1,900,000
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Adopted.

Resolution 2012R-318, declaring official intent to reimburse expenditures related to the Cale Parking Meter Upgrade Project by incurring tax exempt debt, 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-318
By Colvin Roy and Hodges**

Declaring official intent to reimburse expenditures related to the Cale Parking Meter Upgrade Project by incurring tax exempt debt.

Resolved by The City Council of The City of Minneapolis:

That pursuant to IRS Treasury Regulations Section 1.150-2, the City of Minneapolis hereby declares its official intent to reimburse up to \$1,900,000 of expenditures related to the Cale Parking Meter Upgrade Project from the proceeds of tax exempt debt of the City. The expenditures to be reimbursed include all preliminary expenses for planning, design, legal, consulting services, and staff costs reasonably allocated to the project, as well as costs incurred and paid for the design, purchase, and installation of the parking meters. The reasonably expected source of funds to pay such original expenditures and to pay debt service on the tax exempt debt to be issued by the City consists of parking ramp and parking meter revenue collected in the Parking Enterprise Fund.

Adopted.

T&PW & W&M/Budget - Your Committee recommends acceptance of the low bid submitted to the Public Works Department on OP No 7607 from Urban Companies, LLC, for an estimated expenditure of \$95,909.00, to furnish and deliver all labor, materials, equipment, and incidentals necessary to accomplish the Blue Water Partnership Raingarden Construction for the Water Works 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 recommends acceptance of the low bid submitted to the Public Works Department on OP No 7618 from Killmer Electric Company, Inc., for an estimated expenditure of \$243,700.00, to furnish and deliver all labor, materials, equipment, and incidentals necessary to accomplish the Electrical Generator Replacement and Distribution Modifications Project at the 11th and Marquette 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 only bid submitted to the Public Works Department on OP No 7626 from Visu-Sewer, Inc., for an estimated expenditure of \$764,801.14, to furnish and deliver all labor, materials, equipment, and incidentals necessary for a CCTV Storm Drain for the Water and Sewers 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.

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

W&M/Budget – Your Committee, having under consideration the Downtown Improvement District Grant Award, now recommends acceptance of a \$150,000 grant and execution of a grant contract with the Minneapolis Downtown Improvement District to continue the downtown chronic offender prosecution program “Downtown 100” in calendar year 2012. The grant will be used to fund a prosecutor’s position in the City Attorney’s office and a community probation officer through a subcontract with Hennepin County in the amount of \$65,000. Further, passage of the accompanying resolution appropriating funds.

Adopted.

RESOLUTION 2012R-319

By Hodges

Amending The 2012 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

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

- a) Increasing the appropriation in the Attorney - Criminal Division in the Grants Federal Fund (01300-1400100) by \$150,000; and
- b) Increasing the revenue source budget (01300-1400100) by \$150,000.

Adopted.

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

Adopted.

Resolution 2012R-320, authorizing settlement of legal matters of *Victoria Johnson v. James Carroll et al*, 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-320

By Hodges

Authorizing legal settlement.

Resolved by The City Council of The City of Minneapolis:

That the City Attorney is authorized to proceed with the settlement of the Claim of *Victoria Johnson v. James Carroll et al*, by payment of \$25,000 to Victoria Johnson and her attorneys, from the Internal Service Self Insurance Fund (06900-1500100-145400).

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

Adopted.

W&M/Budget - Your Committee, having under consideration a Professional Services Agreement with Special School District #1, now recommends authorizing proper City officers to execute a new agreement to provide compensation to the City for election services for the period of January 1, 2012 through December 31, 2015.

Adopted.

W&M/Budget - Your Committee, having under consideration the City Hall Live project to upgrade City Hall to allow for live broadcasts at designated locations in the building utilizing Homeland Security and Emergency Management Urban Security Initiative grant funds as approved by the City Council, now recommends authorizing the proper City officers to execute an agreement with the Municipal Building Commission for its assistance on the project.

Adopted.

W&M/Budget - Your Committee recommends that the proper City officers be authorized to issue a Request for Qualifications (RFQ) for Public Artist(s) for Oak Station Place; and direct the proper City officers to execute an agreement with the selected artist, for an amount not to exceed \$110,000.

Adopted.

W&M/Budget – Your Committee recommends that the proper City officers be authorized to accept \$2,990 donated in memory of former Arts Commissioner Carol Daly for the use of a public art endeavor to be determined by the Minneapolis Arts Commission.

Further, passage of the accompanying resolutions to: a) accept donations; and b) appropriate funds into the Community Planning and Economic Development agency.

Adopted.

Resolution 2012R-321, accepting monetary donations in memory of Carol Daly, 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-321
By Hodges**

Accepting Monetary Donations in Memory of Carol Daly.

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
P.C. Brunelle	50.00
Janis & Steven Cool Ttee	75.00
Jan Erickson	20.00
Brett Feldman	50.00
Susan Ferguson	50.00
Elizabeth Brackett Fred Olson	100.00
Sarah French	50.00
Shelli & Martin Gilbert	25.00
Boyd Huppert	20.00
Mary & Alan Johnson	100.00
Doris Johnson	50.00
Catherine Jordan Living Trust	50.00
Suzanne Kinnear	25.00
Linda & Albert Kolman	20.00
E. Janet Kramer	15.00
William Laing	50.00
Hollace & Brian Liesch	100.00
Janice Nelson	150.00
Kathleen Nevermann	100.00
Claire Olson	50.00
Rhonda & Rory O'Neill	200.00
John L. Owens	125.00
Jeanne Papin	50.00
Jessica Brown Phillipe Lusardi	25.00
Philip & Alice Randell	50.00
David Riviera	25.00
Renee & William Riviere	25.00
Jodi Rogness	25.00
Sylvia & Martin Sabo	50.00
Catherine Samuelson	50.00
Kurt & Marcia Schekel	100.00
Julie A. Schmidt	70.00

Mary Lee Stephenson	50.00
Elizabeth & Lester Stiel	50.00
Martin & Joleen Thiede	50.00
Madelon & John Thiede	20.00
Jo & Dean Tollefson	25.00
Joyce & Glen Wilde	25.00
Susan Lindoo & Michael Wolesky	250.00
Milton & Margie Woodhouse	100.00
Nunzi & Elda Zinni	50.00
Infinity Direct, Inc.	25.00
Thomas J. Ginther Agency Inc.	50.00
Creative Talent Group	100.00
Anytime Fitness	250.00;

Whereas, no goods or services were provided in exchange for said donation;
Whereas, all such donations have been contributed to assist the city for the restricted use of a public art endeavor to be determined by the Minneapolis Arts Commission, 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 restricted use of a public art endeavor to be determined by the Minneapolis Arts Commission.
Adopted.

**RESOLUTION 2012R-322
By Hodges**

Amending The 2012 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:
That the above-entitled resolution, as amended, be further amended by increasing the appropriation in the Community Planning and Economic Development agency in the Grants Other Fund (01600-8900420) by \$2,990; and increasing the Community Planning and Economic Development agency revenue source (01600-8900420-372001) by \$2,990.
Adopted.

W&M/Budget - Your Committee, having under consideration the Minneapolis Convention Center Waste Reduction Project, now recommends passage of the accompanying resolution authorizing execution of a grant agreement with the Mississippi Watershed Management Organization to accept a \$10,000 grant from the Mississippi Watershed Stewardship Fund for performing a feasibility study and initial design for a Rainwater Harvesting and Re-use System at the Convention Center. Further, authorizing the Executive Director of the Convention Center to execute said agreement on behalf of the City of Minneapolis.
Adopted.

Resolution 2012R-323, authorizing execution of a grant agreement with the Mississippi Watershed Management Organization and accepting funds relating to a Rainwater Harvesting and Re-use system, 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-323
By Hodges**

Authorizing execution of a grant agreement with the Mississippi Watershed Management Organization and accepting funds relating to a Rainwater Harvesting and Re-use system.

Resolved by The City Council of The City of Minneapolis:

Authorizing execution of a grant agreement with the Mississippi Watershed Management Organization in the amount of \$10,000 to perform a feasibility study and initial design for a Rainwater Harvesting and Re-use system at the Convention Center. Further, authorizing the Executive Director of the Convention Center to execute said agreement on behalf of the City of Minneapolis.

Adopted.

W&M/Budget - Your Committee recommends passage of the accompanying resolution authorizing proper City officers to accept a donation for conference registration from Oracle USA Inc. for two City employees to participate in Oracle's 11g Upgrade Seminar in Edina, Minnesota, on June 7, 2012.

Adopted.

Resolution 2012R-324, accepting a donation from Oracle USA Inc. for conference registration expenses for two City employees, 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-324
By Hodges

Accepting a donation from Oracle USA Inc. for conference registration expenses.

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 City of Minneapolis currently uses Oracle 10g software and will be upgrading to Oracle 11g software in the near future;

Whereas, Oracle USA, Inc., has offered the City of Minneapolis the opportunity to send two IT employees at no cost to the Oracle 11g Upgrade Seminar being held on June 7, 2012 in Edina, MN;

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

Whereas, this donation will assist the city in furthering staff understanding of how to implement the upgrade from Oracle 10g to Oracle 11g; 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 to send two City IT employees to the Oracle 11g Upgrade Seminar being held on June 7, 2012 in Edina, MN.

Adopted.

W&M/Budget - Your Committee, having received the recommendation of the Executive Committee for the reappointment of Christine Siewert to serve on the Minneapolis Civil Service Commission, for a term ending February 28, 2015, and having held a public hearing thereon, now recommends approval of said reappointment.

Adopted.

W&M/Budget - Your Committee, having under consideration the repair of the Plymouth Ave N Bridge over the Mississippi River, now recommends:

- a) Acceptance of the apparent low bid submitted to the Public Works Department on OP No 7632 from Global Specialties Contractors, Inc., in the amount of \$5,667,775.00, to furnish and deliver all labor, materials, equipment, permits, and incidentals necessary to accomplish the construction of the Plymouth Ave Bridge Post-Tensioning Rehabilitation Project;
- b) Authorizing the execution of a contract for the said services all in accordance with City specifications;

- c) Passage of the accompanying resolution amending the Five-Year Capital Program by increasing the appropriation for the Plymouth Ave Bridge Project by \$1,500,000 to be funded by an increase in Municipal State Aid; and
- d) Approval of Amendment No 3 to the Plymouth Ave Bridge Consulting Services Standard Agreement (C-28369) with Corven Engineering, increasing the amount by \$350,000 for in-construction services, pending approval by the Permanent Review Committee.

Adopted.

Approved by Mayor Rybak 5/25/2012.

(Published 5/30/2012)

RESOLUTION 2012R-325

By Hodges

Amending Resolution 2011R-660 entitled "Adopting the 2012 - 2016 Five Year Capital Program and fixing the maximum amounts for 2012 to be expended by the various funds under the jurisdiction of the City Council", passed December 14, 2011.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the funding appropriation to the Plymouth Avenue Bridge Project (04100-9010938-CBR125) by \$1,500,000 from Municipal State Aid (MSA), revenue source 321514.

Adopted.

Approved by Mayor Rybak 5/25/2012.

(Published 5/30/2012)

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

W&M/Budget & Z&P - Your Committee, having under consideration the gift of a memorial statue of General Emiliano Zapata from the Government of the State of Morelos, Mexico, now recommend passage of the accompanying resolution authorizing acceptance of said gift; and deletion of the last two sentences in the staff report under the "Consistency with Current City Plans" section, as follows:

~~While there are no immediate plans for redevelopment of this or the adjacent property, the primary purpose for CPED land ownership is to facilitate development. Therefore the property may not be available for this use indefinitely, however; the statue could easily be physically relocated to another location should the property be needed for another purpose.~~

Adopted.

Resolution 2012R-326, accepting donation of a memorial statue of General Emiliano Zapata, 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-326

By Hodges and Schiff

Accepting donation of a memorial statue of General Emiliano Zapata.

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:

Government of the State of Morelos, Mexico, Bronze memorial statue of General Emiliano Zapata

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

Whereas, all such donations have been contributed to assist the city in inspiring, educating and bringing together the residents of the surrounding neighborhoods and strengthen the City's relationship with its sister-city, 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 to assist the city in inspiring, educating and bringing together the residents of the surrounding neighborhoods and strengthen the City's relationship with its sister-city.

Adopted.

The ZONING & PLANNING Committee submitted the following reports:

Z&P – Your Committee, having under consideration the appeal filed by Richard P. Johnson on behalf of the Hennepin County Railroad Authority, along with the Minnesota Department of Transportation, from the decision of the Planning Commission granting applications of Hines Northstar Crossings Limited Partnership for a conditional use permit and site plan review for a new planned unit development at 333 Washington Ave N and 328 4th St N, now recommends that said appeal be sent forward without recommendation.

Schiff moved that the report be amended by deleting the language “be sent forward without recommendation” and inserting in lieu thereof “be denied”. Seconded.

Adopted by unanimous consent.

The report, as amended, was adopted.

Z&P - Your Committee, having under consideration the appeal filed by Kathleen Flynn Peterson from the decision of the Planning Commission granting the application by Minneapolis Leased Housing Associates IV, Limited Partnership for a conditional use permit for a planned unit development and a variance from the maximum allowable floor area ratio to allow a 255-unit planned unit development at 100 3rd Ave SE, 300 2nd St SE and 400 2nd St SE (aka 301 Main St SE), now recommends that said appeal be denied and that the related findings prepared by the Community Planning & Economic Development staff be adopted.

Your Committee further recommends that the following conditions be added to the site plan approval for the conditional use permit for a planned unit development:

- a) 5th Avenue Reconstruction;
- b) Historic rail corridor Improvements to enhance public pedestrian experience & movement;
- c) “Pillsbury’s Best Flour” neon sign refurbishment;
- d) Façade cleaning and brick repointing;
- e) Reconstruction of historic loading dock & canopy at A-Mill;
- f) 4th Ave public pedestrian access improvements;
- g) 5th Ave public pedestrian easement & improvements;
- h) Reconstruction of canopy at rear of Cleaning House (facing mid-block rail corridor).

Adopted.

Z&P - Your Committee, having under consideration the appeal filed by Steven Kotke, on behalf of the Minneapolis Public Works Department, from the decision of the Heritage Preservation Commission denying the demolition of historic resource application for Peavey Plaza, 1101 Nicollet Mall, now recommends that the appeal be granted.

Your Committee further recommends that the Findings of Fact and Recommendation, prepared by the City Attorney as directed by the Committee and on file as FOF-2012-23 in the Office of the City Clerk, be adopted and made a part of this report by reference.

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

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

Nays – Gordon.

UNFINISHED BUSINESS

Comm Dev & W&M/Budget – Your Committee, having under consideration receipt of Minnesota Department of Employment and Economic Development (DEED) redevelopment grant awards, now recommends that the proper City officers be authorized to accept and appropriate an award \$200,000 for the Pillsbury Lofts Project, and to execute grant, sub-recipient and/or disbursement and related documents and agreements as may be necessary to implement the grant.

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

Goodman moved to postpone. Seconded.

Adopted by unanimous consent.

Comm of the Whole/IGR - Your Committee, having under consideration an amendment to the City's agenda for the 2012 Legislative Session, adopted December 9, 2011, as amended, to include a City position regarding a proposed Minneapolis Vikings stadium financing package and associated economic development, now recommends passage of the accompanying resolution adding repurposing of Convention Center Taxes to support the Convention Center, Target Center, a new People's Stadium and General Fund Savings to the City's Legislative Agenda.

Hofstede moved to amend Section 4 of the proposed resolution as follows:

"4. That the Minnesota Vikings work with neighborhoods surrounding the People's stadium and TCF Bank Stadium to mitigate any negative game day impacts so that the stadium is viewed as a neighborhood asset." Seconded.

Adopted upon a voice vote.

The report, as amended, was adopted. Yeas, 7; Nays, 6 as follows:

Yeas - Reich, Hofstede, Colvin Roy, Tuthill, Quincy, Samuels, Johnson.

Nays - Schiff, Lilligren, Glidden, Goodman, Hodges, Gordon.

Resolution 2012R-327, adding Repurposing of Convention Center Taxes to support the Convention Center, Target Center, a new People's Stadium and General Fund Savings to the City's Legislative Agenda, 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-327

By Johnson

Adding Repurposing of Convention Center Taxes to support the Convention Center, Target Center, a new People's Stadium and General Fund Savings to the City's Legislative Agenda.

Whereas, pursuant to a special law enacted in 1986, the State of Minnesota granted the City of Minneapolis the right to impose certain taxes to support the Minneapolis Convention Center including a 0.5% general sales tax; a 2.625% lodging tax and a 3% downtown liquor tax and downtown restaurant tax, (collectively the "Convention Center taxes"); and

Whereas, repurposing these taxes to provide the City the authority to use these taxes to fund Target Center debt, operating expenses and capital improvements as well as to continue to fund capital, operating and marketing expenses for the Convention Center offers general fund/property tax relief and the ability to maintain both facilities as first class competitive entertainment and convention venues; and

Whereas, a required component of the City's support of a People's stadium bill is the ability to make significant capital improvements to Target Center, as well as the ability to use the Convention Center taxes to support Target Center debt service and operating expenses as well other capital and economic development investments; and

Whereas, the proposal for funding a People's stadium does not involve an override of the 1997 Charter referendum limiting City public financing of sports facilities; and

Whereas, the Minnesota Vikings' organization is a statewide asset whose direct activities and those of its fans provide important support to the local and regional economy; and

Whereas, the People's stadium will not only be home to the Minnesota Vikings for 10 games per season, it will also host over 600 other events per year, including college and high school sports, inline skating and Dog Days; and

Whereas, the City Council on December 29, 2003 adopted a resolution stating that the Metrodome site is the City's preferred option for a new People's stadium, because of its accessibility to the state and regional transportation infrastructure, and

Whereas, the stadium project will immediately put 7,500 Minnesotans to work, including residents of the City of Minneapolis, particularly those from neighborhoods with higher rates of unemployment and poverty, and underrepresented groups, and will result in \$1 billion in new development in the City of Minneapolis:

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

That the City's legislative agenda for 2012 and subsequent years be amended to include support for a People's stadium bill that would provide the following:

1. Repurpose and direct the use of the current state-authorized Convention Center taxes as follows:
 - a. To the City to be used to fund debt service, capital, operating and marketing expenses of the Convention Center and Target Center, and any other capital projects or economic development purposes; and
 - b. To a new stadium authority to be used to fund a portion of the capital and operating expenses of a new People's stadium.
2. Maintain the current state-authorized Convention Center taxes for at least as long as needed for the above purposes.
3. The construction of a new stadium and improvements to Target Center must put Minneapolis residents to work, such that:
 - a. A percentage of construction contracts equal to or greater than other Minneapolis development projects must be awarded to women and minority owned businesses;
 - b. The construction workforce must include skilled minority, unskilled minorities and females and that workforce utilization goals must exceed current city goals;
 - c. The construction workforce must include workers from Minneapolis zip codes that have high rates of poverty and unemployment; and
 - d. Concessionaires at the new stadium must reflect the ethnic diversity of Minnesota.
4. That the Minnesota Vikings work with neighborhoods surrounding the People's stadium and TCF Bank Stadium to mitigate any negative game day impacts so that the stadium is viewed as a neighborhood asset.

Be It Further Resolved that the City's support for a People's stadium is dependent upon the concurrent authorizations to permit the use of the state-authorized Convention Center taxes for the Convention Center and Target Center as set forth above, to ensure the economic vitality of all these assets.

Be It Further Resolved that a copy of this resolution be transmitted to Governor Dayton, Senate and House legislative leaders, the stadium bill authors and to the Minneapolis legislative delegation.

Adopted. Yeas, 7; Nays, 6 as follows:

Yeas - Reich, Hofstede, Colvin Roy, Tuthill, Quincy, Samuels, Johnson.

Nays - Schiff, Lilligren, Glidden, Goodman, Hodges, Gordon.

Pursuant to notice, Schiff moved to introduce the subject matter of an ordinance amending Title 14, Chapter 363 of the Minneapolis Code of Ordinances relating to *Liquor and Beer: Wine Licenses*, for first reading and referral to the Regulatory, Energy & Environment Committee (amending the percent of mandatory food sales). Seconded.

Adopted upon a voice vote.

NEW BUSINESS

Schiff moved to introduce the subject matter of an ordinance amending Title 20 of the Minneapolis Code of Ordinances relating to *Zoning Code*, for first reading and referral to the Zoning & Planning Committee (to consider amendments to the Land Subdivision Regulations), as follows:

- a) Amending Chapter 520 related to *Zoning Code: Introductory Provisions*
 - b) Amending Chapter 525 related to *Zoning Code: Administration and Enforcement*
 - c) Amending Chapter 527 related to *Zoning Code: Planned Unit Development*
 - d) Amending Chapter 531 related to *Zoning Code: Nonconforming Uses and Structures*
 - e) Amending Chapter 535 related to *Zoning Code: Regulations of General Applicability*. Seconded.
- Adopted by unanimous consent.

Schiff moved to introduce the subject matter of an ordinance amending Title 22, Chapter 598 of the Minneapolis Code of Ordinances relating to *Land Subdivision: Land Subdivision Regulations*, for first reading and referral to the Zoning & Planning Committee (to consider amendments to the Land Subdivision Regulations). Seconded.

Adopted by unanimous consent.

Schiff moved to introduce the subject matter of an ordinance amending Title 20, Chapter 525 of the Minneapolis Code of Ordinances relating to *Zoning Code: Administration and Enforcement*, for first reading and referral to the Zoning & Planning Committee (to consider extending the length of time for which a decision from the zoning administrator or planning director, or zoning approval granted by the city planning commission, board of adjustment or city council, are valid). Seconded.

Adopted by unanimous consent.

Schiff moved to introduce the subject matter of an ordinance amending Title 23, Chapter 599 of the Minneapolis Code of Ordinances relating to *Heritage Preservation: Heritage Preservation Regulations*, for first reading and referral to the Zoning & Planning Committee (to consider extending the length of time for which a decision from the zoning administrator or planning director, or the heritage preservation commission or city council, are valid). Seconded.

Adopted by unanimous consent.

Colvin Roy moved to introduce the subject matter of an ordinance amending Title 3 of the Minneapolis Code of Ordinances relating to *Air Pollution and Environmental Protection*, for first reading and referral to the Regulatory, Energy and Environment Committee (adding a new chapter 60 regulating coal tar-based sealer products). Seconded.

Adopted by unanimous consent.

Lilligren moved to adjourn. Seconded.

Adopted upon a voice vote.

Casey Joe Carl,
City Clerk

Unofficial Posting: 5/30/2012
Official Posting: 6/1/2012
Correction: 2/15/13