OFFICIAL PROCEEDINGS
MINNEAPOLIS CITY COUNCIL

REGULAR MEETING OF
AUGUST 2, 2013

(Published August 10, 2013, in *Finance and Commerce*)

Council Chamber
350 South 5th Street
Minneapolis, Minnesota
August 2, 2013 - 9:30 a.m.
Council President Johnson in the Chair.
Present - Council Members Tuthill, Quincy, Glidden, Goodman, Hodges, Samuels, Gordon, Reich, Hofstede, Schiff, Lilligren, Colvin Roy, 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 July 19, 2013. Seconded.
Adopted upon a voice vote.

Lilligren moved referral of petitions, communications, and reports of the City officers to the proper Council committees and departments. Seconded.
Adopted upon a voice vote.

PETITIONS AND COMMUNICATIONS

AUDIT:
INTERNAL AUDIT (276629)
General Ledger Accounting Review.
2014 Audit Plan Options.
2013 Audit Plan Update.
2013 2nd Quarter Update on Management Action Plans.

COMMITTEE OF THE WHOLE
COORDINATOR (276630)
Regulatory Services Reorganization: Update report.

COMMITTEE OF THE WHOLE (See Rep):
INTERGOVERNMENTAL RELATIONS (276631)
35W Bus Rapid Transit (BRT) Lake Street Transit Access Project: Amend the City's 2013 Legislative Agenda to modify the Capital Bonding Section by inserting after the list of City bonding priorities "Minneapolis supports Hennepin County's bonding request of $13.0 million in

state funding for the 35W BRT Lake Street Transit Access Project"; and deleting from the last sentence in the section "35W BRT Lake Street Transit Access Project".

Local Approval of Park Dedication Fee Special Legislation: Approve Laws of Minnesota 2013 Chapter 85, Article 5, Section 43 relating to the park dedication fee; and Direct the City Clerk to prepare and file with the Minnesota Secretary of State the required certification and approval and required documents.

NEIGHBORHOOD AND COMMUNITY RELATIONS (276632)

Community Participation Program: Approve $11.4 million of the Consolidated Redevelopment Tax Increment Financing District (Consolidated TIF District) funds to be allocated to neighborhood organizations according to the Allocation Schedule in years 2014, 2015 and 2016; and Authorize staff to enter into any necessary contracts consistent with the approved guidelines.

COMMUNITY DEVELOPMENT (See Rep):

COMMUNITY PLANNING & ECONOMIC DEVELOPMENT (276633)

Land Sale (421 6th St NE): To PPL HOMES, LLC.

Interchange Project: Resolution declaring need for Hennepin County to undertake certain redevelopment activities in the City.

Mortgage Assistance & Home Improvement Programs: Authorize contracts with Greater Metropolitan Housing Corp & Center for Energy & Environment to become lenders for City loan programs.

Pillsbury A Mill Tunnel System Condition Study: Professional services agreement with Mead & Hunt.

Green Homes North: Authorize Request for Proposals for Round 3 of program.

City of Lakes Care Center Project (618 E 17th St): Resolution consenting to & approving issuance of bonds by the City of Shakopee & authorizing cooperative agreement relating to host approval.

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

COMMUNITY PLANNING & ECONOMIC DEVELOPMENT (276634)

Minnesota Department of Employment & Economic Development Redevelopment Grant Program: Submittal of applications.

Environmental Remediation Grant Programs: Acceptance of grant awards from Minnesota Department of Employment & Economic Development Contamination Cleanup & Investigation Grant Program, Metropolitan Council Livable Communities Tax Base Revitalization Account Grant Program & the Hennepin County Environmental Response Fund.

GRANTS AND SPECIAL PROJECTS (276635)

2013 Consolidated Plan & City Budget Schedule 4: Amendment to reflect 2013 Federal HUD appropriation amounts.

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

HEALTH DEPARTMENT (276636)

Minneapolis Public Health Advisory Committee: Appointment of Birdie Cunningham.

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

HEALTH DEPARTMENT (276637)

Statewide Health Improvement Program (SHIP): Authorize applications for grant funding.

SHIP: Authorize acceptance of funds from Minnesota Department of Health for continuation of program.

POLICE DEPARTMENT (276638)

Leadership Training: Contract amendment with Partners in Leadership, Inc; Waiver of City Travel Policy.

Gopher Football Game Security: Contract with University of Minnesota to provide security at TCF Bank Stadium.

Drug Court Research & Monitoring Services: Contract agreement with Hennepin County 4th District Court.

2012 Edward Byrne Memorial Justice Assistance Grant Award: Acceptance.

REGULATORY SERVICES (276639)

Animal Care & Control Donations: In-kind donations of dog & cat food & supplies.

REGULATORY, ENERGY AND ENVIRONMENT (See Rep):

LICENSES AND CONSUMER SERVICES (276640)

Licenses: Grant licenses recommended for approval.

Eat Street Buddha Kitchen Lounge, 2550 Nicollet Ave: On-Sale Liquor Class B with Sunday Sales and Sidewalk Cafe Licenses.

Baldy's BBQ, 1501 University Ave SE: On-Sale Liquor Class E with Sunday Sales License.

My Burger, 213 Oak St SE: On-Sale Class E Wine with Strong Beer License.

Izzy's Ice Cream, 1100 2nd St S: Sidewalk Cafe License.

Mesa Pizza, 1440 W Lake St: Extended Hours License.

Greenway Liquor, 105 Grant St W: Off-Sale Liquor License with conditions.

Fine Line Music Cafe & Event Center, 318 1st Ave N: On-Sale Liquor Class A with Sunday Sales License with conditions.

LICENSES AND CONSUMER SERVICES (276641)

Mr. BBQ Express, 1600 W Broadway: Business License Operating Conditions relating to Food Manufacturer License.

Pizza Luce, 119 N 4th St: License Settlement Conference recommendations relating to Special Late Night Food License.

Team Liquor Wine & Spirits, 19 S 7th St: License Settlement Conference recommendations relating to Off-Sale Liquor License.

REGULATORY SERVICES (276642)

License Fee Schedule: Set public hearing to consider adjusting fees.

Rental Dwelling License at 442 Pierce St held by Scott Such: Refer to staff.

REGULATORY SERVICES (276643)

Rental dwelling License at 1049 24th Ave SE: Reinstate license to be held by Joel Hussong.

REGULATORY SERVICES (276644)

Tayo Coffee & Ice Cream, 2910 Pillsbury Ave S: Deny renewal of Food Manufacturer License.

TRANSPORTATION AND PUBLIC WORKS:

PUBLIC WORKS AND ENGINEERING (276645)

Parking Meters: Set public hearing to consider ordinance amending Title 18, Chapter 478 modifying and deleting outdated language relating to the parking meter system.

TRANSPORTATION AND PUBLIC WORKS (See Rep):

PUBLIC WORKS AND ENGINEERING (276646)

Uptown Art Fair: Large Block Event Permit.

Ovarian Cancer Awareness: Declaring September 2013 Ovarian Cancer Awareness Month.

Reconveyance of Tax Forfeited Parcel to State of Minnesota: 1500 Water St NE.

Critical Parking Area No 32: Renewed and revised petition (See Petn No 276517).

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

PUBLIC WORKS AND ENGINEERING (276647)

50th St W Street Resurfacing Project No 5251: Project approval and assessment public hearing.

Presidents/Stone Arch Bridge Bicycle Boulevard (Fillmore Bike Walk Street) and Southern Bike Connection: a) Project layouts; b) Accept federal grant; and c) Increase appropriation.

Bids: a) OP 7819, Low bid of Thomas and Sons Construction, Inc for construction of Presidents/Stone Arch Bridge Bicycle Boulevard (Fillmore Bike Walk Street); b) OP 7820, Low bid of Thomas and Sons Construction, Inc for construction of Southern Bikeway Project; c) OP 7812, Low bid of Fer Pal Construction USA, LLC for cured-in-place pipe lining; d) OP 7813, Low responsive bid of Master Electric for electrical construction for a vehicle charging station; e) OP 7821, Low bid of Global Specialty Contractors, Inc for Avenue of the Arts Bridge Restoration Project; and f) OP 7830, Low bid of Safety Signs, LLC for rental of traffic control devices.

WAYS AND MEANS BUDGET (See Rep):

ATTORNEY (276648)

Legal Settlements of: John Rekstad v. City of Minneapolis.

Progressive Mountain Insurance Company v. City of Minneapolis.

CONVENTION CENTER (276649)

Convention Center West Stairs Renovation Project: Amend contract with Construction Results Corporation to allow close out and final payment.

COORDINATOR (276650)

Homegrown Minneapolis Initiative: Accept gift from General Mills Foundation; and approve appropriation.

ZONING AND PLANNING (See Rep):

CITY COUNCIL (276651)

Rezoning: 700, 702, 704, 706, 710, 712, and 714 14th Avenue SE; 1409, 1411, 1413, 1415, 1417, and 1419 7th Street SE; 701, 709, 715, and 717 15th Avenue SE (CPM Development, 15th Avenue Student Housing)

PLANNING COMMISSION/DEPARTMENT (276652)

Rezoning: 1300-1322 5th Street SE, 425 14th Avenue SE (Opus Development Corporation, 5th Street SE Mixed Use Project)

NEW BUSINESS (See Rep):

CITY CLERK (276653)

Assistant City Clerk Designation: Confirm the City Clerk's designation of Jackie Hanson as Interim Assistant City Clerk for the period August 5 through August 16, 2013.

The following reports were signed by Mayor Rybak on August 5, 2013, 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:

Comm of the Whole/IGR - Your Committee recommends that the City's agenda for the 2013 State Legislative Session, adopted December 14, 2012, be amended to include in the "Capital Bonding" section the following language after the list of city bonding priorities:

Minneapolis supports Hennepin County's bonding request of $13.0 million in state funding for the 35W BRT Lake Street Transit Access Project.

Your Committee further recommends that the Capital Bonding Section be amended by deleting "35W BRT Lake Street Transit Access Project" from the last sentence in the section.

Adopted.

Comm of the Whole/IGR - Your Committee recommends passage of the accompanying resolution approving Laws of Minnesota 2013 Chapter 85 Article 5 Section 43 relating to the park dedication fee.

Adopted.

Resolution 2013R-326, approving Laws of Minnesota 2013 Chapter 85 Article 5 Section 43 relating to the park dedication fee, 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 2013R-326
By Glidden

Approving Laws of Minnesota 2013 Chapter 85 Article 5 Section 43.

Whereas, the Minnesota Legislature has passed a law (Laws of Minnesota 2013 Chapter 85 Article 5 Section 43) relating to the park dedication fee; and

Whereas, the said law requires an affirmative vote of the majority of the members of the City Council before it may become effective;

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

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

Adopted.

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 August 1, 2013 regarding the Community Participation Program guidelines at this meeting. Seconded.

Adopted.

Comm of the Whole – Your Committee recommends the following, in concurrence with the approved Community Participation Program guidelines:

a) Approve $11.4 million of the Consolidated Redevelopment Tax Increment Financing District (Consolidated TIF District) funds to be allocated to neighborhood organizations according to the Allocation Schedule in 2014, 2015, and 2016, as set forth in Petn No 276632 on file in the Office of the City Clerk.

b) That the proper City officers be authorized to execute any necessary contracts consistent with the approved guidelines.

Adopted.

The COMMUNITY DEVELOPMENT Committee submitted the following reports:

Comm Dev - Your Committee recommends passage of the accompanying resolution authorizing sale of the property at 421 6th Ave NE to PPL HOMES, LLC for $15,600, subject to the following conditions:

a) Land sale closing must occur no later than 90 days from 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 2013R-327, authorizing sale of land Vacant Housing Recycling Program Disposition Parcel No TF-795 at 421 6th Ave NE, was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2013R-327
By Goodman

Authorizing sale of land Vacant Housing Recycling Program Disposition Parcel No TF-795 at 421 6th Ave NE.

Whereas, the City of Minneapolis, hereinafter known as the City, has received an offer to purchase and develop Disposition Parcel TF-795, in the St. Anthony West neighborhood, from PPL Homes LLC, hereinafter known as the Redeveloper, the Parcel TF-795, being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota to wit:

LEGAL DESCRIPTION of TF-795; 421 6th Avenue NE: Lot 3, A.M. Reid's Subdivision of the Northeasterly one-half of Block Four in the Town of St. Anthony, according to the recorded plat thereof, Hennepin County, Minnesota; and

Whereas, the Redeveloper has offered to pay the sum of $15,600, for Parcel TF-795 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 July 12, 2013, a public hearing on the proposed sale was duly held on July 23, 2013, at the regularly scheduled Community Development Committee meeting of the City Council, at the Minneapolis City Hall, 350 South 5th Street, Room 317, at 1:30 p.m., in the City of Minneapolis, County of Hennepin, State of Minnesota;

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

That the re-use value for uses in accordance with the Vacant Housing Recycling Program plan, as amended, is hereby estimated to be the sum of $15,600 for Parcel TF-795.

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, having under consideration the Interchange Project, a central, multi-modal transportation hub and community gathering space located next to Target Field, now recommends passage of the accompanying resolution declaring a need for Hennepin County and/or its affiliated entities to undertake certain redevelopment activities in the City and approve the County's Redevelopment Plan and off-street parking facilities for said project.

Adopted.

Resolution 2013R-328, providing requisite approvals for Hennepin County's Stage One Light Rail Transit Focus Redevelopment Project, was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2013R-328
By Goodman

Providing requisite approvals for Hennepin County's Stage One Light Rail Transit Focus Redevelopment Project.

Whereas, Hennepin County has established a Transit-Oriented Development (TOD) financing program (the "Program") as a multi-jurisdictional reinvestment program under the authority of Minnesota Statutes, section 383B.79, subdivision 1; and

Whereas, Hennepin County and the Hennepin County Housing and Redevelopment Authority (the "County HRA") have approved a redevelopment plan, as amended, entitled the Amended Interchange Redevelopment Plan (the "Plan") under the authority of Minnesota Statutes, sections 469.001-.047, for a redevelopment project located within the City of Minneapolis (the "City"); and

Whereas, the proposed redevelopment project is entitled the Stage One Light Rail Transit Focus Redevelopment Project (the "Project") and involves the sale of Hennepin County owned property at 419 Fifth Street North in Minneapolis to be redeveloped as a plaza with commercial sites and possible parking using financing under the Program and other financing; and

Whereas, Hennepin County and the County HRA have requested that the City Council of the City adopt a resolution under Minnesota Statutes, section 469.005, declaring a need for Hennepin County and/or the County HRA to exercise its powers in the City, and approve the Project as required by Minnesota Statutes, section 383B.77, and approve the off-street parking facilities that will be constructed as part of the Project under Minnesota Statutes, section 383B.20; and

Whereas, the City has reviewed the Plan, investigated the facts with respect to the Project and Program, and held a public hearing after published notice as required by law; and

Whereas, the City contemplates there will be future opportunities for it to provide meaningful input into design development;

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

That the City Council grants general approval in accordance with Minnesota Statutes, sections 469.005, 383B.77, and 383B.20, of the Amended Interchange Redevelopment Plan for the Stage One Light Rail Transit Focus Redevelopment Project approved by the Hennepin

County Housing and Redevelopment Authority and the Hennepin County Board of Commissioners on June 11, 2013 and June 25, 2013, respectively.

Be It Further Resolved that the approval in this resolution does not confer financial and other benefits or waive zoning, land use, building code and other applicable requirements.

Adopted.

Comm Dev - Your Committee, having under consideration the Request for Proposals received for providing City loan programs, now recommends approval of the following recommendations:

a) That the proper City officers be authorized to enter into a contract with Greater Metropolitan Housing Corporation to do lending for both mortgage assistance and home improvement programs, and to execute said contract;

b) That the proper City officers be authorized to enter into a contract with Center for Energy and Environment to do lending under the City's home improvement programs and to do lending for mortgage assistance programs if they become certified by the FHA, and to execute said contract, as referenced in the Department of Community Planning & Economic Development (CPED) report;

c) That the Director of CPED be authorized to 1) approve a three year extension to these contracts at the end of the initial three year contract period, provided the costs and services remain consistent and acceptable; and 2) approve modifications to adjust for changes in the market conditions.

Adopted.

Comm Dev - Your Committee recommends that the proper City officers be authorized to negotiate and execute a professional services agreement with Mead & Hunt in the amount of $99,807, for completion of the Pillsbury A Mill tunnel system condition study, payable within the budget supported by two grant sources.

Adopted.

Comm Dev - Your Committee recommends that the proper City officers be authorized to release a Request for Proposals for Round 3 of the Green Homes North Program, as described in the Department of Community Planning & Economic Development staff report.

Adopted.

Comm Dev - Your Committee, having under consideration the request for the City of Minneapolis to consent to and approve the issuance by the City of Shakopee of Health Care and Housing Facilities Revenue Refunding Bonds to refund Series 2004 City of Minneapolis Revenue Bonds for the City of Lakes Care Center, 618 E 17th St, Minneapolis, now recommends passage of the accompanying resolution consenting to and approving the issuance by the City of Shakopee of Health Care and Housing Facilities Revenue Refunding Bonds to refund bonds for the facility in the City of Minneapolis and authorizing the execution of a Cooperative Agreement and all necessary documents related to a request from the City of Shakopee for Host Approval for the issuance of Tax-exempt Health Care and Housing Facilities Revenue Refunding Bonds to refund Series 2004 City of Minneapolis Revenue Bonds for the City of Lakes Care Center Project.

Adopted.

Resolution 2013R-329, consenting to and approving the issuance by the City of Shakopee, Minnesota of Health Care and Housing Facilities Revenue Refunding Bonds to refinance certain facilities located in the city (City of Lakes Care Center, 618 E 17th St), under Minnesota Statutes, Chapter 462c, as amended, and Minnesota Statutes, Sections 469.152 through 469.1655, as amended; approving and authorizing the execution of a cooperative agreement with the City of Shakopee, Minnesota and the City of Osseo, Minnesota; and taking certain other actions with respect thereto, 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 2013R-329
By Goodman

Consenting to and approving the issuance by the City of Shakopee, Minnesota of Health Care and Housing Facilities Revenue Refunding Bonds to refinance certain facilities located in the city under Minnesota Statutes, Chapter 462c, as amended, and Minnesota Statutes, Sections 469.152 through 469.1655, as amended; approving and authorizing the execution of a cooperative agreement with the City of Shakopee, Minnesota and the City of Osseo, Minnesota; and taking certain other actions with respect thereto.

Resolved by The City Council of The City of Minneapolis:

1. STATUTORY AUTHORIZATION. Minnesota Statutes, Chapter 462C, as amended (the "Housing Act"), authorizes a city to carry out the public purposes described in the Housing Act by providing for the issuance of revenue bonds to provide funds to finance or refinance multifamily housing developments (including nursing and assisted living facilities) located within the municipality. Minnesota Statutes, Sections 469.152 through 469.1655, as amended (the "Industrial Development Act"), authorizes a city to issue revenue obligations to finance, in whole or in part, the cost of the acquisition, construction, reconstruction, improvement, betterment, or extension of a "project," defined in the Industrial Development Act, in part, as any properties, real or personal, used or useful in connection with a revenue producing enterprise, whether or not operated for profit, engaged in providing health care services, including hospitals, nursing homes, and related medical facilities.

2. THE SERIES 2013 BOND. St. Gertrude's Health Center, a Minnesota nonprofit corporation, Benedictine Health Center of Minneapolis, a Minnesota nonprofit corporation formerly known as City of Lakes Care Center, and Steeple Pointe Senior Living Community, a Minnesota nonprofit corporation (collectively, the "Obligated Group"), have proposed that the City of Shakopee, Minnesota (the "City of Shakopee") issue its Healthcare and Housing Facilities Revenue Refunding Bonds (Benedictine Health System Obligated Group), Series 2013 (the "Series 2013 Bonds"), in one or more series, in an aggregate principal amount not to exceed $22,000,000. Benedictine Health System, a Minnesota nonprofit corporation ("BHS"), has been authorized by the Obligated Group to act on its behalf as the agent of the Obligated Group.

The proceeds of the Series 2013 Bonds will be applied to (i) the redemption and prepayment of (a) the Tax Exempt Loan Participation Note (St. Gertrude's/Steeple Pointe Project), Series 2003 (the "Series 2003 Osseo Note"), issued in accordance with the Housing Act and the Industrial Development Act by the City of Osseo, Minnesota (the "City of Osseo"), on September 26,

2003, in the original aggregate principal amount of $9,995,000, (b) the Tax Exempt Loan Participation Note (St. Gertrude's Health Center Project), Series 2004 (the "Series 2004 Osseo Note"), issued in accordance with the Housing Act by the City of Osseo on September 28, 2004, in the original aggregate principal amount of $3,900,000, (c) the Health Care Revenue Bonds, Series 2004A (City of Lakes Care Center Project) (the "Series 2004 Minneapolis Bonds"), issued in accordance with the Industrial Development Act by the City on October 27, 2004, in the original aggregate principal amount of $4,735,000, and (d) the Tax Exempt Loan Participation Note (St. Gertrude's Health & Rehabilitation Center Project), Series 2010 (the "Series 2010 Shakopee Note"), issued in accordance with the Industrial Development Act by the City of Shakopee on September 30, 2010, in the original aggregate principal amount of $5,675,000; (ii) the funding of a debt service reserve fund; and (iii) the payment of costs of issuance of the Series 2013 Bonds. The Series 2003 Osseo Note, the Series 2004 Osseo Note, the Series 2004 Minneapolis Bonds, and the Series 2010 Shakopee Note are referred to herein collectively as the "Prior Bonds."

3. THE PRIOR BONDS. Proceeds of the Series 2003 Osseo Note (i) refunded the Multi-Family Housing Revenue Bonds, Series 1997 (Steeple Pointe Project) (the "Series 1997 Osseo Bonds"), issued by the City of Osseo in the original aggregate principal amount of $4,850,000, the proceeds of which financed the acquisition of land, site improvements, and construction of multifamily townhomes and other multifamily housing facilities designated as senior rental housing located at 625 Central Avenue in the City of Osseo; and (ii) refunded the Health Care Facilities Refunding Revenue Bonds (St. Gertrude's Health Center Project), Series 2000 (the "Series 2000 Shakopee Bonds"), issued by the City of Shakopee in the original aggregate principal amount of $6,065,000, the proceeds of which refinanced certain indebtedness relating to a 75-bed skilled nursing facility located at 1850 Sarazin Street in the City of Shakopee. Proceeds of the Series 2004 Osseo Note financed the construction and equipping of a 40-unit assisted living facility, connected entryway, and related meeting and office facilities to be connected to St. Gertrude's Health and Rehabilitation Center located at 1850 Sarazin Street in the City of Shakopee. Proceeds of the Series 2004 Minneapolis Bonds financed the acquisition, equipping, and renovation of a former 160-bed skilled nursing facility located at 618 East 17th Street in the City of Minneapolis into a 120-bed long-term care facility. Proceeds of the Series 2010 Shakopee Note financed the acquisition, construction, and equipping of an approximately 40,500 square foot three-level building expansion with 30 new licensed skilled nursing facility beds, expanded therapy space, a large educational area, a staff lounge, laundry, housekeeping, central supply areas and storage space, and private patient rooms at St. Gertrude's Health and Rehabilitation Center located at 1850 Sarazin Street in the City of Shakopee. The facilities being refinanced with the proceeds of the Series 2013 Bonds are referred to herein as the "Facilities," and those Facilities located in the City are referred to herein as the "Minneapolis Facilities."

4. JOINT POWERS AUTHORITY.

(a) Pursuant to Minnesota Statutes, Section 471.656, as amended, a city may issue obligations to finance and refinance the acquisition or improvement of property located outside of the corporate boundaries of such city if the obligations are issued under a joint powers agreement in which one or more of the parties to the joint powers agreement issue such obligations and the property is located entirely within the boundaries of one or more of the parties to the joint powers agreement.

(b) Pursuant to Minnesota Statutes, Section 471.59, as amended, by the terms of a joint powers agreement entered into through action of their governing bodies, two or more cities may jointly or cooperatively exercise any power common to the contracting parties or any similar

powers, including those which are the same except for the territorial limits within which they may be exercised and the joint powers agreement may provide for the exercise of such powers by one or more of the participating cities on behalf of the other participating cities.

(c) The City, the City of Osseo, and the City of Shakopee are all authorized by the Housing Act and the Industrial Development Act to issue revenue obligations to refinance the Facilities. The City, the City of Osseo, and the City of Shakopee are proposing to enter into a Cooperative Agreement, to be dated on or after August 1, 2013 (the "Cooperative Agreement"), pursuant to which the City, as a host city, and the City of Osseo, as a host city, will consent to the Series 2013 Bonds and the refinancing of the Facilities by the City of Shakopee, and pursuant to which the City of Shakopee will agree to issue the Series 2013 Bonds to refinance the Facilities.

5. FINDINGS.

(a) The City hereby approves and authorizes the issuance of the Series 2013 Bonds by the City of Shakopee to refinance the Facilities, including the Minneapolis Facilities. The Series 2013 Bonds are proposed to be issued under the terms of the Housing Act and the Industrial Development Act, an Indenture of Trust, to be dated on or after August 1, 2013 (the "Indenture"), between the City of Shakopee and U.S. Bank National Association, as trustee (the "Trustee"), and a resolution to be considered by the City Council of the City of Shakopee on August 20, 2013, following a duly noticed public hearing. The estimated maximum aggregate principal amount of the Series 2013 Bonds is presently estimated not to exceed $22,000,000.

(b) The proceeds derived from the sale of the Series 2013 Bonds are to be loaned by the City of Shakopee to the Obligated Group pursuant to the terms of a Loan Agreement, to be dated on or after August 1, 2013 (the "Loan Agreement"), between the City of Shakopee and BHS, acting for the Obligated Group.

(c) The Series 2013 Bonds are to be issued pursuant to authority conferred by the Housing Act and the Industrial Development Act. The Series 2013 Bonds will constitute an obligation secured solely by revenues derived from the operation of the Facilities and other security provided by the Obligated Group. The Series 2013 Bonds will neither constitute a general or moral obligation of the City, the City of Osseo, or the City of Shakopee, nor be secured by any taxing power of the City, the City of Osseo, or the City of Shakopee.

(d) The City has determined that it is desirable, feasible, and consistent with the objectives and purposes of the Housing Act and the Industrial Development Act, and it is in the best interest of the City to approve the issuance of the Series 2013 Bonds by the City of Shakopee to refinance the Facilities, including the Minneapolis Facilities.

6. COOPERATIVE AGREEMENT. The Finance Officer of the City or his authorized delegate is hereby authorized and directed to execute the Cooperative Agreement, and when executed and delivered as authorized herein, the Cooperative Agreement shall be deemed to be a part of this resolution as fully and to the same extent as if incorporated verbatim herein and shall be in full force and effect from the date of execution and delivery thereof. The Cooperative Agreement shall be substantially in the form on file with the City on the date hereof, which is hereby approved, with such necessary variations, omissions, and insertions as are not materially inconsistent with such forms and as the officers of the City, in their discretion, shall determine; provided that the execution thereof by the officers of the City shall be conclusive evidence of such determination.

7. DOCUMENTS FURNISHED TO BOND COUNSEL. The officers, employees, and agents of the City are hereby authorized and directed to prepare and furnish to Kennedy & Graven, Chartered, as Bond Counsel to the City of Shakopee, and to the purchaser of the Series 2013 Bonds certified copies of all proceedings and records of the City relating to the approval and issuance of the Series 2013 Bonds, including a certification of this resolution. Such officers, employees, and agents are hereby authorized to execute and deliver, on behalf of the City, all other certificates, instruments, and other written documents that may be requested by Bond Counsel, the purchaser of the Series 2013 Bonds, or other persons or entities in conjunction with the issuance of the Series 2013 Bonds. Without imposing any limitation on the scope of the preceding sentence, such officers, employees, and agents are specifically authorized to execute and deliver a general certificate of the City.

8. COSTS. The Obligated Group will pay and upon demand, reimburse the City for payment of, any and all costs incurred by the City in connection with this resolution and the execution of the Cooperative Agreement whether or not the Series 2013 Bonds are issued.

9. EFFECTIVE DATE. This resolution shall take effect and be in force from and after its approval and publication. Pursuant to Chapter 4, Section 9, of the Charter of the City, only the title of this resolution and a summary of this resolution conforming to Minnesota Statutes, Section 331A.01, subdivision 10, shall be published in the official paper of the City.

Adopted.

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

Comm Dev & W&M/Budget - Your Committee recommends passage of the accompanying resolution authorizing the proper City officers to submit applications to the Minnesota Department of Employment and Economic Development [DEED] Redevelopment Grant Program for the projects known as: 807 Broadway, The Cameron, Greenway Heights Family Housing, Minnesota Innovation Park, Praxis Marketplace and Shapco Printing Redevelopment.

Adopted.

Resolution 2013R-330, authorizing applications to the Minnesota Department of Employment and Economic Development [DEED] Redevelopment Grant Program for the projects known as 807 Broadway, The Cameron, Greenway Heights Family Housing, Minnesota Innovation Park, Praxis Marketplace, and Shapco Printing Redevelopment, 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 2013R-330
By Goodman and Hodges

Authorizing applications to the Minnesota Department of Employment and Economic Development [DEED] Redevelopment Grant Program for the following projects: 807 Broadway, The Cameron, Greenway Heights Family Housing, Minnesota Innovation Park, Praxis Marketplace, and Shapco Printing Redevelopment.

Resolved by The City Council of The City of Minneapolis:

That the City of Minneapolis (City) has approved the following Redevelopment Grant applications to be submitted to the Minnesota Department of Employment and Economic Development (DEED) on or by August 1, 2013: 807 Broadway, The Cameron, Greenway Heights Family Housing, Minnesota Innovation Park, Praxis Marketplace, and Shapco Printing Redevelopment.

Be It Further Resolved that the City act as the legal sponsor for the projects contained in the Redevelopment Grant applications to be submitted to DEED on or by August 1, 2013 and that the Director of the Department of Community Planning and Economic Development (or his designee) is hereby authorized to apply to DEED for funding of the aforementioned projects on behalf of the City.

Be It Further Resolved that the City has the legal authority to apply for financial assistance, and the institutional, managerial and financial capacity to ensure adequate project administration.

Be It Further Resolved that the sources and amounts of the local matches identified in the applications are committed to the identified projects.

Be It Further Resolved that the City has not violated any Federal, State or local laws pertaining to fraud, bribery, graft, kickbacks, collusion, conflict of interest or other unlawful or corrupt practice.

Be It Further Resolved that upon approval of its applications by the state and acceptance by the City Council, the City of Minneapolis may enter into agreements with the State of Minnesota for the above-referenced projects and the City certifies that it will comply with all applicable laws and regulations as stated in said agreements.

Be It Further Resolved that upon approval of its applications by the state and acceptance by the City Council, the Finance Officer or his designee will be authorized to execute any agreements that may be necessary to implement the projects.

Adopted.

Comm Dev & W&M/Budget – Your Committee, having under consideration environmental remediation grant awards, now recommends that the proper City officers be authorized to accept and appropriate awards by the Minnesota Department of Employment and Economic Development (DEED) Contamination Cleanup and Investigation Grant Program, Metropolitan Council Livable Communities Tax Base Revitalization Account (TBRA) Grant Program and the Hennepin County Environmental Response Fund (ERF), and to execute grant, sub-recipient and/or disbursement and related agreements for the following grants:

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.

DEED Grant Projects with recipient being City of Minneapolis:

1. 901 2nd St N, $30,000
2. The Bridges, $424,462
3. LifeSource, $425,665
4. Velo Flats, $624,553

TBRA Grant Projects with recipient being City of Minneapolis:

1. Thorp Building, $24,300
2. Praxis Marketplace, $179,300
3. Shapco Printing, $487,400
4. Velo Flats, $108,200

ERF Grant Projects with recipient being City of Minneapolis:

1. LifeSource, $410,540
2. The Lonoke, $64,000
3. Plymouth Building Housing, $263,400
4. Praxis Marketplace, $51,230
5. Shapco Printing, $170,320
6. Thorp Building, $8,592

Adopted.
Approved by Mayor Rybak 8/5/2013.
(Published 8/6/2013; Republished 8/8/2013)

RESOLUTION 2013R-331
By Goodman and Hodges

Amending the 2013 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

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

a) Increasing the appropriation in the Department of Community Planning and Economic Development Agency in the Grants Other Fund (01600-8900320) by $1,757,347 and Fund (01600-8900220) by $1,514,615;

b) Increasing the CPED revenue source in the Grants Other Fund (01600-8900900-321504) by $1,504,680; Fund (01600-8900900-321513) by $799,200; and Fund (01600-8900900-322002) by $968,082.

Adopted.
Approved by Mayor Rybak 8/5/2013.
(Published 8/6/2013)

Comm Dev & W&M/Budget - Your Committee, having under consideration amendment of the 2013 Consolidated Plan and City Budget Schedule 4 (Community Development Block Grant, HOME Investment Partnerships, Emergency Solutions Grant and Housing Opportunities for Persons with AIDS), to reflect the final 2013 Federal Department of Housing & Urban Development appropriation amounts, now recommends:

a) That the proper City officers be authorized to amend the City Council adopted 2013 Community Development Block Grant and Consolidated Plan budgets to reflect the actual (final) 2013 Federal appropriation, as set forth in the Intergovernmental Relations Department staff report; and

b) That the proper City officers be directed to adjust Consolidated Plan appropriation levels with the amendments to the budget identified on Financial Schedule 4, from the City's 2013 Adopted Budget.

Adopted.

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

PSC&H - Your Committee recommends approval of the City Council appointment of Birdie Cunningham (Ward 11 representative) to the Minneapolis Public Health Advisory Committee, filling the unexpired term of Robert Burdick, which expires 12/31/2013.

Adopted.

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 accepting in-kind donations of dog and cat food and supplies from Beth Toal, Carrie Landers, Donovann Bower, Matt Kondracsek, Sara Rose and David Jones.

Adopted.

Resolution 2013R-332, approving donations of dog and cat food and treats from Beth Toal, Carrie Landers, Donovann Bower, Matt Kondracsek, Sara Rose and David Jones, 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 2013R-332
By Samuels and Hodges

Approving donations of dog and cat food and treats.

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:

Beth Toal: 30 lb bag Blue Dog Food, 25 Towels, Greenies 927 oz), 2 bottles Joint Enhancer liquid medication for dogs, and Tick and Flea medication;

Carrie Landers: 9 Beneful and Whiskas prepared meals (10 oz), and 1 bag Purina cat food (50 oz);

Donovann Bower: In lieu of birthday gifts, 11-year-old Donovann asked his guests to make donations to the animal shelter – Milk Bones biscuits (1 lb), Jerky Treats (60 oz), cat treats and toys, and financial donations in the amount of $60;

Matt Kondracsek: Purina Beggin Strips (25 oz), Canine Carry Outs (7 oz) and Milk Bones (10 lb);

Sara Rose: Milk Bones (24 oz), 2 packages Pedigree MarroBone (15 oz) and 1 XL dog bed;

David Jones: Broom, 4 towels (new); and

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

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

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

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

Adopted.

PSC&H & W&M/Budget - Your Committee recommends that the proper City officers be authorized to amend the contract with Partners in Leadership, Inc. for leadership training in the Police Department, increasing by $12,000, and to execute any documents necessary to effectuate the contract agreement.

Further, that a waiver to the City Travel Policy be granted due to the nature and operation of the vendor's business, and in lieu thereof, other travel specifications be added to the contract.

Adopted.

PSC&H & W&M/Budget - Your Committee recommends that the proper City officers be authorized to accept funds from the University of Minnesota in the amount of $16,000, and to enter into a contract agreement with them in the same amount, for the Minneapolis Police Department to provide security at 2013 Gopher football games at the TCF Bank Stadium. Further, passage of the accompanying resolution appropriating said funds to the Police Department.

Samuels moved that the report be referred back to the Public Safety, Civil Rights & Health and Ways & Means/Budget Committees. Seconded.

Adopted upon a voice vote.

PSC&H & W&M/Budget - Your Committee recommends that the proper City officers be authorized to accept grant funds from Hennepin County 4th District Court in the amount of $43,000, and to execute a contract agreement with them in the same amount, to provide drug court research and monitoring services and serving as a liaison between the Police Department and the court, for a one year period. Further, passage of the accompanying resolution appropriating said funds to the Police Department.

Adopted.

RESOLUTION 2013R-333
By Samuels and Hodges

Amending the 2013 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 Other Fund (01600-4003100) by $43,000 and increasing the revenue source (01600-4003100-321513) by $43,000.

Adopted.

PSC&H & W&M/Budget - Your Committee recommends that the proper City officers be authorized to accept the U.S. Department of Justice Bureau of Justice Assistance 2013 Edward Bryne Memorial Justice Assistance Grant award in a total amount of $266,670. Further, passage of the accompanying resolution appropriating said funds to the Police Department and Office of City Attorney.

Adopted.

RESOLUTION 2013R-334
By Samuels and Hodges

Amending the 2013 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

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

a) Increasing the appropriation for the City Attorney Agency in the Grants Federal Fund (01300-1400100) by $160,000;

b) Increasing the appropriation for the Police Agency in the Grants Federal Fund (01300-4003500) by $106,670;

c) Increasing the revenue source for the Police Department Agency (01300-4003500-321010) by $266,670.

Adopted.

PSC&H & W&M/Budget - Your Committee recommends that the proper City officers be authorized to submit two grant applications to the Minnesota Department of Health in an amount up to $1,950,000, for the period 11/1/2013-6/20/2015, for continuation of the Statewide Health Improvement Program (SHIP) Minneapolis and new SHIP Innovations funding.

Adopted.

PSC&H & W&M/Budget - Your Committee recommends that the proper City officers be authorized to accept grant funds from the Minnesota Department of Health in the amount of $205,746 to maintain existing Statewide Health Improvement Project services through 10/31/2013. Further, passage of the accompanying resolution appropriating said funds to the Health Department.

Adopted.

RESOLUTION 2013R-335
By Samuels and Hodges

Amending the 2013 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the Health Department Agency in the Grants Other Fund (01600-8600120) by $205,746 and increasing the revenue source (01600-8600120-321507) by $205,746.

Adopted.

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

RE&E - Your Committee recommends passage of the accompanying resolution granting Licenses to the following businesses:

a) Eat Street Buddha Kitchen Lounge, 2550 Nicollet Ave (New Proprietor);
b) Baldy's BBQ, 1501 University Ave SE (New Business);
c) My Burger, 213 Oak St SE (New Business); and
d) Izzy's Ice Cream, 1100 2nd St S (New Business).

Adopted.
Approved by Mayor Rybak 8/5/2013.
(Published 8/6/2013)

Resolution 2013R-336, granting licenses to Eat Street Buddha Kitchen Lounge, 2550 Nicollet Ave; Baldy's BBQ, 1501 University Ave SE; My Burger, 213 Oak St SE; and Izzy's Ice Cream, 1100 2nd St 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 2013R-336
By Glidden

Granting 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 B with Sunday Sales, to expire July 1, 2014
Minneapolis Grill LLC, dba Eat Street Buddha Kitchen Lounge, 2550 Nicollet Ave (New Proprietor)

On-Sale Liquor Class E with Sunday Sales, to expire July 1, 2014
Dinkytown Baldys Inc, dba Baldy's BBQ, 1501 University Ave SE (New Business, to include a 2:00 a.m. License issued by the State of Minnesota)

On-Sale Wine Class E with Strong Beer, to expire April 1, 2014
My Burger Operations LLC, dba My Burger, 213 Oak St SE (New Business, to include a 2:00 a.m. License issued by the State of Minnesota)

Sidewalk Cafe, to expire April 1, 2014
Minneapolis Grill LLC, dba Eat Street Buddha Kitchen Lounge, 2550 Nicollet Ave (New Proprietor)
Izzy's Ice Cream LLC, dba Izzy's Ice Cream, 1100 2nd St S (New Business).

Adopted.
Approved by Mayor Rybak 8/5/2013.

RE&E - Your Committee, having under consideration the application of Mesa Pizza Uptown LLC, dba Mesa Pizza, 1440 W Lake St, for an Extended Hours License to expire May 1, 2014 to operate a restaurant and remain open from 6:00 a.m. to 3:00 a.m. Fridays and Saturdays, and having held a public hearing thereon, now recommends that said license be granted, subject to final inspection and compliance with all provisions of applicable codes and ordinances.

Adopted.
Approved by Mayor Rybak 8/5/2013.
(Published 8/6/2013)

RE&E - Your Committee recommends passage of the accompanying resolution granting the application of Greenway Liquor, 105 Grant St W, for an Off-Sale Liquor License, subject to conditions.

Adopted.
Approved by Mayor Rybak 8/5/2013.
(Published 8/6/2013)

Resolution 2013R-337, granting the application of Greenway Liquor, 105 Grant St W, for an Off-Sale Liquor License, subject to conditions, was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2013R-337
By Glidden

Granting the application of Greenway Liquor, 105 Grant St W, for an Off-Sale Liquor License, subject to conditions.

Resolved by The City Council of The City of Minneapolis:

That it grants the application submitted by Khosa Beverage Inc, dba Greenway Liquor, 105 Grant St W, for an Off-Sale Liquor License to expire July 1, 2014, subject to the following conditions:

1. Khosa Beverage Inc. agrees to require ID from all customers, who appear under the age or appearance of 50 years old, to ensure no one under 21 is sold alcohol.

2. Khosa Beverage Inc. agrees that it will not offer for sale individual small bottles of liquor (50 ml or smaller).

3. Khosa Beverage Inc. agrees to prohibit employees from consuming alcohol on the premises.

4. Khosa Beverage Inc. agrees to pick up all litter within 100 feet of the premises on a daily basis.

5. Khosa Beverage Inc. agrees to not accept change in excess of two dollars and fifty cents ($2.50) for any transaction.

6. Khosa Beverage Inc. agrees to keep and maintain a “Do Not Admit” list to be kept near the service counter for immediate reference, as needed.

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

Adopted.
Approved by Mayor Rybak 8/5/2013.

RE&E - Your Committee recommends passage of the accompanying resolution granting the application of Fine Line Music Cafe & Event Center, 318 1st Ave N, for an On-Sale Liquor Class A with Sunday Sales License, subject to conditions.

Adopted.
Approved by Mayor Rybak 8/5/2013.
(Published 8/6/2013)

Resolution 2013R-338, granting the application of Fine Line Music Cafe & Event Center, 318 1st Ave N, for an On-Sale Liquor Class A with Sunday Sales License, subject to conditions, was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2013R-338
By Glidden

Granting the application of Fine Line Music Cafe & Event Center, 318 1st Ave N, for an On-Sale Liquor Class A with Sunday Sales License, subject to conditions.

Resolved by The City Council of The City of Minneapolis:

That it grants the application submitted by Elite Hospitality Group Inc, dba Fine Line Music Cafe & Event Center, 318 1st Ave N, for an On-Sale Liquor Class A with Sunday Sales License (to include a 2:00 a.m. License issued by the State of Minnesota) to expire July 1, 2014, subject to the following conditions:

1. During 18+ events, wristbands will be placed on those patrons of legal drinking age, and different colored wristbands will be placed on all patrons under the age of 21. Additionally, black X's will be drawn on both hands of patrons under the age of 21. Patrons caught removing or altering their wristband or hand marks will be promptly removed from the establishment. Non-alcoholic drinks and those containing alcohol will be served in different types of cups to clearly distinguish between the two.

2. No alcohol shall be sold, served, or be accessible to any patron when a 16+ event is held at the establishment.

3. Licensee shall not contract with private promoters in a manner in which they have control over door security. Contracts with promoters shall specify that the promoter must follow all applicable laws and regulations.

4. Licensee shall provide wristbands. No promoter will be allowed to provide wristbands.

5. During 18+ events, licensee shall provide attendants in all restrooms.

6. During 18+ events, no alcohol will be allowed in the restrooms.

7. During 18+ events, patrons under the age of 21 will not be allowed to re-enter the premises once they exit.

8. Licensee will require proper photo identification from all patrons to ensure no one under 21 is served alcohol.

9. Licensee will deny entry to any person under the age of 21 with any noticeable presence of alcohol in their system.

10. Licensee will deny entry to obviously intoxicated persons.

11. Licensee will utilize an electronic ID scanner to maintain a “Do Not Admit" list, which will be made readily available upon request by Licenses & Consumer Services or the Police Department.

12. Licensee will enforce a dress code and no admittance will be given to any patron not in appropriate attire.

13. Licensee will maintain minimum food service during a substantial portion of operating hours.

14. Licensee will keep an accurate occupancy count and immediately share those figures upon request by any official of the City of Minneapolis.

15. The licensee shall not permit employees to distribute handbills, flyers, or business advertising cards to the public, or hire others to distribute handbills, flyers, or business advertising cards, in or on any publicly owned street or sidewalk in the City of Minneapolis for more than four (4) events per year. On those days where material is distributed, staff will inspect the areas where the material was distributed and dispose of any material left behind.

16. All aspects of the Police Security Review Plan shall be complied with at all times.

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

Adopted.

Approved by Mayor Rybak 8/5/2013.

RE&E - Your Committee recommends passage of the accompanying resolution approving Business License Operating Conditions relating to the Food Manufacturer License held by Mr. BBQ Express, 1600 W Broadway.

Adopted.

Resolution 2013R-339, approving Business License Operating Conditions relating to the Food Manufacturer License held by Mr. BBQ Express, 1600 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 2013R-339
By Glidden

Approving Business License Operating Conditions relating to the Food Manufacturer License held by Mr. BBQ Express, 1600 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 Mr. BBQ Express Inc, dba Mr. BBQ Express, 1600 W Broadway:

1. "No Trespassing" and "No Loitering" signs will be clearly posted on the exterior of the business. Staff will immediately ask people that are observed loitering anywhere on the premises to leave. If loitering activity persists, staff will call 911 and request police assistance to alleviate the loitering activity. The business agrees to cooperate fully in the prosecution of criminal activity. Minneapolis Code of Ordinance 259.250(1)(I), and Minnesota Statute 609.605.

2. The business agrees to actively address security concerns to include loitering, drug activity, and trespassing. The business will develop a written policy for trespassing complete with pictures of trespassed people and this policy will be submitted at the time of signing.

3. The business agrees to participate with their Neighborhood Association and attend meetings as requested by the association.

4. The business agrees to provide uniforms for all employees.

5. The business agrees to remove all litter and debris within 100 feet of the property line four (4) times per day. The business shall maintain a log of when litter/trash is monitored for pick-up and the log shall list date and times of monitoring.

6. The business agrees to have a manager, as listed on the application, present during all hours of operation.

7. The business agrees to keep all exterior and interior lights illuminated and functioning properly. Minneapolis Code of Ordinance 259.250(8).

8. The business agrees to notify business licensing prior to any future changes in the status or structure of leasing or ownership in the business.

9. 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.

Adopted.

RE&E - Your Committee recommends passage of the accompanying resolution approving License Settlement Conference recommendations relating to the Special Late Night Food License held by Pizza Luce, 119 N 4th St.

Adopted.

Resolution 2013R-340, approving License Settlement Conference recommendations relating to the Special Late Night Food License held by Pizza Luce, 119 N 4th 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 2013R-340
By Glidden

Approving License Settlement Conference recommendations relating to the Special Late Night Food License held by Pizza Luce Inc, dba Pizza Luce, 119 N 4th St.

Whereas, the Licenses & Consumer Services Division held a License Settlement Conference hearing on June 21, 2013 with the licensee; and

Whereas, the Regulatory, Energy & Environment Committee received Findings of Fact, Conclusions and Recommendations that concluded that the licensee violated the Minneapolis Code of Ordinances, as follows:

a) On June 9, 2013, a shooting occurred at Pizza Luce located at 119 N 4th St in Minneapolis. This incident occurred at approximately 1:20 a.m. ("the Incident").

b) Following the Incident, Pizza Luce agrees to continue to follow the previously put in security measures, as well as to implement new security measures in an effort to further reduce security issues at Pizza Luce.

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

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

1. Pizza Luce agrees to implement the below-specified security measures at its 119 N 4th St, Minneapolis location effective immediately.

2. Pizza Luce agrees to close late night on Sundays, which would be 2:00 a.m. Monday mornings, for the remainder of the summer months during 2013. Summer months are understood to be the months or time from Memorial Day to Labor Day (the "summer months"). This closure will be implemented immediately but will not include August 31, 2013. During this time, Pizza Luce will be able to continue to provide late night delivery service. Additionally, it is agreed that during this time period that any guest that enters the premises prior to 2:00 a.m. Monday morning can remain in the premises until Pizza Luce's regular closing hour of 2:30 a.m.

3. Pizza Luce agrees to establish, maintain, and utilize an electronic "Do Not Admit" list and to make that list readily available upon request by the Division of Licenses and Consumers Services or the Police Department.

4. Pizza Luce agrees to card all patrons after midnight on Friday and Saturday nights and will not admit anyone without an ID.

5. Pizza Luce agrees to immediately begin performing "pat down" searches on all male guests after midnight on Friday and Saturday nights. With respect to female guests, Pizza Luce will utilize an electronic wand to conduct searches. These searches will be implemented during the summer months. Pizza Luce may also perform the searches at any other time during the year that it believes they are warranted.

6. Pizza Luce agrees that, effective immediately, no patrons under the age of 21 will be allowed to enter the premises after midnight on Friday, Saturday, and Sunday nights during the summer months or as otherwise determined. An exception to this shall include those bar and restaurant workers who are over the age of 18 but under the age of 21 and other patrons on holiday weekends and special events.

7. Pizza Luce agrees to continue to work with the owner of the property in connection with the surveillance camera currently installed on the exterior building and to make available to City staff any requested video.

8. Pizza Luce agrees to continue to hire off-duty police officers as needed.

9. Pizza Luce agrees to continue to collect a prepaid food charge or "cover charge" that will be applied toward the purchase of food and beverage inside the restaurant from those patrons waiting outside in the queue line at 2:00 a.m. on Friday and Saturday nights or as otherwise needed.

Adopted.

RE&E - Your Committee recommends passage of the accompanying resolution approving License Settlement Conference recommendations relating to the Off-Sale Liquor License held by Team Liquor Wine & Spirits, 19 S 7th St.

Adopted.

Resolution 2013R-341, approving License Settlement Conference recommendations relating to the Off-Sale Liquor License held by Team Liquor Wine & Spirits, 19 S 7th 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 2013R-341
By Glidden

Approving License Settlement Conference recommendations relating to the Off-Sale Liquor License held by Team Liquor Inc, dba Team Liquor Wine & Spirits, 19 S 7th St.

Whereas, the Licenses & Consumer Services Division held a License Settlement Conference hearing on June 21, 2013 with the licensee; and

Whereas, the Regulatory, Energy & Environment Committee received Findings of Fact, Conclusions and Recommendations that concluded, following a joint compromise, that the licensee allegedly violated the Minneapolis Code of Ordinances and that the sanctions imposed by the terms of this agreement shall constitute progressive adverse license action against the subject business license. Further violations by the licensee, if legally established and proven,

may subject the licensee to additional and progressive adverse license action, including if appropriate, license revocation or nonrenewal in addition to any other available and appropriate sanction.

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

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

1. Team Liquor Inc agrees to serve a 75-day suspension with 54 days stayed for two (2) years on the condition of no same or similar violations for a period of two (2) years. The 21-day executed suspension will run from September 3 through and including September 23, 2013.

2. Team Liquor Inc agrees to pay a $10,000 sanction at the time of the signing of this agreement.

3. Team Liquor Inc agrees to prohibit employees from consuming alcohol on the premises.

4. Team Liquor Inc agrees that it will not offer for sale small bottles of liquor (50 ml or smaller).

5. Team Liquor Inc agrees to require ID from all customers, regardless of age or appearance, to ensure that no one under 21 is sold alcohol.

6. Team Liquor Inc agrees to maintain an electronically shared '"Do Not Admit" list and to make it readily available upon request by the Division of Licenses and Consumer Services or the Police Department.

7. Team Liquor Inc agrees to submit an amended business plan to Licenses and Consumer Services within seven (7) days of the signing of this agreement. The amended business plan shall be reviewed and accepted by the Division of Licenses and Consumer Services and shall include enhanced security procedures and employee training.

8. This agreement is subject to approval by the Minneapolis City Council and shall become effective upon its approval and publication.

Adopted.

RE&E - Your Committee, having under consideration the Rental Dwelling License for the property located at 1049 24th Ave SE, and having received an acceptable management plan for the property and verification that said property is now in compliance with rental licensing standards, now recommends concurrence with the recommendation of the Director of Regulatory Services to approve the reinstatement of said license to be held by Joel Hussong.

Adopted.

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

Adopted.

Resolution 2013R-342, 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 2013R-342
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 276640):

On-Sale Liquor Class A with Sunday Sales, to expire April 1, 2014
Bryant Lake Restaurants Inc, dba Bryant Lake Bowl, 810 W Lake St

On-Sale Liquor Class A with Sunday Sales, to expire July 1, 2014
Noble House Minneapolis LLC, dba The Commons Hotel, 615 Washington Ave SE

On-Sale Liquor Class B with Sunday Sales, to expire January 1, 2014
Miss Jimmy Inc, dba Red Stag Supperclub, 509 1st Ave NE

On-Sale Liquor Class B with Sunday Sales, to expire August 18, 2013
Joint Cabooze Operations LLC, dba Joint/Cabooze, 913 Cedar Ave S (Temporary Expansion August 18, 2013, 10:00 a.m. - 9:00 p.m.)
Joint Cabooze Operations LLC, dba Joint/Cabooze, 913 Cedar Ave S (Temporary Expansion August 10, 2013, 10:00 a.m. - 10:30 p.m.)

On-Sale Liquor Class C-1, to expire August 24, 2013
Harriet Brewing, dba Harriet Brewing, 3036 Minnehaha Ave (Temporary Expansion August 24, 2013, Lola Art Crawl, 12:00 p.m. - 10:00 p.m.)

On-Sale Liquor Class C-2 with Sunday Sales, to expire July 28, 2013
Chiang Mai Thai, dba Chiang Mai Thai, 3001 Hennepin Ave (Temporary Expansion July 28, 2013, 12:00 p.m. - 8:00 p.m.)

On-Sale Liquor Class C-2 with Sunday Sales, to expire October 1, 2013
Uncle Pearle LLC, dba Pat's Tap, 3510 Nicollet Ave

On-Sale Liquor Class E with Sunday Sales, to expire July 1, 2014
Trinity Food Corp, dba Copper Pot Indian Grill, 10 5th St S
Taste of Thailand of Minneapolis Inc, dba Taste of Thailand, 11 7th St S
FCA Restaurant Company LLC, dba Rare, 615 2nd Ave S

On-Sale Liquor Class E, to expire July 1, 2014
Sanctuary Restaurant LLC, dba Sanctuary Restaurant, 903 Washington Ave S

Liquor Catering Services, to expire August 1, 2014
Empire Entertainment LLC, dba The Pourhouse, 10 5th St S
S Squared LLC, dba Saffron Restaurant & Lounge, 123 3rd St N
1348 Uptown Inc, dba Bar Louie, 1348 Lagoon Ave
Complete Beverage Service Inc, dba Complete Beverage Services, 2176 W 7th St, St Paul
Phoenix Catering Inc, dba Joseph Catering, 336 Hoover St NE
Modern Cafe Inc, dba Modern Cafe, 337 13th Ave NE
Miss Jimmy Inc, dba Red Stag Supperclub, 509 1st Ave NE
Bon Appetit Management Co, dba Cafe Target, 1000 Nicollet Mall
Create Catering and Consulting LLC, dba Create Catering and Consulting, 1121 Jackson St NE
Chowgirls Inc, dba Chowgirls, 1222 2nd St NE
Rudolphs Bar B-Que Inc, dba Rudolphs Bar B-Que, 1933 Lyndale Ave S
Stanleys Northeast Bar Room LLC, dba Stanleys Northeast Bar Room, 2500 University Ave NE
Common Roots Cafe, dba Common Roots Cafe, 2558 Lyndale Ave S
Salea LLC, dba C C Club, 2600 Lyndale Ave S
Prom Catering, dba Prom Catering, 3300 Central Ave NE
Maple Tavern LLC, dba Maple Tavern, 9375 Deerwood Ln N, Maple Grove
Olivier and Julia Free Inc, dba The Bikery Du Nord, 9 Point Rd, Bayport
Great Waters Brewing Co, dba Great Waters Brewing, 426 St Peter St, St Paul

Off-Sale Beer, to expire April 1, 2014
Abdalla Food Inc, dba Maxwell's Cafe & Market, 801 4th St SE
Groceries on Harmon Inc, dba Groceries on Harmon, 1301 Harmon Pl

Temporary On-Sale Beer, to expire October 13, 2013
Church of the Holy Name, dba Church of the Holy Name, 3637 11th Ave S.
Adopted.

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

Resolution 2013R-343, 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 2013R-343
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 August 2, 2013 be

granted, subject to final inspection and compliance with all provisions of the applicable codes and ordinances (Petn No 276640):

Dancing School; Dry Cleaning & Laundry Pickup Station; Place of Entertainment; Extended Hours; Food Caterers; Food Market Distributor; Farm - Produce Permits; Food Grocery; Mobile Food Vehicle Vendor; Food Manufacturer; Food Market Manufacturer; Food Restaurant; Food Shelf; Short-Term Food Permit; Seasonal Short Term Food Permit; Sidewalk Cafe; Heating, Air Conditioning & Ventilating Class A; Motor Vehicle Dealer - Used Only; Parking Lot Commercial Class A; Precious Metal Dealer; Recycling/Salvage Yard; Refrigeration Systems Installer; Residential Specialty Contractor; Second Hand Goods Class A; Second Hand Goods Class B; Antique Mall Operator Class B; Taxicab Vehicle - Wheelchair Access; Taxicab Vehicle; Taxicab Vehicle Non-Transferable; Combined Trades; and Tobacco Dealer.

Adopted.

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

Adopted.

Resolution 2013R-344, 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 2013R-344
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 276640):

Gambling Exempt

Church of St Anne-St Joseph Hien, dba Church of St Anne-St Joseph Hien, 2627 Queen Ave N, Bingo August 23-25, 2013.

Adopted 8/2/2013.

RE&E - Your Committee, having under consideration the Food Manufacturer License held by Tayo Coffee & Ice Cream LLC, dba Tayo Coffee & Ice Cream, 2910 Pillsbury Ave S, now recommends that the renewal of said license be denied for failure to meet licensing standards pursuant to Section 259.15 of the Minneapolis Code of Ordinances relating to non-payment of health citations totaling $3,700 issued by the Minneapolis Environmental Safety Division, as more fully set forth in the evidence packet and hereby made a part of this report by reference.

Adopted.

The TRANSPORTATION & PUBLIC WORKS Committee submitted the following reports:

T&PW - Your Committee, having under consideration a large block event permit for the Uptown Art Fair to be held August 2, 2013 through August 4, 2013, 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 recognizing the month of September 2013 as Ovarian Cancer Awareness Month in the City of Minneapolis allowing the Minnesota Department of Transportation (MnDOT) to move forward with the request of the Minnesota Ovarian Cancer Alliance to light the 35W Bridge in recognition of Ovarian Cancer Awareness Month.

Adopted.

Resolution 2013R-345, recognizing the month of September 2013 as Ovarian Cancer Awareness Month in the City of 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 2013R-345
By Glidden and Colvin Roy

Approving the month of September 2013 to be recognized as Ovarian Cancer Awareness Month in the City of Minneapolis.

Whereas, ovarian cancer is the ninth most commonly diagnosed cancer among women, with an estimated 22,200 new cases this year; and

Whereas, in women ages 35-74, ovarian cancer is the fifth leading cause of cancer-related death; and

Whereas, every woman is at risk for ovarian cancer, regardless of age, heritage, or medical history; and

Whereas, diagnosis of ovarian cancer often does not occur until it has reached an advanced stage, making it the most deadly of all gynecological cancers; and

Whereas, according to the American Cancer Society, nearly 400 women in Minnesota will be diagnosed this year with ovarian cancer and an estimated 260 women with the disease will die; and

Whereas, because of the late diagnosis, 45 percent of women diagnosed with ovarian cancer die within five years; and

Whereas, ovarian cancer is treatable when detected early. More than 92 percent of women survive longer than five years if the disease is detected and treated properly before it has spread beyond the ovaries; and

Whereas, relatively little is known about ovarian cancer and more research is needed to develop prevention strategies, early detection tools, better therapies, and cures; and

Whereas, women's lives will be saved by raising public awareness about ovarian cancer and educating doctors and women about the symptoms of the disease;

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

That the City officially recognizes the month of September 2013 as Ovarian Cancer Awareness Month.

Adopted.

T&PW - Your Committee, having under consideration the City Engineer's declaration of the tax forfeited land parcel located at 1500 Water St NE as excess land in accordance with the City's Land Disposition Policy, now recommends that the proper City officers be authorized to execute the necessary documents to re-convey said tax forfeited land parcel to the State of Minnesota Department of Revenue.

Adopted.

T&PW - Your Committee, having under consideration Ordinance 2013-Or-057, passed May 24, 2013 establishing a "Type B" Critical Parking Area on the east side of 4th St NE from 13th Ave NE to 15th Ave NE (see Petn No 276517), now recommends that the record be amended to reflect the renewed and revised petition relating to Critical Parking Area No 32 (No Parking Except by Permit, 5 p.m. to 2 a.m., Thursday through Saturday) as set forth in Petn No 276646.

Adopted.

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

T&PW & W&M/Budget - Your Committee, having under consideration the 50th St W Street Resurfacing Project, Special Improvement of Existing Street No 5251, 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.

Approved by Mayor Rybak 8/5/2013.

(Published 8/6/2013)

Resolution 2013R-346, ordering the work to proceed and adopting the special assessments for the 50th St W Street Resurfacing Project No 5251, 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 2013R-346
By Colvin Roy and Hodges

2013 STREET RESURFACING PROGRAM
50TH ST W STREET RESURFACING PROJECT
SPECIAL IMPROVEMENT OF EXISTING STREET NO 5251

Ordering the work to proceed and adopting the special assessments for the 50th St W Street Resurfacing Project.

Whereas, a public hearing was held on July 23, 2013 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 2013R-287 passed June 28, 2013, 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 2013R-287, passed June 28, 2013.

Be It Further Resolved that the proposed special assessments in the total amount of $193,655.30 for the 50th St W Street Resurfacing Project No 5251, 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 2014 real estate tax statements.

Be It Further Resolved that the number of installments by which the special assessments of $150 or less may be paid shall be fixed at one (1) and that the interest be charged at the same rate as the City pays in interest for selling assessment bonds, with collection of the special assessments to begin on the 2014 real estate tax statements.

Adopted.

Approved by Mayor Rybak 8/5/2013.

Resolution 2013R-347, 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 50th St W Street Resurfacing Project No 5251, 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 2013R-347
By Colvin Roy and Hodges

Requesting the Board of Estimate and Taxation to issue and sell City of Minneapolis bonds in the amount of $193,660 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 costs of street improvements in the 50th St W Street Resurfacing Project, Special Improvement of Existing Street No 5251, to be assessed against benefited properties as estimated by the City Council, which assessments shall be collected in five (5) successive annual installments, payable in the same manner as real estate taxes.

Adopted.

Approved by Mayor Rybak 8/5/2013.

T&PW & W&M/Budget - Your Committee, having under consideration the Presidents/Stone Arch Bridge Bicycle Boulevard (formerly referred to as the Fillmore Bike Walk Street) and the Southern Bike Connection, now recommends:

a) Approval of the project layouts;

b) Approval of federal aid design exceptions for roadway striping on E 24th St and Bloomington Ave;

c) That the proper City officers be authorized to accept Non-Motorized Transportation Pilot Program (NTP) federal grant amendments of $61,000 for the Presidents/Stone Arch Bridge Bicycle Boulevard and $57,000 for the Southern Bike Connection; and

d) Passage of the accompanying resolution increasing the appropriation and revenue for the projects by $118,000, to be reimbursed by Federal Aid grant funding.

Adopted.

RESOLUTION 2013R-348
By Colvin Roy and Hodges

Amending The 2013 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 Agency in the Federal Grant Fund (01300-9010943) by $118,000 and increasing the revenue source (01300-9010943 - Source 321012) by $118,000, to be reimbursed by Federal Aid grant funding.

Adopted.

T&PW & W&M/Budget - Your Committee, having under consideration the acceptance of the low bid submitted to the Public Works Department on OP No 7819 from Thomas and Sons Construction, Inc., for an estimated expenditure of $335,570.18, to furnish and deliver all labor, materials, and incidentals necessary to complete the construction of the Fillmore Bike Walk Street (Presidents/Stone Arch Bridge Bicycle Boulevard), further directing that the proper City officers be authorized and directed to execute a contract for said service in accordance with City specifications, now recommends:

T&PW - Approval.

W&M/Budget - Approval of revised bid clarifying the scope of work to be performed in the project.

Reich moved that the report be amended to approve the W&M/Budget Committee recommendation and to delete the Transportation & Public Works Committee recommendation. Seconded.

Adopted by unanimous consent.

The report, as amended, was adopted.

T&PW & W&M/Budget - Your Committee, having under consideration the acceptance of the low bid submitted to the Public Works Department on OP No 7820 from Thomas and Sons Construction, Inc., for an estimated expenditure of $526,460.17, to furnish and deliver all labor, materials, and incidentals necessary to complete construction of the Southern Bikeway Project, further directing that the proper City officers be authorized and directed to execute a contract for said service in accordance with City specifications, now recommends:

T&PW - Approval.

W&M/Budget - Approval of revised bid clarifying the scope of work to be performed in the project.

Reich moved that the report be amended to approve the W&M/Budget Committee recommendation and to delete the Transportation & Public Works Committee recommendation. Seconded.

Adopted by unanimous consent.

The report, as amended, was adopted.

(Republished 8/15/2013)

T&PW & W&M/Budget - Your Committee recommends acceptance of the low bid submitted to the Public Works Department on OP No 7812 from Fer Pal Construction USA, LLC, for an estimated expenditure of $392,940.00, to furnish and deliver all labor, materials, and incidentals necessary for the Cured-in-Place pipe lining.

Your Committee further recommends that the proper City officers be authorized and directed to execute a contract for said service in accordance with City specifications.

Adopted.

T&PW & W&M/Budget - Your Committee recommends acceptance of the low responsive bid submitted to the Public Works Department on OP No 7813 from Master Electric, for an estimated expenditure of $175,000.00, to furnish and deliver all labor, materials, and incidentals necessary for the electrical construction for a vehicle charging station.

Your Committee further recommends that the proper City officers be authorized and directed to execute a contract for said service in accordance with City specifications.

Adopted.

T&PW & W&M/Budget - Your Committee recommends acceptance of the low bid submitted to the Public Works Department on OP No 7821 from Global Specialty Contractors, Inc., for an estimated expenditure of $253,423.00, to furnish and deliver all labor, materials, and incidentals necessary for the Avenue of the Arts Bridge Restoration Project.

Your Committee further recommends that the proper City officers be authorized and directed to execute a contract for said service in accordance with City specifications.

Adopted.

Approved by Mayor Rybak 8/5/2013.

(Published 8/6/2013)

T&PW & W&M/Budget - Your Committee recommends acceptance of the low bid submitted to the Public Works Department on OP No 7830 (re-bid) from Safety Signs, LLC, for an estimated annual expenditure of $500,000.00, to furnish and deliver rental of traffic control devices through December 31, 2015.

Your Committee further recommends that the proper City officers be authorized and directed to execute a contract for said service in accordance with City specifications.

Adopted.

Approved by Mayor Rybak 8/5/2013.

(Published 8/6/2013)

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

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

Adopted.

Resolution 2013R-349, authorizing settlement of legal matters, 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 2013R-349
By Hodges

Authorizing legal settlements.

Resolved by The City Council of The City of Minneapolis:

That the City Attorney is authorized to proceed with settlement of the following:

a) John Rekstad, by reducing special assessment from $8,384 to $7,884; and

b) Progressive Mountain Insurance Company by payment of $22,253.

Be It Further Resolved that the proper City officers be authorized to execute any documents necessary to effectuate said settlements.

Adopted.

W&M/Budget - Your Committee recommends passage of the accompanying resolutions:

a) Authorizing acceptance of a gift of $40,000 from General Mills Foundation for the Homegrown Minneapolis Initiative.

b) Appropriating $40,000 to the City Coordinator's Office.

Adopted.

Resolution 2013R-350, authorizing acceptance of a gift of $40,000 from General Mills Foundation for the Homegrown Minneapolis Initiative, 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 2013R-350
By Hodges

Authorizing acceptance of a gift in the amount of $40,000 made to the City of Minneapolis from the General Mills Foundation for the Homegrown Minneapolis Initiative.

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:

The General Mills Foundation
Total: $40,000.00
Adopted.

RESOLUTION 2013R-351
By Hodges

Amending The 2013 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled Resolution, as amended, be further amended by increasing the appropriation for the City Coordinator Agency in the Grants-Other Fund (01600-8400200) by $40,000.

Adopted.

W&M/Budget - Your Committee recommends that the proper City officers be authorized to amend contract #C-35204 with Construction Results Corporation, increasing the original contract amount by $19,441.61, to allow close-out and final payment.

Adopted.

The ZONING & PLANNING Committee submitted the following reports:

Z&P – Your Committee, having under consideration the 5th Street SE Mixed Use Project and Opus Development Company (BZZ-6044) having submitted a petition for rezoning of the properties located at 1300-1322 5th Street SE and 425 14th Avenue SE, from C1 Neighborhood Commercial District to the C3A Community Activity Center District, retaining the PO and UA Overlay Districts, to allow for the construction of a 6-story, mixed use building with 140 dwelling units, now recommends that said petition be denied.

Schiff moved that the report be amended by deleting the word "denied" and inserting in lieu thereof "approved and passage of the accompanying ordinance amending the *Zoning Code"*. Seconded.

Hofstede moved a substitute motion to approve the Committee's recommendation to deny the rezoning and to adopt findings in support of the Committee's decision as drafted by the City Attorney's Office. Seconded.

Lost. Yeas, 4; Nays, 9 as follows:
Yeas – Tuthill, Goodman, Gordon, Hofstede.
Nays – Quincy, Glidden, Hodges, Samuels, Reich, Schiff, Lilligren, Colvin Roy, Johnson.

Schiff's motion was adopted. Yeas, 9; Nays, 4 as follows:
Yeas – Quincy, Glidden, Hodges, Samuels, Reich, Schiff, Lilligren, Colvin Roy, Johnson.
Nays – Tuthill, Goodman, Gordon, Hofstede.

The report, as amended was adopted. Yeas, 9; Nays, 4 as follows:
Yeas – Quincy, Glidden, Hodges, Samuels, Reich, Schiff, Lilligren, Colvin Roy, Johnson.
Nays – Tuthill, Goodman, Gordon, Hofstede.
Approved by Mayor Rybak 8/5/2013.
(Published 8/6/2013)

Ordinance 2013-Or-071 amending Title 20, Chapter 521 of the Minneapolis Code of Ordinances relating to *Zoning Code: Zoning Districts and Maps Generally,* rezoning the properties at 1300-1322 5th Street SE and 425 14th Avenue SE to the C3A Community Activity Center District, retaining the PO and UA Overlay Districts, was adopted by the City Council. A complete copy of this ordinance is available for public inspection in the office of the City Clerk.

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

ORDINANCE 2013-Or-071
By Schiff
1st & 2nd Readings: 8/2/2013

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

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

Section 1. That Section 521.30 of the above-entitled ordinance be amended by changing the zoning district for the following parcel of land, pursuant to MS 462.357:

That part of the Northeasterly 110 feet of Lot 5, and the Northwesterly 22 feet of Lot 3, and the Southeasterly 22 feet of Lot 4, and the Northwesterly 44 feet of Lot 4, and the Southeasterly 61 feet of the Northeasterly 85 feet of Lot 1, and that part of the Northeasterly 85

feet of Lot 1 lying Northwesterly of the Southeasterly 61 feet thereof, that part of Lot 2 lying Northwesterly of the Southeasterly 22.5 feet of said Lot 2 and the Southeasterly 22.5 feet of the Northeasterly 85 feet of Lot 2, and the Southeasterly 44 feet of Lot 3, All in Block P, Tuttle's Addition to Saint Anthony, Hennepin County, Minnesota (1300-1322 5th St SE and 425 14th Ave SE - Plate 15) to the C3A Community Activity Center District (retaining the PO, Pedestrian Oriented Overlay District and the UA, University Area Overlay District).

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

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

Nays – Tuthill, Goodman, Gordon, Hofstede.

Approved by Mayor Rybak 8/5/2013.

Z&P – Your Committee, to whom was referred by City Council back on July 19 a report relating to the petition of CPM Development, LLC (BZZ-6080) to rezone the properties at 700, 702, 704, 706, 710, 712, and 714 14th Avenue SE, 1409, 1411, 1413, 1415, 1417, and 1419 7th Street SE, 701, 709, 715, and 717 15th Avenue SE, the 15th Avenue Student Housing Project, from the R5 Multiple Family District to the R6 Multiple Family District, maintaining the UA (University Area) Overlay District, to permit a new 6-story, residential development that includes 202 residential dwelling units with 643 bedrooms and 174 below grade parking spaces, now recommend concurrence with the recommendation of the Planning Commission to approve the petition and adopt the related findings prepared by the Department of Community Planning & Economic Development.

Your Committee further recommends passage of the accompanying ordinance amending the *Zoning Code*.

Adopted. Yeas, 12 Nays, 1 as follows:

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

Nays – Tuthill.

Ordinance 2013-Or-072 amending Title 20, Chapter 521 of the Minneapolis Code of Ordinances relating to *Zoning Code: Zoning Districts and Maps Generally,* rezoning the properties at 700, 702, 704, 706, 710, 712, and 714 14th Avenue SE, 1409, 1411, 1413, 1415, 1417, and 1419 7th Street SE, 701, 709, 715, and 717 15th Avenue SE, the 15th Avenue Student Housing Project, to the R6 Multiple Family District, maintaining the UA (University Area) Overlay District, was adopted by the City Council. A complete copy of this ordinance is available for public inspection in the office of the City Clerk.

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

ORDINANCE 2013-Or-072
By Schiff
1st & 2nd Readings: 8/2/2013

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

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

Section 1. That Section 521.30 of the above-entitled ordinance be amended by changing the zoning district for the following parcel of land, pursuant to MS 462.357:

That part of Unit numbers 700, 702, 704, 706, 710, 712, 1409, 1411, 1413, 1415, 1417 and 1419, Condominium No. 652, Rollins Court Condominium, a Condominium located in the County of Hennepin, Minnesota.

All Torrens property.

Certificate of Title No. 1301469 [Unit 700]
Certificate of Title No. 1363039 [Unit 702]
Certificate of Title No. 1350243 [Unit 704]
Certificate of Title No. 1184011 [Unit 706]
Certificate of Title No. 820407 [Unit 710]
Certificate of Title No. 1052646 [Unit 712]
Certificate of Title No. 1043518 [Unit 1409]
Certificate of Title No. 1211605 [Unit 1411]
Certificate of Title No. 1362392 [Unit 1413]
Certificate of Title No. 1362876 [Unit 1415]
Certificate of Title No. 756378 [Unit 1417]
Certificate of Title No. 1364135 [Unit 1419]

AND

Lot 9, except the Northeasterly 48 feet front and rear thereof; Lot 10, Block 7, "University Addition to Minneapolis".

Together with a perpetual right and easement in and to the rear or Westerly 10 feet of Lot 8 in said Block 7, for use as a driveway and for ingress and egress to Lots 8, 9 and 10, in said Block 7, it being understood that this easement shall inure to the benefit of the legal owners of said Lots 8, 9 and 10, as shown in deed Doc No. 191618. (Torrens Property, Certificate of Title No. 1061209)

AND

The Southwesterly 26 feet of the Northeasterly 48 feet, front and rear of Lot 9, Block 7, University Addition to Minneapolis. (Torrens Property, Certificate of Title No. 1074279)

AND

The Northeasterly 22 feet front and rear of Lot 9, Block 7, "University Addition to Minneapolis".

Together with a perpetual right in and to the rear or Westerly 10 feet of Lot 8 in said Block 7, for use as a driveway and for ingress and egress of Lots 8, 9 and 10 in said Block 7. It being understood that this easement shall inure to the benefit of the legal owners of said Lots 8, 9 and 10, as shown in deed Doc No. 191618. (Torrens Property, Certificate of Title No. 1079398)

AND:

The Southwesterly 48 feet of the Southeasterly 80.5 feet of Lot 12, Block 7, "University Addition to Minneapolis". (Torrens Property, Certificate of Title No. 1055267)

AND

Lot Three (3), Block Seven (7), University Addition to Minneapolis, according to the map or plat thereof on file and of record in the office of the Register of Deeds in and for Hennepin County, Minnesota. (Abstract property)

AND

Easement for right-of-way and driveway purposes as set forth in the Deed, dated November 8th, 1889, recorded November 9, 1889, in Book 294 of Deeds, Page 125, in the Office of the Hennepin County Recorder.

(700, 702, 704, 706, 710, 712, and 714 14th Avenue SE, 1409, 1411, 1413, 1415, 1417, and 1419 7th Street SE, 701, 709, 715, and 717 15th Avenue SE - Plate 15) to the R6 Multiple Family District, retaining the UA (University Area) Overlay District.

Adopted. Yeas, 12 Nays, 1 as follows:

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

Nays – Tuthill.

MOTIONS

Hodges moved that the regular payrolls for all City employees under City Council jurisdiction for the month of September, 2013, be approved and ordered paid subject to audit by the Finance Officer. Seconded.

Adopted upon a voice vote.

RESOLUTIONS

Resolution 2013R-352, honoring Community Gardening Day in Minneapolis, was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2013R-352
By Gordon, Glidden and Lilligren

Honoring Community Gardening Day in Minneapolis.

Whereas, there are more than 213 community gardens in Minneapolis, in all 13 wards, providing opportunities to more than 5,000 youth and adult gardeners; and

Whereas, there are 163 food production gardens in Minneapolis; and

Whereas, there are almost 36 acres of community garden space in Minneapolis; and

Whereas, community gardens add beauty to urban neighborhoods and provide much needed green space in high density areas; and

Whereas, community gardens build community by crossing cultural and socio-economic divides by providing cross-cultural and intergenerational opportunities for neighbors to meet and work together; and

Whereas, Minneapolis' community gardens reflect the cultural and ethnic diversity of the city, including gardeners who speak English, Spanish, Hmong, Somali, and Korean; and

Whereas, community gardens reduce the urban heat island effect and filter rainwater, helping to keep our rivers, lakes, and groundwater clean; and

Whereas, community gardens provide horticultural therapy and exercise, helping to draw people out of their homes and get active; and

Whereas, community gardens combat inactivity, unhealthy eating habits and social isolation, thereby reducing risk of diabetes and obesity; and

Whereas, community gardens educate neighbors about land stewardship, providing an informal classroom for children and adults to learn skills caring for the natural environment; and

Whereas, community gardens enhance crime prevention efforts and improve property values; and

Whereas, community gardens provide a more livable environment in Minneapolis and present a positive local image to a community's residents and visitors; and

Whereas, the City of Minneapolis is proud to support community gardening by providing compost via Public Works Solid Waste and Recycling Department and by providing access to water through the Public Works Water Treatment and Distribution Services Division; and

Whereas, the Minneapolis Department of Health continues to support the Local Food Resource Hubs Network to link residents, gardeners and entrepreneurs with the seeds, seedlings, tools, education and connections needed to build food growing, preservation, distribution and composting skills; and

Whereas, community gardens and urban farms help promote local abundance of healthy fresh food and generate opportunities for employment and new enterprise development; and

Whereas, community gardens and urban farms provide rich opportunities for our adults and young people to learn to grow their own food and become active stewards of environmental health and ecosystems restoration while co-creating local food systems; and

Whereas, community gardens and urban farms actively involve many (30 just in North Minneapolis this year) Step-Up summer youth interns throughout the City of Minneapolis each year, providing work experience, engaging youth in making a difference in their communities and preparing our next generation of environmentally responsible urban leaders; and

Whereas, Community Garden Day will take place in the Twin Cities Metro area on August 10th, giving residents an opportunity to learn about community gardening and visit gardens in their area,

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

That the City of Minneapolis recognizes the role community gardens play in making our city more livable, attractive, resilient and healthy.

Be It Further Resolved that the City Council of the City of Minneapolis declares August 10, 2013, as Community Garden Day in the City of Minneapolis.
Adopted.

NEW BUSINESS

Lilligren moved that the City Council confirm the City Clerk's designation of Jackie Hanson as Interim Assistant City Clerk for the period August 5 through August 16, 2013. Seconded.
Adopted upon a voice vote.

Gordon moved to introduce the subject matter of an ordinance amending Title 4 of the Minneapolis Code of Ordinances relating to *Animals and Fowl*, adding a new Chapter 67 entitled *Managed Care of Feral Cats*, which was given its first reading and referred to the Public Safety, Civil Rights & Health Committee. Seconded.
Adopted upon a voice vote.

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

Casey Joe Carl
City Clerk

Official Posting: 8/09/2013
Corrections: 8/20/2013; 9/16/2013