

**OFFICIAL PROCEEDINGS  
MINNEAPOLIS CITY COUNCIL**

**REGULAR MEETING OF  
OCTOBER 23, 2015**

(Published October 31, 2015, in *Finance and Commerce*)

**CALL TO ORDER**

Council President Johnson called the meeting to order at 9:30 a.m. in the Council Chamber, a quorum being present.

Present - Council Members Kevin Reich, Cam Gordon, Jacob Frey, Blong Yang, Abdi Warsame, Lisa Goodman, Elizabeth Glidden, Alondra Cano, Lisa Bender, John Quincy, Andrew Johnson, Linea Palmisano, President Barbara Johnson.

On motion by Glidden, the agenda was adopted.

On motion by Glidden, the minutes of the regular meeting of October 9, 2015, and the adjourned session held October 9, 2015, were adopted.

On motion by Glidden, the petitions, communications, and reports of the City officers were referred to the proper Council committees and departments.

The following actions, resolutions, and ordinances were signed by Mayor Betsy Hodges on October 28, 2015. Minnesota Statutes, Section 331A.01, Subd 10, allows for summary publication of ordinances and resolutions in the official newspaper of the city. A complete copy of each summarized ordinance and resolution is available for public inspection in the office of the City Clerk.

**REPORTS OF STANDING COMMITTEES**

**The CLAIMS and WAYS & MEANS Committees submitted the following report:**

On behalf of the Claims and Ways & Means Committees, Goodman offered Resolution 2015R-411 establishing a Staff Claims Committee with right of appeal to a City Council Claims Committee by rescinding the right of appeal to the City Council Claims Committee.

The following is the complete text of the unpublished summarized resolution.

**RESOLUTION 2015R-411**  
**By Goodman**

**Amending the City Council action of June 27, 1997, establishing Staff Claims Committee with right of appeal to a City Council Claims Committee by rescinding the right of appeal to the City Council Claims Committee.**

Whereas, on June 27, 1997, the City Council had under consideration an implementation plan for consolidation of the City's risk management program based on recommendations presented in the November 12, 1996 report by Advanced Risk Management Techniques, Inc.; and

Whereas, on June 27, 1997, the City Council approved changes to the City's claims process, effective January 1, 1998, establishing a Staff Claims Committee comprised of representatives from Risk Management, City Attorney, Police, Fire and Public Works Departments, with one additional representative from other City departments serving on a rotating basis; and

Whereas, after June 27, 1997, claimants continued to have the right to appeal their claims before a City Council Claims Committee; and

Whereas, claimants submit claims for investigation to Risk Management; and

Whereas, after investigation of the claim a recommendation is made by the claims investigator to approve, deny or compromise the claim, subject to the approval of the Staff Claims Committee which reviews all recommendations and may approve, deny, change the recommendations or request further investigation; and

Whereas, the claimant, if not satisfied with the decision by the claims investigator, may request review of the claim by the Staff Claims Committee where the claimant may present evidence, witnesses and argument in support of the claim; and

Whereas, the Staff Claims Committee by a majority vote recommends that the claim be compromised, approved or denied; and

Whereas, Risk Management has evaluated the claims review process of other jurisdictions in the State of Minnesota and found that the City of Minneapolis is the only jurisdiction having a Staff Claims Committee with a right of appeal to a City Council Committee; and

Whereas, claimants currently have an independent right, as provide by law, to pursue their claims in state or federal court; and

Whereas, the Council Claims Committee requires substantial cost and commitment from Council Members and staff; and

Whereas, a decision by the Council Claims Committee does not foreclose a claimant's right to pursue all legal remedies in State or Federal court; and

Whereas, Risk Management and the Staff Claims Committee will continue to report to the Council Claims Committee; and will continue to identify policies, procedures and practices within the City that may reduce potential liability; and

Whereas, the Council Claims Committee will continue to provide direction to Risk Management and the Staff Claims Committee;

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

That claimants may submit claims to Risk Management for investigation.

Be It Further Resolved that the Staff Claims Committee shall review all recommendations made by claims investigators and may approve, deny, change the recommendations or order additional investigation.

Be It Further Resolved that a claimant may ask for a review of the recommendation of the claims investigator by the Staff Claims Committee.

Be It Further Resolved that the Staff Claims Committee, by a majority vote, shall approve, deny, compromise or order additional investigation of a claim.

Be It Further Resolved that an appeal of the decision of the Staff Claims Committee shall be as provided by law to the appropriate legal venue.

Be It Further Resolved that the Council Claims Committee will not hear or consider appeals of the decisions of the Staff Claims Committee.

Be It Further Resolved that Risk Management and the Staff Claims Committee will periodically report to the Council Claims Committee.

Be It Further Resolved that Risk Management will present to Council Claims Committee policies, procedures and practices within the City that may reduce potential liability.

Be It Further Resolved that the Council Claims Committee will continue to provide direction to Risk Management and the Staff Claims Committee.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Quincy, A. Johnson, Palmisano, President Johnson (12)

Noes: (0)

Absent: Bender (1)

The resolution was adopted.

**The COMMITTEE OF THE WHOLE submitted the following reports:**

The Minneapolis City Council hereby approves the 2016 City Council & Standing Committees Calendar; directs the City Clerk to post the 2016 Calendar, in final form, in appropriate places as notice of regular meetings; and authorizes the City Clerk to incorporate changes to the 2016 Calendar, as necessary, to accommodate the work of the City Council.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The report was adopted.

The Minneapolis City Council hereby approves the following staff direction on enterprise racial equity efforts:

Direct the City Coordinator's Office to lead efforts and work in collaboration with representatives from Community Planning and Economic Development, Civil Rights, Finance and Property Services and any other affected City departments to:

1. Report back and provide specific direction on changes, simplification and/or evaluation results of the following items aimed at providing more opportunities for supplier diversity in procurement activities as outlined and identified in the 2010 Disparities Study:
  1. Simplification and expansion of small and underutilized business program (SUBP) certification process;
  2. Implementation possibilities of other recognized certification approaches and processes, including self-certification criteria and processes for non-certified vendors;
  3. Small Underutilized Business Target Market Program;
  4. Communications and engagement plan aimed at vendors, including development of a web portal linking businesses with necessary resources;
  5. Tools and guidance for City departments to reference in order to easily access information about suppliers and expectations about the W/MBE goals generally;
  6. Identification of specific commodities with immediate opportunities for greater utilization off diverse suppliers;
  7. Identification of potential and specific barriers by SUBP and diverse suppliers for doing business with the City of Minneapolis and plans to eliminate or mitigate the same; and
  8. Additional opportunities that may be identified as a result of doing this research and assessment.
2. Pursue technological options for creating a purchasing portal for internal sourcing of products and services.
3. Review, implement, and mature existing efforts to adopt enterprise recommendations from the 2010 Disparities Study.
4. Develop a plan for measuring and evaluating direct purchases.

5. Ensure the alignment with other City initiatives, such as Business Made Simple.
6. Develop both a short-term 1 year work plan and a longer-term 5 year work plan specifying milestones and timelines for the above-listed work, including implementation of new initiatives. The 1 year plan is to be updated annually.
7. Report back to the Committee of the Whole and Ways & Means Committees within the next three months with recommendations and proposed 1 and 5 year work plans, both aimed at reaching the approved aspirational annual goal of 25% for the Small and Underutilized Business Program and 25% for the City's activity for informal, direct procurement of goods and services.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The report was adopted.

**The COMMUNITY DEVELOPMENT & REGULATORY SERVICES Committee submitted the following reports:**

On behalf of the Community Development & Regulatory Services Committee, Goodman offered Resolution 2015R-412 approving the sale of the property at 2915 Girard Ave N, Disposition Parcel No. TF-831, to Wilson Molina for \$1, subject to conditions.

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

**RESOLUTION 2015R-412**

**By Goodman**

**Authorizing sale of land Vacant Housing Recycling Program Disposition Parcel TF-831 at 2915 Girard Ave N.**

Whereas, the City of Minneapolis, hereinafter known as the City, has received an offer to purchase and develop Disposition Parcel TF-831 in the Jordan Neighborhood, from Wilson Molina, hereinafter known as the Redeveloper, the Parcel TF-831, being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota to wit:

LEGAL DESCRIPTION of TF-831; 2915 Girard Ave N: Lot 10, Block 13, Silver Lake Addition; and

Whereas, the Redeveloper has offered to pay the sum of \$1.00 for Parcel TF-831; the offer includes a development plan and commitment to improve by rehabilitating the existing structure. This offer is in accordance with the Redevelopment Plan and/or Program; and

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

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

Whereas, pursuant to due notice thereof published in Finance and Commerce on Friday, October 2, 2015, a public hearing on the proposed sale was duly held on October 13, 2015, 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 determined to be the sum of \$1.00 for Parcel TF-831.

Be It Further Resolved that the acceptance of the offer and proposal is hereby determined to be in the best interests of the City and its people and that the transaction furthers the City's general plan of economic development 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 if the land sale closing does not occur on or before the closing deadline.

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

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

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

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The resolution was adopted.

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On behalf of the Community Development & Regulatory Services Committee, Goodman offered Resolution 2015R-413 approving the sale of the property at 3110 Newton Ave N, Disposition Parcel No. VH-580, to Wilson Molina for \$1, subject to conditions.

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

**RESOLUTION 2015R-413**

**By Goodman**

**Authorizing sale of land Vacant Housing Recycling Program Disposition Parcel VH-580 at 3110 Newton Ave N.**

Whereas, the City of Minneapolis, hereinafter known as the City, has received an offer to purchase and develop Disposition Parcel VH-580 in the Jordan Neighborhood, from Wilson Molina, hereinafter known as the Redeveloper, the Parcel VH-580 being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota to wit:

LEGAL DESCRIPTION of VH-580; 3110 Newton Ave N: Lot 24, Block 1, Hamisch's 3rd Addition to Minneapolis; and

Whereas, the Redeveloper has offered to pay the sum of \$1.00 for Parcel VH-580; the offer includes a development plan and commitment to improve by rehabilitating the existing structure. This offer is in accordance with the Redevelopment Plan and/or Program; and

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

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

Whereas, pursuant to due notice thereof published in Finance and Commerce on Friday, October 2, 2015, a public hearing on the proposed sale was duly held on October 13, 2015, 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 determined to be the sum of \$1.00, for Parcel VH-580.

Be It Further Resolved that the acceptance of the offer and proposal is hereby determined to be in the best interests of the City and its people and that the transaction furthers the City's general plan of economic development 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 if the land sale closing does not occur on or before the closing deadline.

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

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

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

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The resolution was adopted.

On behalf of the Community Development & Regulatory Services Committee, Goodman offered Resolution 2015R-414 approving the sale of the property at 3239 Fremont Ave N, Disposition Parcel No. TF-863, to Wilson Molina for \$1, subject to conditions.

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

**RESOLUTION 2015R-414**

**By Goodman**

**Authorizing sale of land Vacant Housing Recycling Program Disposition Parcel TF-863 at 3239 Fremont Ave N.**

Whereas, the City of Minneapolis, hereinafter known as the City, has received an offer to purchase and develop Disposition Parcel TF-863 in the Folwell Neighborhood, from Wilson Molina, hereinafter known as the Redeveloper, the Parcel TF-863, being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota to wit:

LEGAL DESCRIPTION of TF-863; 3239 Fremont Ave N: Lot 4, Block 6, "Silver Lake Addition" to Minneapolis; and



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Whereas, the Redeveloper has offered to pay the sum of \$1.00 for Parcel TF-863; the offer includes a development plan and commitment to improve by rehabilitating the existing structure. This offer is in accordance with the Redevelopment Plan and/or Program; and

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

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

Whereas, pursuant to due notice thereof published in Finance and Commerce on Friday, October 2, 2015, a public hearing on the proposed sale was duly held on October 13, 2015, 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 determined to be the sum of \$1.00 for Parcel TF-863.

Be It Further Resolved that the acceptance of the offer and proposal is hereby determined to be in the best interests of the City and its people and that the transaction furthers the City's general plan of economic development 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 if the land sale closing does not occur on or before the closing deadline.

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

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

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

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The resolution was adopted.

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On behalf of the Community Development & Regulatory Services Committee, Goodman offered Resolution 2015R-415 approving the sale of the property at 3243 Fremont Ave N, Disposition Parcel No. TF-862, to Wilson Molina for \$1,000, subject to conditions.

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

**RESOLUTION 2015R-415**

**By Goodman**

**Authorizing sale of land Vacant Housing Recycling Program Disposition Parcel TF-862 at 3243 Fremont Ave N.**

Whereas, the City of Minneapolis, hereinafter known as the City, has received an offer to purchase and develop Disposition Parcel TF-862 in the Fowell Neighborhood, from Wilson Molina, hereinafter known as the Redeveloper, the Parcel TF-862 being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota to wit:

LEGAL DESCRIPTION of TF-862; 3243 Fremont Ave N: Lot 3, Block 6, Silver Lake Addition to Minneapolis; and

Whereas, the Redeveloper has offered to pay the sum of \$1,000 for Parcel TF-862; the offer includes a development plan and commitment to improve by rehabilitating the existing structure. This offer is in accordance with the Redevelopment Plan and/or Program; and

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

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

Whereas, pursuant to due notice thereof published in Finance and Commerce on Friday, October 2, 2015, a public hearing on the proposed sale was duly held on October 13, 2015, 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 determined to be the sum of \$1,000 for Parcel TF-862.

Be It Further Resolved that the acceptance of the offer and proposal is hereby determined to be in the best interests of the City and its people and that the transaction furthers the City's general plan of economic development 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 if the land sale closing does not occur on or before the closing deadline.

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

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

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

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The resolution was adopted.

On behalf of the Community Development & Regulatory Services Committee, Goodman offered Resolution 2015R-416 approving the sale of the property at 3245 Fremont Av N, Disposition Parcel No. TF-847, to Wilson Molina for \$1, subject to conditions.

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

**RESOLUTION 2015R-416**

**By Goodman**

**Authorizing sale of land Vacant Housing Recycling Program Disposition Parcel TF-847 at 3245 Fremont Ave N.**

Whereas, the City of Minneapolis, hereinafter known as the City, has received an offer to purchase and develop Disposition Parcel TF-847 in the Folwell Neighborhood, from Wilson Molina, hereinafter known as the Redeveloper, the Parcel TF-847 being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota to wit:

LEGAL DESCRIPTION of TF-847; 3245 Fremont Ave N: Lot 2, except the north 10 feet of the west 40, Block 6, Silver Lake Addition to Minneapolis; and

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Whereas, the Redeveloper has offered to pay the sum of \$1.00 for Parcel TF-847; the offer includes a development plan and commitment to improve by rehabilitating the existing structure. This offer is in accordance with the Redevelopment Plan and/or Program; and

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

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

Whereas, pursuant to due notice thereof published in Finance and Commerce on Friday, October 2, 2015, a public hearing on the proposed sale was duly held on October 13, 2015, 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 determined to be the sum of \$1.00, for Parcel TF-847.

Be It Further Resolved that the acceptance of the offer and proposal is hereby determined to be in the best interests of the City and its people and that the transaction furthers the City's general plan of economic development 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 if the land sale closing does not occur on or before the closing deadline.

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

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

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

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The resolution was adopted.

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On behalf of the Community Development & Regulatory Services Committee, Goodman offered Resolution 2015R-417 approving the sale of the property at 3743 Fremont Ave N, Disposition Parcel No. TF-830, to Wilson Molina for \$8,000, subject to conditions.

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

**RESOLUTION 2015R-417**

**By Goodman**

**Authorizing sale of land Vacant Housing Recycling Program Disposition Parcel TF-830 at 3743 Fremont Ave N.**

Whereas, the City of Minneapolis, hereinafter known as the City, has received an offer to purchase and develop Disposition Parcel TF-830 in the Folwell Neighborhood, from Wilson Molina, hereinafter known as the Redeveloper, the Parcel TF-830 being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota to wit:

LEGAL DESCRIPTION of TF-830; 3743 Fremont Ave N: Lot 5, Block 7, Walton Park; and

Whereas, the Redeveloper has offered to pay the sum of \$8,000 for Parcel TF-830; the offer includes a development plan and commitment to improve by rehabilitating the existing structure. This offer is in accordance with the Redevelopment Plan and/or Program; and

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

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

Whereas, pursuant to due notice thereof published in Finance and Commerce on Friday, October 2, 2015, a public hearing on the proposed sale was duly held on October 13, 2015, 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 determined to be the sum of \$8,000 for Parcel TF-830.

Be It Further Resolved that the acceptance of the offer and proposal is hereby determined to be in the best interests of the City and its people and that the transaction furthers the City's general plan of economic development 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 if the land sale closing does not occur on or before the closing deadline.

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

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

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

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The resolution was adopted.

On behalf of the Community Development & Regulatory Services Committee, Goodman offered Resolution 2015R-418 approving the sale of the property at 3326 Oliver Ave N, Disposition Parcel No. VH-579, to Wilson Molina for \$1, subject to conditions.

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

**RESOLUTION 2015R-418**

**By Goodman**

**Authorizing sale of land Vacant Housing Recycling Program Disposition Parcel VH-579 at 3326 Oliver Ave N.**

Whereas, the City of Minneapolis, hereinafter known as the City, has received an offer to purchase and develop Disposition Parcel VH-579 in the Folwell Neighborhood, from Wilson Molina, hereinafter known as the Redeveloper, the Parcel VH-579 being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota to wit:

LEGAL DESCRIPTION at VH-579; 3326 Oliver Ave N: Lot 22, Block 1, Latimer's Addition to Minneapolis; and

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Whereas, the Redeveloper has offered to pay the sum of \$1.00, for Parcel VH-579; the offer includes a development plan and commitment to improve by rehabilitating the existing structure. This offer is in accordance with the Redevelopment Plan and/or Program; and

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

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

Whereas, pursuant to due notice thereof published in Finance and Commerce on Friday, October 2, 2015, a public hearing on the proposed sale was duly held on October 13, 2015, 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 determined to be the sum of \$1.00 for Parcel VH-579.

Be It Further Resolved that the acceptance of the offer and proposal is hereby determined to be in the best interests of the City and its people and that the transaction furthers the City's general plan of economic development 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 if the land sale closing does not occur on or before the closing deadline.

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

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

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

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The resolution was adopted.

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On behalf of the Community Development & Regulatory Services Committee, Goodman offered Resolution 2015R-419 approving the sale of the property at 3431 Knox Ave N, Disposition Parcel No. TF-829, to Wilson Molina for \$1, subject to conditions.

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

**RESOLUTION 2015R-419**  
**By Goodman**

**Authorizing sale of land Vacant Housing Recycling Program Disposition Parcel TF-829 at 3431 Knox Ave N.**

Whereas, the City of Minneapolis, hereinafter known as the City, has received an offer to purchase and develop Disposition Parcel TF-829 in the Folwell Neighborhood, from Wilson Molina, hereinafter known as the Redeveloper, the Parcel TF-829, being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota to wit:

LEGAL DESCRIPTION of TF-829; 3431 Knox Ave N: Lot 8, Block 6, Nimmons and Pratt's Addition to Minneapolis, together with an easement for driveway purposes over the West 13 feet of the North 13 feet of Lot 1, Block 7, Nimmons and Pratt's Addition to Minneapolis contained in Document No. 2785086, according to the recorded plat thereof, Hennepin County, Minnesota; and

Whereas, the Redeveloper has offered to pay the sum of \$1.00 for Parcel TF-829; the offer includes a development plan and commitment to improve by rehabilitating the existing structure. This offer is in accordance with the Redevelopment Plan and/or Program; and

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

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

Whereas, pursuant to due notice thereof published in Finance and Commerce on Friday, October 2, 2013, a public hearing on the proposed sale was duly held on October 13, 2013, 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 determined to be the sum of \$1.00 for Parcel TF-829.

Be It Further Resolved that the acceptance of the offer and proposal is hereby determined to be in the best interests of the City and its people and that the transaction furthers the City's general plan of economic development 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 if the land sale closing does not occur on or before the closing deadline.

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

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

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

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The resolution was adopted.

On behalf of the Community Development & Regulatory Services Committee, Goodman offered Resolution 2015R-420 approving and consenting to the issuance of up to \$14 million of 501(c)(3) Tax-exempt Refunding Revenue Bonds by the Washington County Housing and Redevelopment Authority to refund City of Minneapolis Series 2007 Senior Care Revenue Bonds for Senior Care Providence, LLC at 3720 23rd Ave S, and the execution of any related documents.

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

**RESOLUTION 2015R-420**

**By Goodman**

**Giving host approval to the issuance of revenue bonds for Providence Place, a skilled nursing home facility located at 3720 23rd Ave S, Minneapolis, Minnesota, under Minnesota Statutes, Sections 469.152 through 469.1655.**

Resolved by the City Council of The City of Minneapolis:

Section 1. General Recitals. The purpose of Minnesota Statutes, Sections 469.152 through 469.1655, as amended (the "Act"), is to promote the welfare of the State of Minnesota (the "State") by the provision,

among other things, of necessary health care facilities so that adequate health care services are available to residents of the State at reasonable cost.

Section 2. Description of the Bonds, the Borrowers and the Projects.

(a) The Washington County Housing and Redevelopment Authority (the "Authority") has received a proposal for the issuance of up to \$14,000,000 of revenue bonds (the "Bonds") in one or more series, under and pursuant to the provisions of Minnesota Statutes, Sections 469.152 to 469.1655, and Chapter 462C, as amended. Under the proposal, the Bonds would be issued by the Authority on behalf of Senior Care Providence, LLC ("Providence LLC"), Senior Care Woodbury, LLC ("Woodbury LLC"), and Senior Care Forest Lake, LLC ("Forest Lake LLC", and together with Providence LLC and Woodbury LLC, the "Borrowers"). The sole member of each of the Borrowers is Senior Care Communities, Inc. ("SCC"), a District of Columbia nonprofit corporation and an organization described in Section 501(c)(3) of the Internal Revenue Code of 1986, as amended (the "Code"). The Borrowers have represented that the proceeds of the Bonds would be used, together with other financing to be obtained by the Borrowers and other available funds, to (i) refund the Health Care Facilities Refunding Revenue Bonds (Providence Project), Series 2007A issued by the City to refund outstanding obligations originally issued by the City in 1999 to finance the acquisition by SCC of a 231-bed skilled nursing home facility, located at 3720-23<sup>rd</sup> Avenue South in the City, known as Providence Place ("Providence Place"), and now owned and operated by Providence LLC; and (ii) refund the Authority's Healthcare and Housing Revenue Bonds (Birchwood and Woodbury Projects), Series 2007A and Subordinate Healthcare and Housing Revenue Bonds (Birchwood and Woodbury Projects) Series 2007B, issued by the Authority to finance (A) the acquisition by Woodbury LLC of a 64-unit assisted living facility, a 75-unit independent/assisted living facility and a 212-bed skilled nursing home facility, located at 7012 Lake Road in Woodbury, Minnesota, and owned and operated by Woodbury LLC, and (B) the acquisition by Forest Lake LLC of a 46-unit assisted living facility and a 150-bed skilled nursing facility, located at 740 Northeast First Street in Forest Lake, Minnesota (such facilities located in Woodbury and Forest Lake, Minnesota, together with Providence Place, collectively, the "Projects").

(b) The City has been advised that the Bonds or other obligations, as and when issued, will not constitute a charge, lien or encumbrance upon any property of the City or the Authority, except the Projects and the revenues to be derived from the Projects. Such Bonds or obligations will not be a charge against the general credit or taxing powers of the City or the Authority, but are payable from sums to be paid by the Borrowers pursuant to a revenue agreement or agreements.

Section 3. Recital of Representations Made by the Borrowers.

(a) The Borrowers have agreed to pay any and all costs incurred by the City in connection with the issuance of the Bonds, whether or not such issuance is carried to completion.

(b) The Borrowers have represented to the City that no public official of the City has either a direct or indirect financial interest in the Projects nor will any public official either directly or indirectly benefit financially from the Projects.

Section 4. Public Hearing.

(a) As required by Section 147(f) of the Code, a Notice of Public Hearing was published in Finance and Commerce and the StarTribune, the City's official newspaper and a newspaper of general circulation,

respectively, for a public hearing on the proposed issuance of the Bonds and the proposal to refinance the Projects.

(b) As required by Section 147(f) of the Code, a public hearing was conducted on Tuesday, October 13, 2015, by the Community Development and Regulatory Services Committee of the City Council on the issuance of the Bonds and the proposal to refinance Providence Place, which Project is located within the jurisdictional limits of the City, at which all those appearing who desired to speak were heard and written comments were accepted.

Section 5. Host Approval. The City hereby gives the host approval required under the Code to the issuance of the Bonds and, pursuant to Minnesota Statutes, Section 471.656, Subd. 2(2), the City hereby consents to the issuance of the Bonds by the Authority.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The resolution was adopted.

The Minneapolis City Council hereby approves the Department of Licenses and Consumer Services Agenda recommendations granting applications for Liquor, Business and Gambling licenses as set forth in File No. 15-01290, subject to final inspection and compliance with all provisions of applicable codes and ordinances.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The report was adopted.

The Minneapolis City Council hereby authorizes Department of Community Planning & Economic Development staff to continue analysis of The Wellington Condominiums Project, proposed for 1303, 1307 and 1311 Yale Place, to determine if Housing Improvement Area (HIA) financing assistance is appropriate. If further analysis concludes HIA assistance is appropriate, then CPED staff is authorized to negotiate the terms and conditions of financing agreement with The Wellington Condominium Homeowners Association and prepare the HIA ordinance, HIA resolution, bond resolutions, and other documents as needed. All such terms and conditions, resolutions, and other documents are subject to further City Council review, discussion, and approval or denial.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The report was adopted.

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The Minneapolis City Council hereby approves the preliminary reservation of Year 2016 Federal Low Income Housing Tax Credits totaling \$1,427,361 for the following projects: YouthLink Supportive Housing, 41 12th St N in the amount of \$831,962; Marshall Flats-Clare Housing, 2525 2nd St S in the amount of \$246,941; and PRG Portfolio I, 3708 Elliot & scattered sites in the amount of \$348,458.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The report was adopted.

On behalf of the Community Development & Regulatory Services Committee, Goodman offered Resolution 2015R-421 authorizing application and submittal to the Minnesota Department of Employment and Economic Development Contamination Cleanup and Investigation Grant Program for environmental investigation and/or remediation funding for the following projects: 43rd & Upton, 117 27th, 4041 Hiawatha, ABC Industrial Development, Kraus-Anderson Block, T3, and Target Field Station Office Building.

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

### **RESOLUTION 2015R-421**

**By Goodman**

**Authorizing application to the Minnesota Department of Employment and Economic Development [DEED] Contamination Cleanup and Investigation Grant Program for various projects.**

Resolved by The City Council of The City of Minneapolis:

That the City of Minneapolis has approved the Contamination Cleanup grant applications to be submitted to the Department of Employment and Economic Development (DEED) on November 2, 2015 by the City of Minneapolis for the following sites/projects: 43rd & Upton, 117 27th, 4041 Hiawatha, ABC Industrial Development, Kraus-Anderson Block, T3, and Target Field Station Office Building.

Be It Further Resolved that the City of Minneapolis act as the legal sponsor for the projects contained in the Contamination Cleanup Grant Program applications to be submitted on November 2, 2015, and that the Director of the Department of Community Planning and Economic Development (or his designee) is hereby authorized to apply to the Department of Employment and Economic Development for funding of the aforementioned projects on behalf of the City.

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

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

Be It Further Resolved that the City of Minneapolis 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 project(s), and that the City of Minneapolis certifies that it will comply with all applicable laws and regulation as stated in all contract 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 such agreements as are necessary to implement the projects on behalf of the applicant.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The resolution was adopted.

On behalf of the Community Development & Regulatory Services Committee, Goodman offered Resolution 2015R-422 authorizing application and submittal to the Metropolitan Council's Tax Base Revitalization Account Grant Program for environmental investigation and/or remediation funding for the following projects: 117 27th, 1215 2nd Ave N (Pilot program application), 4041 Hiawatha, ABC Industrial Development, Aeon Prospect Park, Great River Landing, PPL YouthLink Supportive Housing, and Target Field Station Office Building.

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

**RESOLUTION 2015R-422**

**By Goodman**

**Authorizing application to the Metropolitan Council Tax Base Revitalization Account [TBRA] for various projects.**

Whereas, the City of Minneapolis (the "City") is a participant in the Livable Communities Act's Local Housing Incentives Account Program for 2015 as determined by the Metropolitan Council, and is therefore eligible to make application for funds under the Tax Base Revitalization Account; and

Whereas, the City has identified the following investigation and/or clean-up projects within the City that meet the Tax Base Revitalization Account's purposes and criteria: 117 27th, 1215 2nd Ave N (Pilot program application), 4041 Hiawatha, ABC Industrial Development, Aeon Prospect Park, Great River Landing, PPL YouthLink Supportive Housing, and Target Field Station Office Building; and

Whereas, the City has the institutional, managerial and financial capability to ensure adequate project and grant administration; and

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

Whereas, the City finds that the contamination investigation and/or cleanup will not occur through private or other public investment within the reasonably foreseeable future without Tax Base Revitalization Account grant funding; and

Whereas, the City represents that it has undertaken reasonable and good faith efforts to procure funding for the activities for which Livable Communities Act Tax Base Revitalization Account funding is sought but was not able to find or secure from other sources funding that is necessary for investigation and/or cleanup completion and states that this representation is based on the following reasons and supporting facts: City staff members provide information about all potential sources of brownfield grant funding and actively encourage project proponents to seek funding from as many prospective funding sources as possible;

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

That the City Council authorizes the Director of the Department of Community Planning and Economic Development or other appropriate City staff to apply on behalf of the City of Minneapolis to the Metropolitan Council for Tax Base Revitalization Account funding for one or more of the above-referenced projects. The City acknowledges that for each grant awarded to and accepted by the City, the City will be the grantee and will act as legal sponsor, and will administer and be responsible for grant funds expended for the project referred to in the applicable grant application.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The resolution was adopted.

On behalf of the Community Development & Regulatory Services Committee, Goodman offered Resolution 2015R-423 authorizing application and submittal to the Hennepin County Environmental Response Fund for environmental investigation and/or remediation funding for the following projects: 43rd & Upton, 117 27th, 4041 Hiawatha, ABC Industrial Development, Aeon Prospect Park, CLCLT Homes --Fall 2015, Great River Landing, Minnesota Brownfields, MPRB --East Bank Trail, PPI YouthLink Supportive Housing, Target Field Station Office Building, and Universal Plating.

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

**RESOLUTION 2015R-423**

**By Goodman**

**Authorizing application to the Hennepin County Environmental Response Fund for various projects.**

Whereas, the City of Minneapolis intends to act as the legal sponsor for one or more of the following investigation or cleanup projects: 43rd & Upton, 117 27th, 4041 Hiawatha, ABC Industrial Development, Aeon Prospect Park, CLCLT Homes – Fall 2015, Great River Landing, Minnesota Brownfields, MPRB – East Bank Trail, PPL YouthLink Supportive Housing, Target Field Station Office Building, and Universal Plating;

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

That the City Council approves the aforementioned investigation and/or cleanup projects (although said approval does not confer other benefits or waive zoning, land use, building code or other applicable requirements), for which Environmental Response Fund grant applications are being submitted to the

Hennepin County Department of Environmental Services on November 2, 2015, by the City of Minneapolis or by the affected property owner or developer.

Be It Further Resolved that the City Council approves the investigation and cleanup projects (although said approval does not confer other benefits or waive zoning, land use, building code or other applicable requirements) to be funded by the Minnesota Brownfields Gap Financing Program, for which an Environmental Response Fund grant application will be submitted to the Hennepin County Department of Environmental Services on November 2, 2015, by Minnesota Brownfields (a nonprofit organization that will also be administering the program in question).

Be It Further Resolved that for each project identified above for which the City is not the applicant, the City Council approval granted by this resolution is specifically contingent upon the applicant agreeing to have City staff administer (subject to the applicable City grant administration fee) any Hennepin County ERF grant that results from an application submitted directly to the County by the project developer, if the City is administering funds from other grantors for related project activities.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The resolution was adopted.

**The HEALTH, ENVIRONMENT & COMMUNITY ENGAGEMENT Committee submitted the following reports:**

The Minneapolis City Council hereby approves the confirmation of the following Mayoral appointments to the Minneapolis Advisory Committee on People with Disabilities for two-year terms beginning Jan. 1, 2015, and ending Dec. 31, 2016: Marie Listopad, Corwin Morton, Rosalind Sampson, Mohamad Issa, Donna Hemp, and Joan Wilshire.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The report was adopted.

The Minneapolis City Council hereby approves the appointment of Yolonda Adams-Lee (Ward 7) to the Minneapolis Public Health Advisory Committee, filling the unexpired term of Tamara Ward, for a two-year term beginning Jan. 1, 2015, and ending Dec. 31, 2016, for Seat No. 18, member-at-large.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The report was adopted.

**The HEALTH, ENVIRONMENT & COMMUNITY ENGAGEMENT and WAYS & MEANS Committees submitted the following reports:**

The Minneapolis City Council hereby authorizes acceptance of \$10,000 from Environmental Initiative to support the Urban Forestry Project to plant trees on commercial properties, and Passage of Resolution 2015R-424 approving appropriation to the Health Department.

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

**RESOLUTION 2015R-424  
By Gordon and Quincy**

**Amending The 2015 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 (01600-8600155) by \$10,000 and increasing the revenue estimate (01600-8600155-Revenue Source 372001) by \$10,000.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The report and resolution were adopted.

The Minneapolis City Council hereby authorizes acceptance of \$125,000 from the U.S. Department of Justice for continued youth violence prevention activities, and passage of Resolution 2015R-425 approving appropriation to the Health Department.

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

**RESOLUTION 2015R-425  
By Gordon and Quincy**

**Amending The 2015 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-Federal Fund (01300-8600111) by \$125,000 and increasing the revenue estimate (01300-8600111-Revenue Source 321010) by \$125,000.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The report and resolution were adopted.



## OCTOBER 23, 2015

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The Minneapolis City Council hereby authorizes Amendment No. 2 to Contract No. 38832 with Megan Ellingson LLC, increasing the contract by \$25,000, for a revised contract total of \$75,000, and extending the termination date of the contract to Dec. 31, 2015, to provide consulting services for the Healthy Living Program.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The report was adopted.

The Minneapolis City Council hereby authorizes an agreement with Afaxys, Inc. for a Group Purchasing Program Membership that allows for purchasing pharmaceuticals and medical products at a reduced cost for the School Based Clinic program, for an initial term of two years to be automatically renewed annually for one year terms unless terminated by either party.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The report was adopted.

The Minneapolis City Council hereby authorizes the Ryan White HIV/AIDS Treatment Extension Act of 2009 Intergovernmental Agreement III between the State of Minnesota and the Minnesota Department of Health, the Minnesota Department of Human Services, Hennepin and Ramsey counties, and the cities of Minneapolis and St. Paul, for the purpose of implementing the Ryan White Program for the Minneapolis-St. Paul grant area.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The report was adopted.

The Minneapolis City Council hereby authorizes negotiation and execution of solar electricity subscription agreements in November 2015, for up to 12,000,000 kilowatt hours of electricity, with the operators of Community Solar Gardens selected through the Metropolitan Council's competitive proposal process.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The report was adopted.

The Minneapolis City Council hereby approves direction to Finance and Property Services staff to prepare a Request for Proposals (RFP) for community solar garden services to be provided to the City of Minneapolis, and return to the Health, Environment & Community Engagement Committee with a draft RFP no later than February 1, 2016. Staff should consider prioritizing respondents who demonstrate among the following in the Request for Proposals:

1. Availability of subscriptions for Minneapolis residents and businesses, especially low-income people and people of color.
2. Significant cost savings to the City of Minneapolis.
3. Workforce participation from Minneapolis residents and compliance with the Small and Underutilized Business Program (SUBP) goals.
4. Stacked green infrastructure, including pollinator forage, stormwater management, or local food growing.
5. Location within the City of Minneapolis.
6. Ownership by Minneapolis residents, businesses, and property owners.
7. Ownership by the City of Minneapolis of the Renewable Energy Credits (RECs).
8. Capacity to expand solar energy generation at the existing facility.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The report was adopted.

**The INTERGOVERNMENTAL RELATIONS Committee submitted the following report:**

The Minneapolis City Council hereby adopts support for the new federal Environmental Protection Agency's (EPA) Clean Power Plan rules, as part of Minneapolis' 2016 Federal Legislative Agenda, and

Directs the City Attorney, with assistance from the Sustainability Office, to coordinate the City's role in defending the Clean Power Plan, including authorization to file or participate in the filing of an amicus brief supporting the EPA's Clean Power Plan rules, or take other legal action appropriate to participate in defending the legality of those rules.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The report was adopted.

**The PUBLIC SAFETY, CIVIL RIGHTS & EMERGENCY MANAGEMENT and WAYS & MEANS Committees submitted the following reports:**

The Minneapolis City Council hereby authorizes:

1. Acceptance of a grant from the U.S. Department of Justice in the amount of \$600,000 for the implementation of the Police Department's Body-Worn Camera Program.
2. Passage of Resolution 2015R-426 approving appropriation to the Police Department.

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

**RESOLUTION 2015R-426  
By Yang and Quincy**

**Amending the 2015 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 Federal Grants Fund (01300-4004510) by \$600,000, and increasing the revenue source by \$600,000.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The report and resolution were adopted.

The Minneapolis City Council hereby authorizes:

1. Acceptance of a grant from the U.S. Department of Justice-Bureau of Juvenile Justice and Delinquency Prevention in the amount of \$120,000 for implementation of a new National Initiative Multi-Strategy Coordinator position.
2. Passage of Resolution 2015R-427 approving appropriation to the Police Department.

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

**RESOLUTION 2015R-427  
By Yang and Quincy**

**Amending the 2015 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 Federal Grants Fund (01300-4001100) by \$120,000, and increasing the revenue source by \$120,000.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The report and resolution were adopted.

The Minneapolis City Council hereby authorizes:

1. Acceptance of the 2015 Urban Area Security Initiative grant from the Minnesota Department of Public Safety in the amount of \$990,000.
2. Passage of Resolution 2015R-428 approving appropriation to the Office of Emergency Management.

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

**RESOLUTION 2015R-428**

**By Yang and Quincy**

**Amending the 2015 General Appropriation Resolution.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the Department of Emergency Management Agency in the Federal Grants Fund (01300-8440100) by \$990,000, and increasing the revenue source by \$990,000.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The report and resolution were adopted.

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

On behalf of the Transportation & Public Works Committee, Reich offered Resolution 2015R-429 approving the special services, budget cost estimates, and lists of service charges for 2016 for the Uptown, Dinkytown, Central Ave, Eat Street, Stadium Village, Lowry Hill, 48th St E and Chicago Ave S, and Linden Hills Special Service Districts (non-428A districts), and directing transmittal of the assessment rolls to the Hennepin County Auditor.

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

**RESOLUTION 2015R-429**

**By Reich**

**Approving special services, the cost estimates, service charges, and the lists of service charges for 2016 in the Uptown, Dinkytown, Central Ave, Eat Street, Stadium Village, Lowry Hill, 48th St E and Chicago Ave S, and Linden Hills Special Service Districts and directing the City Engineer to proceed with the work.**

Whereas, public hearings were held on October 13, 2015, in accordance with Laws of Minnesota, 1985, Chapter 302, Laws of Minnesota, 1993, Chapter 375, Article 5, Sections 35 through 38, Laws of Minnesota, 1995, Chapter 264, Article 3, Section 28, Laws of Minnesota, 1996, Chapter 471, Article 8, Section 44, and Minneapolis Code of Ordinances, Chapters 438, 444, 446, 448, 450, 452, 454, and 457 to consider the proposed special services, the proposed service charges, and the proposed lists of service charges as on file in the City Engineer's Special Assessment Office and to consider all written and oral objections and statements regarding this matter;

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

That the proposed special services, the proposed cost estimate in the total amount of \$396,000 for 2016, and the proposed service charges and the proposed list of service charges (special assessments) for 2016 in the total amount of \$396,000 (amount remaining after adjusting the cost estimate of \$396,000 for previous years' unexpended balances and additional costs as provided for in Minneapolis Code of Ordinances, Section 438.70) as prepared by the City Engineer and on file in the City Engineer's Special Assessment Office, be and hereby are approved for the Uptown Special Service District.

Be It Further Resolved that the proposed special services, the proposed cost estimate in the total amount of \$172,000 for 2016, and the proposed service charges and the proposed list of service charges (special assessments) for 2016 in the total amount of \$172,000 (amount remaining after adjusting the cost estimate of \$172,000 for previous years' unexpended balances and additional costs as provided for in Minneapolis Code of Ordinances, Section 444.70) as prepared by the City Engineer and on file in the City Engineer's Special Assessment Office, be and hereby are approved for the Dinkytown Special Service District.

Be It Further Resolved that the proposed special services, the proposed cost estimate in the total amount of \$117,250 for 2016, and the proposed service charges and the proposed list of service charges (special assessments) for 2016 in the total amount of \$117,250 (amount remaining after adjusting the cost estimate of \$117,250 for previous years' unexpended balances and additional costs as provided for in Minneapolis Code of Ordinances, Section 446.70) as prepared by the City Engineer and on file in the City Engineer's Special Assessment Office, be and hereby are approved for the Central Avenue Special Service District.

Be It Further Resolved that the proposed special services, the proposed cost estimate in the total amount of \$183,000 for 2016, and the proposed service charges and the proposed list of service charges (special assessments) for 2016 in the total amount of \$183,162 (amount remaining after adjusting the cost estimate of \$183,000 for previous years' unexpended balances and additional costs as provided for in Minneapolis Code of Ordinances, Section 448.70) as prepared by the City Engineer and on file in the

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City Engineer's Special Assessment Office, be and hereby are approved for the Eat Street (formerly known as Nicollet Avenue South) Special Service District.

Be It Further Resolved that the proposed special services, the proposed cost estimate in the total amount of \$119,000 for 2016, and the proposed service charges and the proposed list of service charges (special assessments) for 2016 in the total amount of \$149,502 (amount remaining after adjusting the cost estimate of \$119,000 for previous years' unexpended balances and additional costs as provided for in Minneapolis Code of Ordinances, Section 450.70) as prepared by the City Engineer and on file in the City Engineer's Special Assessment Office, be and hereby are approved for the Stadium Village Special Service District.

Be It Further Resolved that the proposed special services, the proposed cost estimate in the total amount of \$161,650 for 2016, and the proposed service charges and the proposed list of service charges (special assessments) for 2016 in the total amount of \$176,409 (amount remaining after adjusting the cost estimate of \$161,650 for previous years' unexpended balances and additional costs as provided for in Minneapolis Code of Ordinances, Section 454.70) as prepared by the City Engineer and on file in the City Engineer's Special Assessment Office, be and hereby are approved for the Lowry Hill (formerly known as South Hennepin Avenue) Special Service District.

Be It Further Resolved that the proposed special services, the proposed cost estimate in the total amount of \$19,500 for 2016, and the proposed service charges and the proposed list of service charges (special assessments) for 2016 in the total amount of \$12,379 (amount remaining after adjusting the cost estimate of \$19,500 for previous years' unexpended balances and additional costs as provided for in Minneapolis Code of Ordinances, Section 457.70) as prepared by the City Engineer and on file in the City Engineer's Special Assessment Office, be and hereby are approved for the 48th Street East and Chicago Avenue South Special Service District.

Be It Further Resolved that the proposed special services, the proposed cost estimate in the total amount of \$12,500 for 2016, and the proposed service charges and the proposed list of service charges (special assessments) for 2016 in the total amount of \$8,483 (amount remaining after adjusting the cost estimate of \$12,500 for previous years' unexpended balances and additional costs as provided for in Minneapolis Code of Ordinances, Section 452.70) as prepared by the City Engineer and on file in the City Engineer's Special Assessment Office, be and hereby are approved for the Linden Hills Special Service District.

Be It Further Resolved that the service charges be collected in one (1) installment on the 2016 real estate tax statements in the same manner as special assessments without interest charges and that the City Clerk is hereby directed to transmit certified copies of said lists of service charges to the Hennepin County Auditor.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The resolution was adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Resolution 2015R-430 adopting and levying assessments for water and sewer service line repairs that remain unpaid, adopting the assessment rolls, and directing transmittal of the assessment rolls to the Hennepin County Auditor.

On motion by Palmisano the resolution was amended as follows:

1. Extended the repayment period for the sewer service repair assessment against the property located at 4140 Chicago Ave from five to ten years; and
2. Postponed the assessment for the property located at 1729 N 2nd St to the November 6, 2015, meeting.

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

**RESOLUTION 2015R-430**

**By Reich**

**Adopting the assessments, levying the assessments, and adopting the assessment rolls for water and sewer service line repairs or replacements on the lists of properties as on file with the City Engineer's Special Assessment Office.**

Whereas, a public hearing was held on October 13, 2015, in accordance with Minneapolis Code of Ordinances, Section 509.465, to consider the proposed assessments as shown on the proposed assessment rolls on file in the City Engineer's Special Assessment Office, and to consider all written and oral objections and statements regarding this matter;

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

That the proposed assessments against the affected properties on the Water Service Line Repair List, dated September 30, 2015, in the total amount of \$593,439, as shown on the proposed assessment roll on file in the City Engineers Special Assessment Office, is hereby adopted and levied;

That the proposed assessments against the affected properties on the Sewer Service Line Repair List, dated September 30, 2015, in the total amount of \$159,468.04, as shown on the proposed assessment roll on file in the City Engineers Special Assessment Office, is hereby adopted and levied.

Be It Further Resolved that the sewer repair assessment for 4140 Chicago Ave, PID 11-028-24-23-0102, in the amount of \$6,550, be collected in ten (10) successive equal annual principal installments beginning on the 2016 real estate tax statements, with interest charged at the rate of 5%.

Be It Further Resolved that the water service line repair assessment for 1729 2nd St N, PID 15-029-24-31-0038, be removed from the assessment roll pending further consideration by the City Council.

Be It Further Resolved that the remaining assessments be collected in five (5) successive equal annual principal installments beginning on the 2016 real estate tax statements with interest charged at the rate of 5%.

Be It Further Resolved that the assessment rolls as prepared by the City Engineer be and hereby are adopted and that the City Clerk is hereby directed to transmit certified copies of said assessment rolls to the Hennepin County Auditor.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The resolution, as amended, was adopted.

On behalf of the Transportation & Public Works Committee, Reich offered Resolution 2015R-431 directing the City Engineer to proceed with a variance request from Minnesota Department of Transportation State Aid Rules for the vertical profile on 6th Ave N from 5th St N to Washington Ave N.

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

**RESOLUTION 2015R-431**

**By Reich**

**Directing the City Engineer to proceed with a variance request from State Aid Rules per Administrative Variance to State Aid Operations Rules, Chapter 8820 effective 2011, including amendments adopted through February 4, 2013, to the Minnesota Commissioner of Transportation for the reconstruction of 6th Ave N between 5th St N and Washington Ave N.**

Whereas, the City of Minneapolis wishes to reconstruct 6th Ave N between 5th St N and Washington Ave N; and

Whereas, Minnesota Department of Transportation State Aid Rule 8820.9936 (Design Standards, Urban; New or Reconstruction Projects) per Administrative Variance to State Aid Operation Rules, Chapter 8820, effective October 1, 2011, require “New or reconstruction projects for urban roadways must meet or exceed the minimum dimensions indicated in the following design chart”; and

Whereas, the design chart has design speed indicated for Collectors or Locals with Average Daily Traffic (ADT) less than 10,000 vehicles; and

Whereas, mixed development and the urban streetscape limit the ability to accommodate a vertical profile meeting a minimum design speed of 30 miles per hour (MPH) on 6th Ave N between 5th St N and Washington Ave N; and

Whereas, State Aid Rules provide that a political subdivision may request a variance from the Rules;

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

That the City Engineer is hereby directed to submit to the Commissioner of Transportation a formal request for variance from Minnesota Department of Transportation (MnDOT) State Aid Rule 8820.9936 per Administrative Variance to State Aid Operations Rules, Chapter 8820, effective 2011, including Amendments adopted through February 4, 2013, for Collectors or Locals with ADT less than 10,000



vehicles to permit the reconstruction of 6th Ave N between 5th St N and Washington Ave N with a vertical profile between Station 10+30 and 10+60 that meets a design speed of 14.7 MPH instead of 30 MPH as required by Rule 8820.9936; and with a vertical profile between Station 21+40 and 21+55 that meets a design speed of 15 MPH instead of 30 MPH as required by Rule 8820.9936.

Be It Further Resolved, that the City Council of the City of Minneapolis hereby indemnifies, saves, and hold harmless the State of Minnesota and its agents and employees of and from claims, demands, actions, or causes of action arising out of or by reason of the reconstruction of 6th Ave N between 5th St N and Washington Ave N in accordance with Minnesota Rules 8820.9936 and further agrees to defend at their sole cost and expense any action or proceeding commenced for the purpose of asserting any claim arising as a result of the granting this variance.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The resolution was adopted.

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

On behalf of the Transportation & Public Works and Ways & Means Committees, Reich offered Resolution 2015R-432 amending Resolution 2015R-121 passed March 20, 2015, to postpone the resurfacing of 7th Ave N included in the 2015 Street Resurfacing Project, 9th St S, 11th St N-S, 12th St N-S, and 7th Ave N, Special Improvement of Existing Street No. 5273; postpone the levy of special assessments for the benefited properties on 7th Ave N until the resurfacing is completed; and to reduce the total assessments to be levied for the project in 2015 from \$666,841.82 to \$655,360.51 due to the postponement.

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

**RESOLUTION 2015R-432**

**By Reich and Quincy**

**2015 STREET RESURFACING PROGRAM  
9TH ST S, 11TH ST N-S, 12TH ST N-S, AND 7TH AVE N  
SPECIAL IMPROVEMENT OF EXISTING STREET NO. 5273**

**Amending Resolution 2015R-121 entitled "Ordering the work to proceed and adopting the special assessments for the 9th St S, 11th St N-S, 12th St N-S, and 7th Ave N Street Resurfacing Project," passed March 20, 2015.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution be amended to read as follows to postpone the resurfacing of 7th Ave N, postpone the levy of special assessments until the resurfacing of 7th Ave N is completed, and

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to reduce the total assessment to be levied for the project in 2015 from \$666,841.82 to \$655,360.51 due to the postponement:

Whereas, a public hearing was held on March 3, 2015, in accordance with Minneapolis City Charter, Article IX, Section 9.6(c), and Minneapolis Code of Ordinances, Section 24.110, to consider the proposed improvements as designated in Resolution 2015R-039, passed January 30, 2015, 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 2015R-039, passed January 30, 2015, except for 7th Ave N from 5th St N to its terminus west of 5th St N is hereby postponed.

Be It Further Resolved that the proposed special assessments in the total amount of \$666,841.82 be reduced by \$11,481.31 to \$655,360.51 for the 9th St S, 11th St N-S, and 12th St N-S and 7th Ave N Street Resurfacing Project No. 5273 as on file in the office of the City Clerk hereby are adopted and assessed against the benefited properties due to the delay in resurfacing 7th Ave N.

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 rate determined by the City Council for assessments collected over the aforementioned time period, with collection of the special assessments to begin on the 2016 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 rate determined by the City Council for assessments collected over the aforementioned time period, with collection of the special assessments to be on the 2016 real estate tax statements.

Be It Further Resolved that the following properties that are benefited by the 7th Ave N resurfacing project be removed from the assessment roll to be levied herein with collection to be delayed until after the completion of the resurfacing.

<u>Property ID No.</u>	<u>Special Assessment Amount</u>
<u>22-029-24-24-0099</u>	<u>\$2,875.27</u>
<u>22-029-24-24-0101</u>	<u>\$5,932.01</u>
<u>22-029-24-24-0102</u>	<u>\$2,674.02.</u>

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The resolution was adopted.

On behalf of the Transportation & Public Works and Ways & Means Committees, Reich offered Resolution 2015R-433 amending Resolution 2015R-122 passed March 20, 2015, to reduce the total amount of assessment bonds requested to be sold for the 2015 Street Resurfacing Project, 9th St S, 11th St N-S, 12th St N-S, and 7th Ave N, Special Improvement of Existing Street No. 5273, from \$666,845 to \$655,361.

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

**RESOLUTION 2015R-433**  
**By Reich and Quincy**

**Amending Resolution 2015R-122 entitled "Requesting the Board of Estimate and Taxation to authorize the City to issue and sell City of Minneapolis bonds in the amount of \$666,845 for certain purposes other than the purchase of public utilities," passed March 20, 2015.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution be amended to read as follows to reduce the total amount of assessment bonds to be sold due to the postponement of a portion of the resurfacing project:

**Requesting the Board of Estimate and Taxation to authorize the City to issue and sell City of Minneapolis bonds in the amount of ~~\$666,845~~ \$655,361 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 authorize the City to incur indebtedness and issue and sell City of Minneapolis bonds for the purpose of paying the assessed costs of street improvements in the 9th St S, 11th St N-S, and 12th St N-S ~~and 7th Ave N~~ Street Resurfacing Project, Special Improvement of Existing Street No. 5273, 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.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The resolution was adopted.

On behalf of the Transportation & Public Works and Ways & Means Committees, Reich offered Resolution 2015R-434 amending Resolution 2014R-194 passed April 25, 2014, to postpone the levy of special assessments for the St. Anthony Parkway Bridge Street Reconstruction Project, Special Improvement of Existing Street No. 9698, until 2016, and to begin collection on 2017 property tax statements, due to the fact that the associated road construction work will not be completed until 2016.

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

**RESOLUTION 2015R-434**  
**By Reich and Quincy**

**ST. ANTHONY PARKWAY BRIDGE OVER BNSF NORTHTOWN YARD ROADWAY  
(CALIFORNIA ST NE AND MAIN ST NE) STREET RECONSTRUCTION PROJECT  
SPECIAL IMPROVEMENT OF EXISTING STREET NO. 9698**

**Amending Resolution 2014R-194 entitled "Ordering the work to proceed and adopting the special assessments for the St. Anthony Parkway Bridge over the Burlington Northern Santa Fe (BNSF) Northtown Yard Roadway (California St NE and Main St NE) Street Reconstruction Project," passed April 25, 2014.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution be amended to read as follows to postpone the levy of special assessments until 2016, to begin collection on the 2017 property tax statements, due to the associated road construction work not being completed until 2016:

Whereas, a public hearing was held on April 15, 2014, 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 2014R-085 passed March 7, 2014, 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 2014R-085, passed March 7, 2014.

Be It Further Resolved that the proposed special assessments in the total amount of \$237,652.80, 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 twenty (20) 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 ~~2016~~ 2017 real estate tax statements.

Be It Further Resolved that the number of installments by which the special assessment of \$150 or less may be paid shall be fixed at one (1) and that interest be charged at the same rate as the City pays in interest for selling assessment bonds, with collection of the special assessments to begin on the ~~2016~~ 2017 real estate tax statements.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The resolution was adopted.

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On behalf of the Transportation & Public Works and Ways & Means Committees, Reich offered Resolution 2015R-435 amending Resolution 2015R-042 passed January 30, 2015, to postpone the levy of special assessments for the 24th St E and Snelling Ave Street Reconstruction Project, Special Improvement of Existing Street No. 2298, until 2016, to begin collection on 2017 property tax statements, due to the majority of the work on the project being completed in 2016.

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

**RESOLUTION 2015R-435**

**By Reich and Quincy**

**24TH ST E AND SNELLING AVE STREET RECONSTRUCTION PROJECT  
SPECIAL IMPROVEMENT OF EXISTING STREET NO. 2298**

**Amending Resolution 2015R-042 entitled "Ordering the work to proceed and adopting the special assessments for the 24th St E and Snelling Ave Street Reconstruction Project," passed January 30, 2015.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution be amended to read as follows to postpone the levy of special assessments until 2016, to begin collection on the 2017 property tax statements, due to the majority of the work on the project being completed in 2016:

Whereas, a public hearing was held on January 20, 2015, in accordance with Minneapolis City Charter, Article IX, Section 9.6(c), and Minneapolis Code of Ordinances, Section 24.180, to consider the proposed improvements as designated in Resolution 2014R-511 passed December 5, 2014, 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 2014R-511 passed December 5, 2014.

Be It Further Resolved that the proposed special assessments in the total amount of \$552,648.20, 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 twenty (20) and that the interest be charged at the rate determined by the City Council for assessments collected over the aforementioned time period, with collection of the special assessments to begin on the ~~2016~~ 2017 real estate tax statements.

Be It Further Resolved that the number of installments by which the special assessment of \$150 or less may be paid shall be fixed at one (1) and that interest be charged at the rate determined by the City Council for assessments collected over the aforementioned time period, with collection of the special assessments to begin on the ~~2016~~ 2017 real estate tax statements.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The resolution was adopted.

On behalf of the Transportation & Public Works and Ways & Means Committees, Reich offered Resolution 2015R-436 amending Resolution 2015R-068 passed February 13, 2015, to remove the south 220 feet of 34th Ave S from the 34th Ave S & 43rd St E Resurfacing Project, Special Improvement of Existing Street No. 5275.

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

**RESOLUTION 2015R-436**

**By Reich and Quincy**

**2015 STREET RESURFACING PROGRAM  
34TH AVE S AND 43RD ST E STREET RESURFACING PROJECT  
SPECIAL IMPROVEMENT OF EXISTING STREET NO. 5275**

**Amending Resolution 2015R-068 entitled "Designating the improvement of certain existing streets in the 2015 Street Resurfacing Program at the locations described hereinafter," passed February 13, 2015.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution be amended to read as follows to change the project area to remove the south 220 feet of 34th Ave S:

That the following existing streets within the City of Minneapolis are hereby designated to be improved, pursuant to the provisions of Minneapolis City Charter Article IX, Section 9.6(c), by asphalt mill and overlay and including other street resurfacing related improvements as needed:

34th Ave S from 42nd St E to approximately 220 feet north of 44th St E; and  
43rd St E from approximately 100 feet west of 34th Ave S to 34th Ave S.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The resolution was adopted.

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On behalf of the Transportation & Public Works and Ways & Means Committees, Reich offered Resolution 2015R-437 amending Resolution 2015R-166 passed April 17, 2015, to cancel and reduce special assessments and reduce the total assessment for the 34th Ave S and 43rd St E Street Resurfacing Project, Special Improvement of Existing Street No. 5275, from \$32,390.96 to \$23,417.26 due to a reduced resurfacing plan.

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

### **RESOLUTION 2015R-437**

**By Reich and Quincy**

#### **2015 STREET RESURFACING PROGRAM 34TH AVE S AND 43RD ST E STREET RESURFACING PROJECT SPECIAL IMPROVEMENT OF EXISTING STREET NO. 5275**

**Amending Resolution 2015R-166 entitled "Ordering the work to proceed and adopting the special assessments for the 34th Ave S and 43rd St E Street Resurfacing Project," passed April 17, 2015.**

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution be amended to read as follows to cancel and reduce special assessments and reduce the total assessments for the project due to a reduced resurfacing plan:

Whereas, a public hearing was held on April 7, 2015, in accordance with Minneapolis City Charter, Article IX, Section 9.6(c), and Minneapolis Code of Ordinances, Section 24.110, to consider the proposed improvements as designated in Resolution 2015R-068, passed February 13, 2015, and as amended by Resolution 2015R-436, passed October 23, 2015, 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 2015R-068, passed February 13, 2015, and as amended by Resolution 2015R-436, passed October 23, 2015.

Be It Further Resolved that the proposed special assessments in the total amount of \$32,390.96 be reduced by \$8,973.70 to \$23,417.26 due to the reduced amount of resurfacing in the project for the 34th Ave S and 43rd St E Street Resurfacing Project No. 5275, as on file in the office of the City Clerk, be hereby adopted and assessed against the benefited properties.

Be It Further Resolved that the number of successive equal annual principal installments by which the special assessments of more than \$150 may be paid shall be fixed at five (5) and that the interest be charged at the rate determined by the City Council for assessments collected over the aforementioned time period, with collection of the special assessments to begin on the 2016 real estate tax statements.

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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 rate determined by the City Council for assessments collected over the aforementioned time period, with collection of the special assessments to be on the 2016 real estate tax statements.

Be It Further Resolved that the following properties be removed from the assessment roll because they abut the street section not paved (removed from the project by amended designation):

<u>Property ID No.</u>	<u>Special Assessment Amount</u>
<u>07-028-23-32-0077</u>	<u>\$1176.00</u>
<u>07-028-23-32-0078</u>	<u>\$1176.00</u>
<u>07-028-23-32-0079</u>	<u>\$ 843.88</u>
<u>07-028-23-32-0080</u>	<u>\$ 506.39</u>
<u>07-028-23-32-0081</u>	<u>\$ 168.88</u>
<u>07-028-23-32-0152</u>	<u>\$1391.66</u>
<u>07-028-23-32-0153</u>	<u>\$2202.57.</u>

Be It Further Resolved that the following properties have their assessment reduced because their property lies midway between the street section not paved and part of the street that was resurfaced:

<u>Property ID No.</u>	<u>Special Assessment Amount</u>	<u>Reduced To</u>
<u>07-028-23-31-0154</u>	<u>\$1840.65</u>	<u>\$920.33</u>
<u>07-028-23-32-0076</u>	<u>\$1176.00</u>	<u>\$588.00.</u>

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The resolution was adopted.

On behalf of the Transportation & Public Works and Ways & Means Committees, Reich offered Resolution 2015R-438 amending Resolution 2015R-167 passed April 17, 2015, to reduce the total amount of assessment bonds requested to be sold for the 34th Ave S and 43rd St E Street Resurfacing Project, Special Improvement of Existing Street No. 5275, from \$32,395 to \$23,420.

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

### **RESOLUTION 2015R-438 By Reich and Quincy**

**Amending Resolution 2015R-167 entitled "Requesting the Board of Estimate and Taxation to authorize the City to issue and sell City of Minneapolis bonds in the amount of \$32,395 for certain purposes other than the purchase of public utilities," passed April 17, 2015.**

Resolved by The City Council of The City of Minneapolis:



That the above-entitled resolution be amended to read as follows to reduce the total amount of assessment bonds to be sold due to a reduced resurfacing plan:

**Requesting the Board of Estimate and Taxation to authorize the City to issue and sell City of Minneapolis bonds in the amount of ~~\$32,395~~ \$23,420 for certain purposes other than the purchase of public utilities.**

That the Board of Estimate and Taxation be requested to authorize the City to incur indebtedness and issue and sell City of Minneapolis bonds for the purpose of paying the assessed costs of street improvements in the 34th Ave S and 43rd St E Street Resurfacing Project, Special Improvement of Existing Street No. 5275, 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.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The resolution was adopted.

On behalf of the Transportation & Public Works and Ways & Means Committees, Reich offered Resolution 2015R-439 authorizing execution of an Agency Agreement with the Minnesota Department of Transportation to allow the City to use Federal Aid Funds for work to be done by City forces in conjunction with the Controller Conversion and Intelligent Traffic Signal (ITS) Enhancement Project, and appointing the Commissioner of Transportation as the City's agent in accepting federal aid funds.

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

**RESOLUTION 2015R-439**

**By Reich and Quincy**

**Authorizing execution of an Agency Agreement with the Minnesota Department of Transportation to allow the City to use Federal Aid Funds for work to be done by City forces in conjunction with the Controller Conversion and Intelligent Traffic Signal (ITS) Enhancement Project, and appointing the Commissioner of Transportation as the City's agent in accepting federal aid funds.**

Resolved By The City Council of The City of Minneapolis:

That the proper City officers are hereby authorized and directed for and on behalf of the City to execute and enter into an agreement with the Commissioner of Transportation prescribing the terms and conditions of said federal aid participation as set forth and contained in "Minnesota Department of Transportation Agency Agreement No. 1000764", a copy of which said agreement was before the City Council and which is made a part hereof by reference.

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Be It Further Resolved that pursuant to Minnesota Statute, Section 161.36, the Commissioner of Transportation be appointed as Agent of the City of Minneapolis to accept as its agent federal aid funds which may be available for eligible transportation-related projects.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The resolution was adopted.

The Minneapolis City Council hereby authorizes execution of Construction Cooperative Agreement No. 50-20-15 with Hennepin County establishing cost participation for the Controller Conversion and Intelligent Traffic Signal (ITS) Enhancements Project (SP 141-030-021).

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The report was adopted.

The Minneapolis City Council hereby authorizes execution of a Funding Agreement with Mississippi Watershed Management Organization (MWMO) for the Southern Northeast Minneapolis Watershed Modeling Project. Funding will be provided by MWMO in an amount not to exceed \$95,000.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The report was adopted.

The Minneapolis City Council hereby authorizes acceptance of the single bid submitted on OP No. 8164 from RAM Construction Services of Minnesota, LLC, in the amount of \$373,737.37, to furnish and deliver all labor, materials, and incidentals necessary for the A, B, and C Parking Facilities Repair Project, and further authorizes a contract for said service in accordance with City specifications.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The report was adopted.

The Transportation & Public Works and Ways & Means Committees forwarded without recommendation a bid for Special Service District snow removal services.

Reich moved approval of the low bid submitted by Custom Products, to read as follows:

The Minneapolis City Council hereby authorizes acceptance of the low bid submitted on OP No. 8168 from Custom Products, for a total estimated annual expenditure of \$906,520, to furnish and deliver all labor, materials, and incidentals necessary for Special Service District snow removal services, and further authorizes a contract for said service in accordance with City specifications.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The report was adopted.

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

The Minneapolis City Council hereby approves settlement of the workers' compensation claim of Jeffrey S. Boeltl v. City of Minneapolis by payment of \$100,000 to claimant Jeffrey S. Boeltl and his attorneys, Meuser & Associates, and authorizes the City Attorney's Office to execute any documents necessary to effectuate the settlement.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The report was adopted.

The Minneapolis City Council hereby approves settlement of the workers' compensation claim of Kristen D. Larson v. City of Minneapolis by payment of \$97,000 to claimant Kristen D. Larson and her attorneys, Meuser & Associates and authorizes the City Attorney's Office to execute any documents necessary to effectuate the settlement.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The report was adopted.

The Minneapolis City Council hereby approves settlement of the workers' compensation claim of Melanie M. Metz v. City of Minneapolis by payment of \$120,000 to claimant Melanie M. Metz and her attorneys, Meuser & Associates, and authorizes the City Attorney's Office to execute any documents necessary to effectuate the settlement.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The report was adopted.

The Minneapolis City Council hereby approves settlement of the workers' compensation claim of Angela M. Dodge v. City of Minneapolis by payment of \$85,000 to claimant Angela M. Dodge and her attorneys, Meuser & Associates, and authorizes the City Attorney's Office to execute any documents necessary to effectuate the settlement.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The report was adopted.

The Minneapolis City Council hereby approves the settlement of the workers' compensation claim of Jeffrey C. Goar v. City of Minneapolis by payment of \$110,000 to claimant Jeffrey C. Goar and his attorneys, and authorizes the City Attorney's Office to execute any documents necessary to effectuate the settlement.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The report was adopted.

The Minneapolis City Council hereby approves settlement of the workers' compensation claim of Robin K. Waggoner v. City of Minneapolis by payment of \$110,000 to claimant Robin K. Waggoner and her attorneys, Meuser & Associates, and authorizes the City Attorney's Office to execute any documents necessary to effectuate the settlement.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The report was adopted.

The Minneapolis City Council hereby approves settlement of the lawsuit Minagua Michaeleon v. City of Minneapolis, et al, Court File No. 14-04991, by payment of \$15,000 to plaintiff Minagua Michaeleon and his attorneys, and authorizes the City Attorney's Office to execute any documents necessary to effectuate settlement.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The report was adopted.

The Minneapolis City Council hereby approves settlement of the lawsuit Illinois Farmers Insurance Company v. City of Minneapolis by payment of \$2,663.04 payable to plaintiff Illinois Farmers Insurance Company and its attorneys, VanDerHeyden Law Office, and authorizes the City Attorney's Office to execute any documents necessary to effectuate the settlement.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The report was adopted.

The Minneapolis City Council hereby approves settlement of the lawsuit Chiguil v. Matthew Heger and City of Minneapolis by payment of \$8,000 to plaintiff Hugo Temich Chiguil and his attorneys, Sawicki & Phelps, and authorizes the City Attorney's Office to execute any documents necessary to effectuate the settlement.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The report was adopted.

The Minneapolis City Council hereby approves settlement of the lawsuit Griselda Serrano v. Matthew Heger and City of Minneapolis by payment of \$9,000 to plaintiff Griselda Serrano and her attorneys, Sawicki & Phelps, and authorizes the City Attorney's Office to execute any documents necessary to effectuate the settlement.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The report was adopted.

On behalf of the Ways & Means Committee, Quincy offered Resolution 2015R-440 accepting donated digital billboard space through a partnership with Clear Channel Outdoor, Inc., a national outdoor advertising company that operates 16 digital billboards within the Minneapolis city limits which rotate through displays electronically, making it possible to show several ads a minute.

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

**RESOLUTION 2015R-440**

**By Quincy**

**Accepting donation of billboard display time from Clear Channel Outdoor.**

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

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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 for the below to the City:

<u>Name of Donor</u>	<u>Gift</u>
Clear Channel Outdoor	Billboard Space from July 1 to September 30, 2015; and

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

Whereas, all such donations have been contributed to assist the City in encouraging residents to sign up for organics recycling and in encouraging residents to license their pets, as allowed by law; and

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

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

That the donations described above are accepted to assist the City in encouraging residents to sign up for organics recycling and in encouraging residents to license their pets.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The resolution was adopted.

The Minneapolis City Council hereby approves council appointment of Michael Reed for Seat 1 on the Minneapolis Television Network board with a term to expire Jan. 15, 2018, and Lamarr Scott for Seat 3 with a term to expire Jan. 15, 2019, and Valerie Lockhart as the mayoral appointment with a term to expire Jan. 15, 2019.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The report was adopted.

The Minneapolis City Council hereby accepts the low bid of United States Mechanical (OP No. 8170) in the amount of \$268,000 to furnish and deliver all labor, materials and incidentals necessary for the trench drain replacement project for the Minneapolis Convention Center.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The report was adopted.

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The Minneapolis City Council hereby approves the 2015 property tax special assessments for delinquent utility charges as indicated in the assessment roll on file in the office of the City Clerk.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The report was adopted.

The Minneapolis City Council hereby authorizes a contract with US Bank for the temporary financing required for funding a portion of the design and construction of the Nicollet Mall project.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The report was adopted.

The Minneapolis City Council hereby authorizes a contract amendment to the Joint Powers Agreement with the Metropolitan Emergency Services Board, Contract No. C-27067, for an increase in yearly costs for the next 5 years, and authorizes new contracts with other State of Minnesota agencies as necessary to provide access and payment for required hardware and software purchases to upgrade portions of the state-wide interoperable 800 MHz radio system.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The report was adopted.

The Minneapolis City Council hereby authorizes a contract with Equifax Workforce Solutions for a term of three (3) years with an option to renew for two (2) more years to process the re-employment claims and to perform income verification services starting Oct. 1, 2015.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The report was adopted.

The Minneapolis City Council hereby authorizes extension of Contract No. C-38954 with Microsoft Premier Core Services to migrate office productivity products for one (1) additional year, through Dec. 31, 2016, using the vendor's form.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The report was adopted.

The Minneapolis City Council hereby authorizes a contract with Hennepin County for use of an available Pictometry Aerial Imaging license at no cost to the City, to expire on October 1, 2018.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The report was adopted.

#### REPORTS OF SPECIAL COMMITTEES

**The AUDIT Committee submitted the following reports:**

The Audit Committee referred to the City Council the Complaint Protocol Consultation Memorandum of the Internal Auditor, which was received and ordered published on October 20, 2015.

Palmisano moved that the report be received and filed.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The motion was adopted.

The Audit Committee referred to the City Council the Finance Internal Control Program Consultation Memorandum of the Internal Auditor, which was received and ordered published on October 20, 2015, with the recommendation that the City Council refer the matter to the Committee of the Whole for its consideration.

Palmisano moved that the report be referred to the Committee of the Whole.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The motion was adopted.



The Audit Committee referred to the City Council the Records Management Internal Audit Report, which was received and ordered published on October 20, 2015, with the recommendation that the City Council refer the matter to Committee of the Whole for its consideration.

Palmisano moved that the report be referred to the Committee of the Whole.

On roll call, the result was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The motion was adopted.

### INTRODUCTION & REFERRAL CALENDAR

Pursuant to notice, on motion by Gordon, the subject matter of the following ordinance was introduced, given its first reading, and referred to the Community Development & Regulatory Services Committee: Amending Title 12, Chapter 244 of the Minneapolis Code of Ordinances relating to Housing: Maintenance Code, adding provisions providing for the licensure and regulation of emergency shelters.

### NEW BUSINESS

Palmisano gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of the following ordinances amending Title 20 of the Minneapolis Code of Ordinances relating to Zoning Code, revising the Linden Hills Overlay District and Pedestrian Oriented Overlay District and amending the zoning map as part of a rezoning study consistent with the guidance of the Linden Hills Small Area Plan:

1. Chapter 521 relating to Zoning Districts and Maps Generally.
2. Chapter 551 relating to Overlay Districts.

Goodman gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of the following ordinances amending the Minneapolis Code of Ordinances, amending regulations as part of the Business Made Simple Initiative:

1. Title 10, Chapter 188 relating to Food Code: Administration and Licensing.
2. Title 13 relating to Licenses and Business Regulations, as follows:
  - a. Chapter 259 relating to In General.
  - b. Chapter 267 relating to Amusements.
  - c. Chapter 287 relating to Filling Stations and Bulk Oil Plants.
  - d. Chapter 301 relating to Laundries and Dry Cleaning Establishments.

Reich gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of an ordinance amending Title 12, Chapter 244 of the Minneapolis Code of Ordinances relating to Housing: Maintenance Code, amending provisions related to composting to add new definitions of acceptable and prohibited materials and to clarify enforcement requirements.

Reich gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of the following ordinances amending Title 20 of the Minneapolis Code of Ordinances relating to Zoning, amending regulations related to snow storage:

1. Chapter 520 relating to Introductory Provisions.
2. Chapter 525 relating to Administration and Enforcement.
3. Chapter 530 relating to Site Plan Review.
4. Chapter 535 relating to Regulations of General Applicability.
5. Chapter 536 relating to Specific Development Standards.
6. Chapter 546 relating to Residence Districts.
7. Chapter 547 relating to Office Residence Districts.
8. Chapter 548 relating to Commercial Districts.
9. Chapter 549 relating to Downtown Districts.
10. Chapter 550 relating to Industrial Districts.
11. Chapter 551 relating to Overlay Districts.

Quincy and B. Johnson gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of an ordinance amending Title 2, Chapter 15 of the Minneapolis Code of Ordinances relating to Administration: Ethics in Government, amending provisions relating to trust and accountability.

Palmisano and Gordon gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of an ordinance amending Title 10, Chapter 188 of the Minneapolis Code of Ordinances relating to Food Code: Administration and Licensing, amending regulations for mobile food vehicle vendors.

B. Johnson gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of an ordinance amending Title 20, Chapter 535 of the Minneapolis Code of Ordinances relating to Zoning Code: Regulations of General Applicability, amending regulations for fences.

B. Johnson moved to return to author the subject matter of an ordinance amending the Minneapolis Code of Ordinances adding a new Title 7.5 entitled "Working Families" which was introduced on September 25, 2015, and cancelling the public hearing previously scheduled for November 4, 2015.

On roll call, the result was:

Ayes: Reich, Frey, Yang, Warsame, Goodman, Cano, Quincy, A. Johnson, Palmisano, President Johnson (10)

Noes: Gordon, Glidden, Bender (3)

Absent: (0)

The motion was adopted.

On motion by B. Johnson, Glidden, Bender, and A. Johnson, the subject matter of an ordinance amending Title 2 of the Minneapolis Code of Ordinances relating to Administration, adding a new Chapter 40 entitled "Workplace Regulations," relating to paid time off and earned sick time, was introduced, given its first reading, and referred to the Committee of the Whole.

B. Johnson and A. Johnson moved to establish a partnership group to study the impact of policy proposals related to workplace regulations on earned sick time and paid time off, including consideration of regional and cross-jurisdictional implications of such policy proposals. The partnership group shall consist of the following stakeholders:

1. Representatives of employees, including specifically low-wage employees;
2. Representatives of organized labor;
3. Representatives of employers, including large and small employers, and immigrant-owned businesses; and
4. Representatives of business groups and associations.

The partnership group shall consist of fifteen (15) individuals, to be appointed in the following manner:

1. Three (3) representatives appointed by the Mayor;
2. Two (2) representatives appointed by the Council President; and
3. Ten (10) representatives appointed by the City Council.

Proposed appointments to the partnership group shall be presented to the Committee of the Whole at its regular meeting of November 18, 2015.

Support and technical assistance for this partnership group will be provided by appropriate City departments. Staff will establish a framework for the group's meetings, and such meetings of the partnership group shall be open to the public. The partnership group shall select its own chair from its members.

The partnership group is directed to engage the community in the development of its recommended policy proposals through focus groups, listening sessions, and similar practices and may consult subject-matter experts in the course of its study.

The partnership group is to report its final policy proposals on earned sick time and paid time off to the Committee of the Whole by no later than February 24, 2016.

Bender moved to amend the following portion of the pending motion:

The partnership group shall consist of the following stakeholders:

- ~~1. Representatives of employees, including specifically low-wage employees;~~
- ~~2. Representatives of organized labor;~~
- ~~3. Representatives of employers, including large and small employers, and immigrant-owned businesses; and~~
- ~~4. Representatives of business groups and associations.~~
1. Seven representatives of employees, including specifically low-wage employees and representatives of organized labor.
2. Seven representatives of employers, including large and small employers, immigrant-owned businesses, and representatives of business groups and associations.
3. One representative with an expertise in public health.

On roll call, the result was:

Ayes: Gordon, Cano, Bender, Glidden, A. Johnson (5)

Noes: Frey, Palmisano, Reich, Yang, Quincy, Warsame, Goodman, President Johnson (8)

Absent: (0)

The motion failed.

Cano moved to amend the following portion of the pending motion:

The partnership group shall select ~~its own chair~~ two (2) co-chairs from its members, with one co-chair representing employers, and the other representing employees.

On roll call, the result was:

Ayes: Gordon, Cano, Bender, A. Johnson (4)

Noes: Frey, Palmisano, Reich, Glidden, Yang, Quincy, Warsame, Goodman, President Johnson (9)

Absent: (0)

The motion failed.

A. Johnson moved to amend the following portions of the pending motion:

The partnership group shall consist of fifteen (15) individuals, with representation balanced between the above stakeholders, to be appointed in the following manner:

1. Three (3) representatives appointed by the Mayor;
2. Two (2) representatives appointed by the Council President; and
3. Ten (10) representatives appointed by the City Council.

Support and technical assistance for this partnership group will be provided by appropriate City departments, including the City Health Commissioner or designee with an expertise in public health. Staff will establish a framework for the group's meetings, and such meetings of the partnership group shall be open to the public. The partnership group shall select its own chair from its members.

The motion was adopted upon a voice vote.

Gordon moved to amend the following portions of the pending motion:

Establish a partnership group to study the impact of policy proposals related to workplace regulations ~~on~~ including earned sick time and paid time off, City enforcement of state regulations including wage theft, and fair scheduling requirements, including consideration of regional and cross-jurisdictional implications of such policy proposals. The partnership group shall consist of the following stakeholders:

1. Representatives of employees, including specifically low-wage employees;
2. Representatives of organized labor;
3. Representatives of employers, including large and small employers, and immigrant-owned businesses; and
4. Representatives of business groups and associations.

The partnership group is to report its final policy proposals on earned sick time and paid time off to the Committee of the Whole by no later than February 24, 2016. The partnership group is to then report its policy proposals on fair scheduling practices to the Committee of the Whole no later than June 1, 2016.

On roll call, the result was:

Ayes: Gordon, Cano (2)

Noes: Frey, Palmisano, Reich, Bender, Glidden, Yang, A. Johnson, Quincy, Warsame, Goodman, President Johnson (11)

Absent: (0)

The motion failed.

A. Johnson moved to amend the following portion of the pending motion:

The partnership group is to report its final policy proposals on earned sick time and paid time off to the Committee of the Whole by no later than ~~February 24~~ January 27, 2016.

On roll call, the result was:

Ayes: Gordon, Cano, A. Johnson (3)

Noes: Frey, Palmisano, Reich, Bender, Glidden, Yang, Quincy, Warsame, Goodman, President Johnson (10)

Absent: (0)

The motion failed.

On roll call, the result of the amended motion was:

Ayes: Reich, Gordon, Frey, Yang, Warsame, Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, Palmisano, President Johnson (13)

Noes: (0)

Absent: (0)

The motion, as amended, was adopted.

#### ADJOURNMENT

On motion by Glidden, the meeting was adjourned to Room 315, City Hall, for the purpose of discussing the legal matter of *William Robert Cossens v. Jordan Davis*.

#### ADJOURNED SESSION

Council President Johnson called the adjourned session to order at 11:17 a.m. in Room 315, a quorum being present.

Deputy City Attorney, Peter Ginder, stated that the meeting may be closed for the purpose of discussing attorney-client privileged matters involving the *William Robert Cossens v. Jordan Davis* lawsuit.

At 11:19 a.m., on motion by Quincy, the meeting was closed.

Present - Council Members Kevin Reich (In at 11:23 a.m.), Jacob Frey, Blong Yang, Abdi Warsame, Lisa Goodman, Alondra Cano (In at 11:18 a.m.), Lisa Bender (In at 11:18 a.m.), John Quincy, Linea Palmisano, President Barbara Johnson.

Absent - Council Members Cam Gordon, Elizabeth Glidden, Andrew Johnson.

Also Present - Peter Ginder, Deputy City Attorney, Tim Skarda, Litigation Manager, Assistant City Attorney Sarah McLaren, City Attorney's Office; John Stiles, Mayor's Chief of Staff (In at 11:41 a.m.); Bruce Folkens, Police Department; Casey Carl, City Clerk, and Kelly Geistler, City Clerk's Office.

McLaren summarized the *William Robert Cossens v. Jordan Davis* lawsuit from 11:20 a.m. to 11:49 a.m.

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At 11:49 a.m., on motion by Quincy, the meeting was opened.

B. Johnson moved that all claims, including claims for attorneys' fees and costs, asserted in *William Robert Cossens v. Jordan Davis*, United States District Court File No. 14-cv-1787 (RHK/JJK) be settled in the amount of \$150,000, payable to William Robert Cossens and his attorneys, from Fund/Org. 6900 150 1500 145400; and that the City Attorney's Office be authorized to execute any documents necessary to effectuate this settlement.

On roll call, the result was:

Ayes: Frey, Yang, Warsame, Bender, Quincy, Palmisano, President Johnson (7)

Noes: Reich, Cano, Goodman (3)

Absent: Gordon, Glidden, A. Johnson (3)

The motion was adopted.

The adjourned session of the City Council meeting was tape recorded with the tape on file in the office of the City Clerk.

On motion by Bender, the meeting was adjourned.

Casey Joe Carl,  
City Clerk

Official Posting: 10/31/2015