

MINNEAPOLIS CITY COUNCIL OFFICIAL PROCEEDINGS

REGULAR MEETING OF MARCH 21, 2008

(Published March 29, 2008, in *Finance and Commerce*)

Council Chamber

350 South 5th Street

Minneapolis, Minnesota

March 21, 2008 - 9:30 a.m.

Council President Johnson in the Chair.

Present - Council Members Colvin Roy, Glidden, Remington, Benson, Goodman, Hodges, Samuels, Gordon, Hofstede, Ostrow, Schiff, Lilligren, President Johnson.

Lilligren moved adoption of the agenda. Seconded.

Adopted upon a voice vote 3/21/2008.

Absent – Hodges.

Lilligren moved acceptance of the minutes of the regular meeting of February 29, 2008, and the adjourned session held March 5, 2008. Seconded.

Adopted upon a voice vote 3/21/2008.

Lilligren moved referral of petitions and communications and reports of the City officers to the proper Council committees and departments. Seconded.

Adopted upon a voice vote 3/21/2008.

PETITIONS AND COMMUNICATIONS

COMMITTEE OF THE WHOLE:

COORDINATOR (272639)

Status Report on Enterprise Initiatives.

COMMUNITY DEVELOPMENT:

COMMUNITY PLANNING & ECONOMIC DEVELOPMENT (272640)

CPED's State & Regional Redevelopment Grant applications & awards: Report on 2007 Funding Rounds; Redevelopment grant trends.

COMMUNITY DEVELOPMENT (See Rep):

COMMUNITY PLANNING & ECONOMIC DEVELOPMENT (272641)

Land Sale: 427 Cedar Ave S (partial), to Bina Investment Group, Inc.

"Don't Borrow Trouble Campaign": Extension to contract with Family Housing Fund.

MN Home Ownership Center: Exception to procurement policy; contract for homeownership counseling.

Children's Health Care, dba Children's Hospitals & Clinics of MN: Execution of various documents to amend bonds previously issued for refinancing.

MAYOR (272642)

Mpls Public Housing Authority Board of Commissioners: Appointment/reappointments of Chuck Lutz, Craig Pederson, Westley Wheeler & Mark Manbeck.

HEALTH, ENERGY AND ENVIRONMENT:

COORDINATOR (272643)

Community Climate Change Micro Grants: Update report.

HEALTH AND FAMILY SUPPORT SERVICES (272644)

Public Health Advisory Committee: 2007 Annual Report.

HEALTH, ENERGY AND ENVIRONMENT (See Rep):

HEALTH AND FAMILY SUPPORT SERVICES (272645)

Health Care Access: Resolution in support.

INTERGOVERNMENTAL RELATIONS:

INTERGOVERNMENTAL RELATIONS (272646)

2008 Mpls Bonding Requests.

Public finance & public safety: Matrix summary of bills of City's legislative agenda.

INTERGOVERNMENTAL RELATIONS and WAYS & MEANS/BUDGET(See Rep):

FINANCE DEPARTMENT (272647)

Closed Pension Funds: Legislative proposals for modifying investment-related postretirement adjustment of the Mpls Firefighters' Relief Association. (See report of IGR)

NEIGHBORHOOD REVITALIZATION PROGRAM (NRP) (272648)

NRP Work Group: Supplemental report on potential funding options for the focus, funding & governance of NRP & Action Plan activities after 2009.

PUBLIC SAFETY AND REGULATORY SERVICES:

LICENSES AND CONSUMER SERVICES (272649)

Elite Groceries (324 W 33rd St): Request to revoke grocery, off-sale 3.2 beer and tobacco dealer's licenses for failure to pay administrative fines.

MINNESOTA STATE OFFICES (272650)

Human Trafficking: PowerPoint relating to the "Not for Sale Campaign".

POLICE DEPARTMENT (272651)

Employee Donation Program for Serious Illness: Request to modify guidelines to allow MPD sworn personnel to receive from and donate time to Minneapolis Park Police Officers.

PUBLIC SAFETY AND REGULATORY SERVICES (See Rep):

LICENSES AND CONSUMER SERVICES (272652)

Licenses: Applications.

NWANERI & ASSOCIATES (272653)

Rental Dwelling License at 3420 Chicago Av: Deny request for stay of City Council decision to revoke license held by Chike Onyekaba, pending appeal.

REGULATORY SERVICES (272654)

Idling of Vehicles: Passage of Ordinances repealing subsections deemed unconstitutional; and adding new regulations.

Rental Dwelling License at 736 Madison St NE: Approve reinstatement of license to be held by John Kuecker.

PUBLIC SAFETY AND REGULATORY SERVICES and WAYS & MEANS/BUDGET(See Rep):

POLICE DEPARTMENT (272655)

Minnesota Joint Analysis Center: Accept grant award and execute agreement with Minnesota Homeland Security and Emergency Management for City to participate in regional sharing of intelligence information; and Approve appropriation.

MnPASS I-394 HOV/HOT Enforcement: Amend agreement with Minnesota Department of Transportation to receive addition funds to reimburse overtime details by Police Traffic Unit officers; and Approve appropriation.

TRANSPORTATION AND PUBLIC WORKS:

CENTERPOINT ENERGY/NSP (272656)

Utility Pole Installations: a) 5351 Minnehaha Ave S; and b) 2012 - 29th Ave S.

PUBLIC WORKS AND ENGINEERING (272657)

Lowry Ave Bridge Replacement: Project Update.

TRANSPORTATION AND PUBLIC WORKS (See Rep):

PUBLIC WORKS AND ENGINEERING (272658)

Lynnhurst (Phase IV) Street Renovation Project: Designation and Cost Estimate.

Minnesota Pollution Control Agency: Lease of Fire Station 20 and City of Lakes Bldg.

Marquette and 2nd Avenue Transit Project: Preliminary Layout.

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

PUBLIC WORKS AND ENGINEERING (272659)

Solid Waste Disposal Services: Contract with Hennepin County.

WAYS AND MEANS BUDGET:

COMMUNICATIONS (272660)

Minneapolis Telecommunications Network (MTN) Business Plan: Update.

FINANCE DEPARTMENT (272661)

2007 Financial Status Report: 4th Quarter.

WAYS AND MEANS BUDGET (See Rep):

ATTORNEY (272662)

Legal Settlements: Angel McKinney; and City of Minneapolis v. Kennedy & Graven, Chartered.

Council on Crime and Justice: Contract extension.

Ethics Officer Report: Findings.

CITY CLERK (272663)

2008 Board of Equalization: Resolution establishing board and appointed members.

CONVENTION & VISITORS ASSOCIATION OF GREATER MPLS (272664)

Emergency Medical Services: Amend contract C-22716 with MedEvent Inc. to extend contract through December 31, 2008.

FINANCE DEPARTMENT (272665)

Self-Insurance and Intergovernmental Services Funds: Approve updated plans.

ZONING AND PLANNING (See Rep):

HERITAGE PRESERVATION COMMISSION (272666)

Board Appointment of Linda Mack.

MAYOR (272667)

City Planning Commission: Board Reappointments of Lauren Huynh & Lara Norkus-Crampton.

PLANNING COMMISSION/DEPARTMENT (272668)

Rezoning:

3507 Lyndale Ave S

Small Area Plan Adoptions:

West Broadway Alive

38th St & Chicago Ave Corridor Framework

FILED:

CHARTER COMMISSION (272669)

Draft 10 of Revised Charter: a) Side-by-Side Comparison: Successor-to-Source Comparison;

b) Side-by-Side Comparison: Source to Successor Comparison for Articles 1 - 4.

PREMIER STORAGE, LLC (272670)

Vacate the southern 400 sq. ft. of the alley south of 28th St. W between Harriet and Grand Avenues

S.

The following reports were signed by Mayor Rybak on March 25, 2008, unless noted otherwise. Minnesota Statutes, Section 331A.01, Subd 10, allows for summary publication of ordinances and resolutions in the official newspaper of the city.

REPORTS OF STANDING COMMITTEES

The COMMUNITY DEVELOPMENT Committee submitted the following reports:

Comm Dev - Your Committee recommends passage of the accompanying resolution authorizing the partial sale of the property at 427 Cedar Ave S to Bina Investment Group, Inc for \$13,160 plus certain costs, and granting of an easement for underground building footings.

Your Committee further recommends approval to place into escrow up to \$25,000 of the "other costs" payable to the City at the closing, and conveyance of the property for the anticipated, extraordinary costs associated with footing design and construction on the City-owned property due to the grant of the easement for the footings associated with the 425 Cedar building improvements.

Adopted 3/21/2008.

Resolution 2008R-093, authorizing the sale and grant of easement for Disposition Parcel CR 28-7A for part of 427 Cedar Ave S, was adopted 3/21/2008 by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2008R-093

By Goodman

Authorizing the sale and grant of easement for Disposition Parcel CR 28-7A (part of 427 Cedar Ave S).

Whereas, the City owns 427 Cedar Avenue South, Disposition Parcel CR 28-7A; and

Whereas, Bina Investment Group, Inc., herein known as the Purchaser, has entered into that certain Real Estate/Purchase Agreement with the City, agreeing to pay \$13,160 plus certain costs for a portion of the property and grant of easement; and

Whereas, the Department of Community Planning & Economic Development Appraiser has determined this transaction price of \$13,360 plus certain costs to be fair diminution of land and fair grant of easement value and is consistent with accepted methods in aiding the City in determining the fair value for this transaction; and

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Whereas, pursuant to due notice thereof published in *Finance and Commerce* on February 22, 2008, a public hearing on this conveyance was duly held on March 4, 2008, at the regularly scheduled Community Development Committee meeting of the City Council, at the Minneapolis City Hall, 350 South 5th Street, Room 317, at 1:30 p.m., in the City of Minneapolis, County of Hennepin, State of Minnesota;

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

That the proper City officers be authorized to execute a Quit Claim Deed and related documents for sale and grant of easement interest legally described as Parcel CR 28-7A; 427 Cedar Avenue South (partial): The North 2.55 feet of Lot 14, Meldal and Sunde's Subdivision of Block 179, Town of Minneapolis. Together with an easement for building footing purposes over, under and across the South 1.40 feet of the North 3.95 feet of said lot 14.

Adopted 3/21/2008.

Comm Dev - Your Committee recommends concurrence with the recommendation of the Mayor to appoint/reappoint the following individuals to the Minneapolis Public Housing Authority Board of Commissioners:

a) Chuck Lutz, for a term to expire 12/31/2010 (replacing Elizabeth Ryan as Department of Community Planning & Economic Development Commissioner);

b) Craig Pederson, for a term to expire 12/31/2009 (replacing vacancy created by appointment of Judy Karon as Chair);

c) Westley Wheeler (reappointment), as Highrise Resident Commissioner for a term to expire 12/31/2009; and

d) Mark Manbeck (reappointment), for a term to expire 12/31/2010.

Adopted 3/21/2008.

Comm Dev - Your Committee recommends approval of an extension of the grant agreement with the Family Housing Fund to add \$180,000 to the "Don't Borrow Trouble Campaign."

Adopted 3/21/2008.

Comm Dev - Your Committee, having under consideration an extension of the contract with the Minnesota Home Ownership Center to provide home ownership and foreclosure prevention counseling services, now recommends approval of the following:

a) Exception to the procurement policy to allow the City to extend said without following a Request For Proposals process;

b) Entering into a contract for homeownership counseling for \$100,000; foreclosure prevention counseling for \$420,000; and a foreclosure prevention loan fund for \$100,000.

Adopted 3/21/2008.

Comm Dev - Your Committee, having under consideration the approval for amendments to indentures relating to Series 1995B, 2004A, 2004B and 2007A Bonds in connection with Children's Hospitals and Clinics of Minnesota's decision to proceed with a conversion of its outstanding bonds from the current auction rate mode, now recommends passage of the accompanying resolution authorizing the execution of various documents to amend said Bonds issued on behalf of Children's Health Care, d/b/a Children's Hospitals and Clinics of Minnesota.

Adopted 3/21/2008.

Approved by Mayor Rybak 3/21/2008.

(Published 3/25/2008)

Resolution 2008R-094, relating to conversion of Health Care Revenue Bonds to different interest modes, on behalf of Children's Health Care, a Minnesota nonprofit corporation, doing business as Children's Hospitals and Clinics of Minnesota, was adopted 3/21/2008 by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2008R-094
By Goodman

Relating to conversion of Health Care Revenue Bonds to different interest modes, on behalf of Children's Health Care, a Minnesota nonprofit corporation, doing business as Children's Hospitals and Clinics of Minnesota.

Whereas, pursuant Minnesota Statutes, Section 469.152 through 469.165, as amended, the City of Minneapolis (the "City") and the Housing and Redevelopment Authority of the City of Saint Paul, Minnesota (the "Saint Paul HRA" and together with the City, the "Issuer"), acting jointly, have previously issued on behalf of Children's Health Care, a Minnesota nonprofit corporation doing business as Children's Hospitals and Clinics of Minnesota (the "Corporation") their (i) Health Care Revenue Bonds (Children's Health Care), Series 1995B (Auction Rate Securities) (the "1995B Bonds"); (ii) Health Care Facilities Revenue Bonds (Children's Hospitals and Clinics), Series 2004A and 2004B (Auction Rate Securities) (the "2004 Bonds"); and Health Care Facilities Revenue Bonds (Children's Hospitals and Clinics of Minnesota), Series 2007A (Auction Rate Securities) (the "2007 Bonds", and collectively with the 1995B Bonds and the 2004 Bonds, the "Bonds"); and

Whereas, the 1995B Bonds were issued pursuant to the terms of an Amended and Restated Bond Trust Indenture, dated as of August 15, 2004, between the Issuer and U.S. Bank National Association, as trustee (the "Bond Trustee") (the "1995B Indenture"); the 2004 Bonds were issued pursuant to the terms of a Bond Trust Indenture, dated as of August 15, 2004, between the Issuer and the Bond Trustee (the "2004 Indenture"); and the 2007 Bonds were issued pursuant to the terms of a Bond Trust Indenture, dated as of November 1, 2007, between the Issuer and the Bond Trustee (the "2007 Indenture", and together with the 1995B Indenture and the 2004 Indenture, the "Indentures"); and

Whereas, the Issuer loaned the proceeds of the Bonds at the time of their respective issuance to the Corporation pursuant to the terms of loan agreements between the Issuer and the Corporation; and

Whereas, all of the Bonds presently bear interest at an Auction Rate, as such term is defined in the Indentures; and

Whereas, because of adverse market conditions in the auction security market the Corporation desires to convert the 1995B Bonds and the 2004 Bonds, or portions thereof, from an Auction Rate Period to a Variable Rate Period or a Fixed Rate Period (as such terms are defined in the 1995B Indenture and the 2004 Indenture), and to convert the 2007 Bonds, or portions thereof, from an ARS Rate Period to a Variable Rate Period or a Fixed Rate Period (as such terms are defined in the 2007 Indenture) (such transactions collectively referred to herein as the "Conversion"); and

Whereas, the Corporation has advised the City that, in connection with the Conversion, it may be necessary to enter into supplements to the Indentures in order implement technical modifications or amendments to the Indentures in order to obtain a short term rating on the Bonds from one or more rating agencies or to enhance the marketability of the sale of the Bonds upon the Conversion, and that the Corporation has requested that the Issuer enter into supplements to the Indentures for these purposes (collectively, the "Bond Indenture Supplements");

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

That the City hereby consents to the Conversion, and subject to the approval of the form thereof by City Attorney' Office, the Bond Indenture Supplements are directed to be executed in the name and on behalf of the City by the City Finance Officer. Any other City documents and certificates necessary to the Conversion shall be executed by the appropriate City officers. The execution of any of the Bond Indenture Supplements or any other document or instrument by the City Finance Officer or by the appropriate officer or officer of the City shall be conclusive evidence of the approval of such document in accordance with the terms hereof.

Be It Further Resolved that the Mayor, the City Clerk, the City Finance Officer and all other officers of the City are hereby authorized and directed to execute and deliver all other documents which may be required under the terms of the Bond Indenture Supplements, and to take such other action as may be required or appropriate for the performance of the duties imposed thereby or to carry out the purposes thereof.

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Be It Further Resolved that in the absence or disability of the Mayor, the City Clerk, the City Finance Officer or any other officer of the City named in any instrument to be executed on behalf of the City in connection with the Conversion the acting Mayor, Assistant City Clerk, Acting City Finance Officer or other officer may execute such instrument.

Adopted 3/21/2008.

Approved by Mayor Rybak 3/21/2008.

The ELECTIONS Committee submitted the following report:

ELECTIONS - Your Committee, having under consideration Ranked Choice Voting implementation, now recommends that staff be directed to prepare a Request for Proposal (RFP) for the procurement of Instant Runoff Voting (IRV) equipment; to include the provisions in City's most recent standard RFP agreement; and submit to the normal procurement process, including review by the Permanent Review Committee, and be framed consistent with policy directions by the Council framing the IRV elections process. Further, to report back to the Elections Committee by April 17, 2008 on the status of the RFP development.

Adopted 3/21/2008.

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

HE&E – Your Committee recommends passage of the accompanying resolution supporting health care access.

Adopted 3/21/2008.

Resolution 2008R-095, supporting health care access, was adopted 3/21/2008 by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2008R-095

By Benson

Supporting Health Care Access.

Whereas, expanding health care coverage, controlling health care costs, and assuring access to health services are issues of concern to individuals, employers and policy makers across the state and nation; and

Whereas, the Minneapolis Public Health Advisory Committee has studied and discussed the needs of people living in Minneapolis, and determined that the health of individuals is adversely affected when they do not have insurance; and

Whereas, studies have shown that small employers have a hard time providing employer sponsored health care which affects their ability to attract employees and also puts the businesses and workforce at risk if employees miss work because of illnesses they cannot afford to treat; and

Whereas, community clinics have seen a 33% increase in the number of uninsured since 2001. In recognition of this need, in 2007, The Minneapolis Department of Health and Family Support spent more resources (over \$350,000 more) on its goal to Assure a Healthcare Safety Net for Underserved Populations than on any other single department goal; and

Whereas, according to a study from the Minnesota Department of Health in 2004, racial and ethnic minorities are more likely than Whites to be uninsured. This lack of coverage disproportionately contributes to delays in medical services, mounting medical debt and bankruptcy, increased suffering, and the premature onset of chronic illnesses and death, within these communities;

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

That the City supports the health care principles developed by the Minneapolis Public Health Advisory Committee to guide efforts to expand coverage and reform our health care system:

The **health care** system should be a component of an overall **public health** system. A primary goal of both the public health system and the health care system should be the elimination of health disparities in recognition of the basic human right of all people to have equal opportunity for optimal health. Health care access policy and the health care system itself should reflect an orientation towards long term impacts for both current populations and future generations.

Be It Further Resolved that the City believes that health care access public policy efforts should place the highest priority in the following factors:

- (1) Everyone should have health care coverage and access to health care, including geographic and linguistic access.
- (2) A comprehensive benefit set that emphasizes primary and preventive care and includes physical health, mental health, substance abuse and dental services and medications.
- (3) A system that is made affordable for patients and other payers by controlling both administrative and clinical costs.
- (4) Assurance of culturally relevant high quality care.
- (5) A simplified system that patients can easily understand and use.

Because these principles reaffirm language in the State and Federal Legislative agenda, the Health and Family Support Department staff is directed compile fact sheets that will be useful in discussing the principles with State Legislators and Members of Congress.

Adopted 3/21/2008.

HE&E - Your Committee recommends passage of the accompanying resolution supporting ceramic coffee cup usage.

Adopted 3/21/2008.

Resolution 2008R-096, supporting Ceramic Coffee Cup Usage, was adopted 3/21/2008 by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2008R-096

By Benson

Supporting Ceramic Coffee Cup Usage.

Whereas, The Sierra Club, U.S. Environmental Protection Agency and the Minnesota Pollution Control Agency all list using ceramic mugs rather than disposable cups as one of their environmental best practices; and

Whereas, The Minneapolis City Council purchased between 3,000 and 4,000 disposable paper coffee cups in the past year at a cost of between \$360 and \$480; and

Whereas, many people have extra ceramic mugs, which if donated to the City would cost nothing. In addition, ceramic mugs can be purchased at a second hand store for approximately \$1 per cup; and

Whereas, 3,000 paper coffee cups equals 133 pounds of waste that, due to chemicals applied to the paper to allow it to hold hot liquids, is not readily bio-degradable; and

Whereas, according to research by Pablo Paster, a Sustainability Engineer with Climate Check, using 46 polystyrene cups or 3 paper cups is equal in material resources to making one ceramic mug; and

Whereas, a ceramic mug has a life expectancy that far exceeds 46 uses, but disposable cups are designed for single usage;

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

That the City Council will cease purchasing disposable cups. Instead, beverages will be served in ceramic mugs donated by council staff or purchased second hand.

Be It Further Resolved that the Council will only purchase environmentally responsible dish washing detergent.

Be It Further Resolved that the Council encourages all City departments to adopt a similar policy.
Adopted 3/21/2008.

The INTERGOVERNMENTAL RELATIONS Committee submitted the following reports:

IGR - Your Committee, having under consideration House File No. 3764 and Senate File No. 3506, modifying the investment-related postretirement adjustment of the Minneapolis Firefighters' Relief Association (MFRA) and cost-of-living unit provided to members upon achieving 110 percent of funding, now recommends passage of the accompanying resolution opposing legislation increasing benefits until such time that the MFRA and City have agreed to a long-term plan for sustaining the benefits in this fund.

Your Committee further recommends that the proper City officers be directed to request that the local approval provisions in said legislation be modified to allow local approval by section of the bills.

Adopted 3/21/2008.

Declining to vote - Johnson.

Resolution 2008R-097, opposing legislation increasing benefits for closed pension plans, was adopted 3/21/2008 by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2008R-097

By Hodges

Opposing legislation increasing benefits for closed pension plans.

Whereas, the City of Minneapolis has shown its commitment to meeting its obligations to retirees by fully funding all contributions to these funds as required by statute; and

Whereas, supplemental checks are being issued to retirees at the same time the City is levying \$3.4 million for the Minneapolis Firefighters' Relief Association (MFRA); and

Whereas, the MFRA is currently only 88% funded; and

Whereas, in the future event of a market down turn, the taxpayers of the City of Minneapolis will bear the full responsibility for any liabilities created by permanent and short-term benefit increases to members; and

Whereas, the City of Minneapolis is currently discussing a long-term solution to ensure the ongoing sustainability of benefits to MRFA members;

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

That the Council opposes legislation increasing benefits to MRFA members until such time that a sustainable solution to ensure the long-term health of the funds can be jointly reached by MFRA and the City.

Adopted 3/21/2008.

Declining to vote - Johnson.

IGR - Your Committee, having under consideration a supplemental report from the Neighborhood Revitalization Program (NRP) Working Group on potential funding options for the focus, funding and governance of NRP and Action Plan activities after 2009, now recommends that the City's agenda for the 2008 Legislative Session, adopted December 21, 2007, as amended, be further amended to include in the "City Finance" section support for legislation to extend the pre-1979 tax increment financing districts in the Minneapolis Common Project.

Adopted 3/21/2008.

The INTERGOVERNMENTAL RELATIONS and WAYS & MEANS/BUDGET Committees submitted the following report:

IGR & W&M/Budget - Your Committee recommends passage of the accompanying resolution securing investment in the neighborhoods of Minneapolis, Hennepin County, the Metropolitan Region and the State.

Adopted 3/21/2008.

Resolution 2008R-098, securing investment in the neighborhoods of Minneapolis, Hennepin County, the Metropolitan Region and the State, was adopted 3/21/2008 by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2008R-098

By Benson, Lilligren, Ostrow, Hodges, Gordon, Colvin Roy and Schiff

Securing investment in the neighborhoods of Minneapolis, Hennepin County, the Metropolitan Region and the State.

Whereas, there are 15 pre-1979 tax increment financing districts in the Minneapolis Common Project that will be decertified in 2009; and

Whereas, the Target Center is a public entertainment facility of regional and state significance that has been supported by Minneapolis taxpayers in addition to a \$750,000 yearly contribution from the State of Minnesota; and

Whereas, after decertification of the pre-1979 tax increment districts, the Target Center, its debt, its capital needs and its operating costs will remain an obligation of the City of Minneapolis and the Common Project; and

Whereas, investment in the neighborhoods of Minneapolis through the Neighborhood Revitalization Program ("NRP") has been funded from Common Project revenues since 1989; and

Whereas, NRP has been a highly successful, innovative effort to bring residents into the priority-setting process of our city, mobilizing the untapped resources, energy and creativity of our residents; and

Whereas, the Minneapolis City Council, with the Mayor's office and the NRP Executive Director, have presented a draft Framework for the Future on the options for the focus, funding and governance of the NRP and Action Plan activities after 2009, which support direct administrative funding for neighborhood organizations and future discretionary funding for neighborhood-directed activities through a proposed "Neighborhood Investment Fund"; and

Whereas, Hennepin County invests in Minneapolis neighborhoods through the Hennepin County Community Works program, transit and transportation improvements and other activities; and

Whereas, the 2001 revisions made by the State Legislature to the tax code resulted in dramatic reductions to the Common Project revenues, including a loss to the neighborhoods of Minneapolis through the NRP of at least \$85 million and the revenues to be derived therefrom, and a loss of city-wide development capacity of an even greater amount;

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

That the City of Minneapolis urges the State of Minnesota to enact legislation to extend the pre-1979 tax increment financing districts in the Minneapolis Common Project.

Be It Further Resolved that the Intergovernmental Relations staff hereby is directed to work with the Hennepin County Board of Commissioners, and the Minneapolis Legislative delegation, and other partners in neighborhood revitalization efforts to develop a bill to extend the pre-1979 tax increment districts of the Common Project for the minimum time necessary to cumulatively provide over the period of extension:

(1) \$100 million to allow the City to fund the administrative and programmatic needs of a neighborhood revitalization program that includes support for neighborhood organizations and neighborhood-directed action plans after 2009 in the City of Minneapolis);

(2) \$100 million to fund repayment of the Target Center bonds and the capital improvements necessary for Target Center to remain a first class facility as required by contract; and

(3) Provide continuing support for discretionary development investments by the City of Minneapolis, and if Hennepin County decides to participate in the funding of a future neighborhood revitalization program, provide funding support to Hennepin County for Hennepin County's Community Works, transit initiatives, or other investment programs of common benefit to the County and City.

Be It Further Resolved that the City opposes any portion of legislation that addresses governance issues of a future neighborhood revitalization program until completion of the community feedback process about the Framework for the Future including a final decision by the City Council.

Adopted 3/21/2008.

The PUBLIC SAFETY & REGULATORY SERVICES Committee submitted the following reports:

PS&RS - Your Committee, to whom was referred the following ordinances amending the Minneapolis Code of Ordinances relating to the idling of vehicles, now recommends that said ordinances be given their second reading for amendment and passage:

a. amending Title 15, Chapter 389 relating to *Offenses—Miscellaneous: Noise*, repealing subsections that were deemed unconstitutional relating to idling.

b. amending Title 3 relating to *Air Pollution* by adding a new Chapter 58 relating to *Idling*, adding new regulations relating to idling.

Adopted 3/21/2008.

Ordinance 2008-Or-021 amending Title 15, Chapter 389 of the Minneapolis Code of Ordinances relating to *Offenses—Miscellaneous: Noise*, amending Section 389.100 to repeal subsections that were deemed unconstitutional relating to idling, was adopted 3/21/2008 by the City Council. A complete copy of this ordinance is available for public inspection in the office of the City Clerk.

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

ORDINANCE 2008-Or-021
By Samuels
Intro & 1st Reading: 11/16/2007
Ref to: PS&RS
2nd Reading: 3/21/2008

Amending Title 15, Chapter 389 of the Minneapolis Code of Ordinances relating to Offenses—Miscellaneous: Noise.

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

Section 1. That Section 389.100 of the above-entitled ordinance be amended to read as follows:

389.100. Prohibited acts. (a) The following acts are not allowed in the city and the causing thereof are prohibited:

- (1) Intentionally sounding or permitting the sounding outdoors of any fire, burglar, or civil defense alarm, siren, whistle, or similar stationary emergency signaling device except in the following circumstances:
 - a. Existence of an emergency.
 - b. Testing the device, not to exceed four (4) minutes in an hourly period, unless approved by the director when there is no reasonable alternative to exceeding four (4) minutes of testing and the testing is required by state or federal laws, rules or regulations.
 - c. The sounding of a properly maintained car alarm subject to paragraph 6 of this section.
 - (2) Loading, unloading, opening, closing or other handling of boxes, crates, bottles, containers, building and construction materials and equipment, demolition debris, garbage cans, garbage dumpsters or carts, scrap metal or other metal waste or similar

objects outside of an insulated building in a residentially used area between the hours of 10:00 p.m. and 6:00 a.m. This shall not prohibit the reasonable and careful handling of garbage carts and recyclables by residents setting them out for solid waste or recycling collection if the immediately following day is a collection day.

- (3)(2) No person shall load or unload a solid waste compacting vehicle, solid waste processing vehicle, solid waste collection vehicle, or recycling collection vehicle outside of an insulated building in any residentially used area between the hours of 10:00 p.m. and 6:00 a.m.
- (4)(3) No person shall operate a parking lot sweeper or commercial snow plowing equipment in any residentially zoned and used area between the hours of 10:00 p.m. and 6:00 a.m. Snow plowing of off-street parking areas and adjoining walkways with reasonably maintained and proficiently operated equipment in residentially zoned and used areas is allowed between 10:00 p.m. and 6:00 a.m. during an official snow emergency which has been declared by the proper city officials. The Minneapolis Department of Public Works may plow and otherwise remove snow from public streets and other public areas between the hours of 10:00 p.m. and 6:00 a.m. whenever, in the judgment of the City Engineer, such plowing or otherwise removing snow is in the public interest.
- (5)(4) Removing or rendering inoperative any noise control device or the design of a product having those devices, by any person other than for purposes of maintenance, repair or replacement.
- (6)(5) It shall be unlawful for any person to be in control of and allow operation of an electronic theft or burglar alarm which sounds an audible signal without an automatic shutoff device to prohibit the audible signal from sounding continually for more than five (5) minutes.
- (7) Idling of buses, trucks, tractors, truck-tractor, trailers and semi trailers, as those terms are defined in Minnesota Statute 168.011, while stopped, standing or parked in a residentially used area between the hours of 10:00 p.m. and 6:00 a.m. except as provided for under permit in section 389.70, in compliance with traffic signals or signs, at the directions of a police officer or while buses are in the act of loading or unloading passengers. This prohibition shall not apply to emergency vehicles of the police department, sheriff's office, fire department, nor to any public or private ambulances, nor to any public works or public utility vehicles where actually engaged in the performance of emergency or operational duties necessary to be performed by said public departments or public utilities, nor to any vehicle owned by or performing work for the United States of America or the State of Minnesota.
- (8) Operation of a mobile refrigeration unit while stopped, standing or parked outside of an insulated building in a residentially used area between the hours of 10:00 p.m. and 6:00 a.m.

Adopted 3/21/2008.

Ordinance 2008-Or-022 amending Title 3 of the Minneapolis Code of Ordinances relating to *Air Pollution and Environmental Protection* by adding a new Chapter 58 relating to *Idling*, adding Sections 58.10 to 58.80 to add new regulations relating to idling, was adopted 3/21/2008 by the City Council. A complete copy of this ordinance is available for public inspection in the office of the City Clerk.

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

ORDINANCE 2008-Or-022
By Samuels
Intro & 1st Reading: 11/16/2007
Ref to: PS&RS
2nd Reading: 3/21/2008

Amending Title 3 of the Minneapolis Code of Ordinances relating to Air Pollution and Environmental Protection by adding a new Chapter 58 relating to Idling.

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

Section 1. That the Minneapolis Code of Ordinances be amended by adding thereto a new Chapter 58 to read as follows:

CHAPTER 58. IDLING

58.10. Purpose. The purpose of this chapter is to protect the public health and the environment by reducing vehicular emissions and conserving fuel while enhancing the rest and safety of all drivers of diesel vehicles.

58.20. Applicability. This chapter applies to diesel engine powered commercial motor vehicles (as that term is defined in 49 Code of Federal Regulations (CFR) Part 390.5) which are designed to operate on highways, and to locations where such vehicles load or unload (hereinafter referred to as "load/unload locations").

58.30. General requirement for load/unload locations. No load/unload location owner or operator shall cause vehicles covered by this chapter to idle for a period greater than thirty (30) minutes in any sixty (60) minute period while in the act of or waiting to load or unload at a location under the control of the owner or operator.

58.40. General requirement for vehicles. No owner or operator of a vehicle shall cause or permit vehicles covered by this chapter to idle for more than five (5) minutes in any sixty (60) minute period except as noted in section 58.50, and except as provided in section 58.30 in the case of a vehicle located at a load/unload location.

58.50. Exemptions. Section 58.40 does not apply for the period or periods where:

- (1) A vehicle idles while forced to remain motionless because of on-highway traffic, an official traffic control device or signal, or at the direction of a law enforcement official.
- (2) A vehicle idles when operating defrosters, heaters, air conditioners, or installing equipment solely to prevent a safety or health emergency, and not as part of a rest period.
- (3) A police, fire, ambulance, public safety, military, other emergency or law enforcement vehicle, or any vehicle being used in an emergency capacity, idles while in an emergency or training mode and not for the convenience of the vehicle operator.
- (4) The primary propulsion engine idles for maintenance, servicing, repairing, or diagnostic purposes if idling is required for such activity.
- (5) A vehicle idles as part of a state or federal inspection to verify that all equipment is in good working order, provided idling is required as part of the inspection.
- (6) Idling of the primary propulsion engine is necessary to power work-related mechanical or electrical operations other than propulsion (e.g., mixing or processing cargo or straight truck refrigeration). This exemption does not apply when idling for cabin comfort or to operate non-essential on-board equipment.
- (7) An armored vehicle idles when a person remains inside the vehicle to guard the contents, or while the vehicle is being loaded or unloaded.
- (8) A passenger bus idles a maximum of fifteen (15) minutes in any sixty (60) minute period to maintain passenger comfort while non-driver passengers are onboard.
- (9) An occupied vehicle with a sleeper berth compartment idles for purposes of air conditioning or heating during a rest or sleep period.
- (10) An occupied vehicle idles for purposes of air conditioning or heating while waiting to load or unload.
- (11) A vehicle idles due to mechanical difficulties over which the driver has no control; an officer or inspector enforcing this chapter may require that the owner or operator of the vehicle submit repair documentation or receipt within a specified number of days in order for this conditional exemption to apply.

58.60. Auxiliary power units. Operating an auxiliary power unit, generator set, or other mobile idle reduction technology as a means to heat, air condition, or provide electrical power as an alternative to idling the main engine shall not be precluded under this chapter.

58.70. Penalties. Violations of the provisions of this chapter may be enforced by any one (1), all, or any combination of the following penalties and remedies:

- (1) Violations shall be punishable as criminal offenses as stated in section 1.30 of the Minneapolis Code of Ordinances.

- (2) Violations may be enforced as administrative offenses pursuant to chapter 2 of the Minneapolis Code of Ordinances.
- (3) This chapter may also be enforced by injunction, abatement, mandamus, or any other appropriate remedy in any court of competent jurisdiction.

58.80. Severability. (a) *Severability of text.* If any portion of this chapter is determined to be invalid or unconstitutional by a court of competent jurisdiction, that portion shall be deemed severed from the regulations, and such determination shall not affect the validity of the remainder of the chapter.

(b) *Severability of application.* If the application of any provision of this chapter to a particular person or property is determined to be invalid or unconstitutional by a court of competent jurisdiction, such determination shall not affect the application of said provision to any other property.

Adopted 3/21/2008.

PS&RS - Your Committee, having under consideration the application of Bombay Vegan Inc, dba Dancing Ganesha, 1100 Harmon Pl, for an On-Sale Liquor Class D with Sunday Sales License (new business) to expire January 1, 2009, and having held a public hearing thereon, now recommends that said license be granted, subject to final inspection and compliance with all provisions of applicable codes and ordinances.

Adopted 3/21/2008.

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

Adopted 3/21/2008.

Resolution 2008R-099, granting applications for Liquor, Wine and Beer Licenses, was adopted 3/21/2008 by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2008R-099
By Samuels

Granting Liquor, Wine and Beer Licenses.

Resolved by The City Council of The City of Minneapolis:

That the following applications for liquor, wine and beer licenses be granted, subject to final inspection and compliance with all provisions of applicable codes and ordinances:

Off-Sale Liquor, to expire October 1, 2008

France 44 Liquors Inc, dba France 44, 4351 France Av S (expansion of premises)

On-Sale Liquor Class A with Sunday Sales, to expire April 1, 2009

Seville Operations LLC, dba The Seville Club, 15 Glenwood Av;

Classic Affairs Inc, dba Shieks Palace Royale, 115 S 4th St

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

12th floor

Brinda-Heilicher of Minneapolis Inc, dba Williams Uptown Pub & Peanut Bar, 2911 Hennepin Av
Minikahda Club, dba Minikahda Club, 3205 Excelsior Blvd

On-Sale Liquor Class C-2 with Sunday Sales, to expire January 1, 2009

Venue Management Inc, dba Hennepin Stages, 824 Hennepin Av

On-Sale Liquor Class C-2 with Sunday Sales, to expire April 1, 2009

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

On-Sale Liquor Class E with Sunday Sales, to expire April 1, 2009

Applebees Restaurants North LLC, dba Applebees Neighborhood Grill & Bar, 615 Washington Av
SE (change in ownership from E American Limited Partnership of Minnesota)

Lorenzo & Giorgio Inc, dba Pane E Vino, 2451 Hennepin Av (change from On-Sale Wine)

MARCH 21, 2008

Applebees Restaurants North LLC, dba Applebees Neighborhood Grill & Bar, 3200 W Lake St
(change in ownership from E American Limited Partnership of Minnesota)

Applebees Restaurants North LLC, dba Applebees Neighborhood Grill & Bar, 600 Hennepin Av
(change in ownership from E American Limited Partnership of Minnesota)

Pizza Luce Inc, dba Pizza Luce, 117 4th St N

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

Oceanaire Minneapolis Restaurant Company, dba Oceanaire Seafood Room, 1300 Nicollet Mall,
Hyatt Regency

Joe's Garage Inc, dba Joe's Garage, 1610 Harmon Pl

Pizza Luce IV Inc, dba Pizza Luce, 2200 E Franklin Av

Mannings Cafe Inc, dba Mannings Cafe, 2200 Como Av SE

Liquor Bottle Club

Wold-Chamberlain Post #99, dba American Legion, 5600 34th Av S

On-Sale Wine Class A with Strong Beer, to expire April 1, 2009

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

On-Sale Wine Class C-2 with Strong Beer, to expire April 1, 2009

Rubio LLC, dba Adelitas Mexican Restaurant, 2405 Central Av NE

On-Sale Wine Class E with Strong Beer, to expire April 1, 2008

Rice Paper Asian Fusion Restaurant LLC, dba Rice Paper Asian Fusion Restaurant, 2726 W 43rd
St

Pizza Joints Inc, dba Galactic Pizza, 2917 Lyndale Av S

SNP Enterprises LLC, dba Tin Fish, 3006 E Lake Calhoun Pkwy

Pizza Luce II Inc, dba Pizza Luce, 3200 Lyndale Av S

Minnehaha Falls Corporation, dba Pearson's Edina Restaurant, 3808 W 50th St

Great Wall Incorporated, dba Great Wall Chinese Restaurant, 4515 France Av S

Tumdee LLC, dba Ba Gu Restaurant, 4741 Chicago Av

Rooftop Inc a Minnesota Corp, dba Marshall Field 700 Express, 700 Nicollet Mall

D'Amico & Sons LLC, dba D'Amico & Sons, 2210 Hennepin Av

Old School BBQ Inc, dba Famous Daves, 4264 Upton Av S

Atrium Restaurant Group Corp, dba Arezzo, 5057 France Av S

Off-Sale Beer, to expire April 1, 2009

Diamond Lake Inc, dba Sullivan's Super Valu, 30 W Lake St

Laurel B Enterprises Inc, dba House of Hanson, 433 14th Av SE

Holiday Stationstores Inc, dba Holiday Stationstore #335, 1331 Industrial Blvd

Crown Coco Inc, dba Broadway E-Z Stop Store, 1617 Broadway St NE

Crown Coco Inc, dba Old Colony EZ Stop, 1624 Washington Av N

Holiday Stationstores Inc, dba Holiday Stationstore #2, 2124 E Franklin Av

PV Investment & Management Inc, dba Nokomis Market, 3319 E 54th St

Liu Qing & Zhou Fuliang, dba Kyle's Market, 826 W 36th St

On-Sale Beer Class E, to expire April 1, 2009

Cod Jr Incorporated, dba Cloggy's Tavern, 5404 34th Av S.

Adopted 3/21/2008.

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

Adopted 3/21/2008.

Resolution 2008R-100, granting applications for Business Licenses, was adopted 3/21/2008 by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2008R-100

By Samuels

Granting applications for Business Licenses.

Resolved by The City Council of The City of Minneapolis:

That the following applications for business licenses (including provisional licenses) as per list on file and of record in the Office of the City Clerk under date of March 21, 2008 be granted, subject to final inspection and compliance with all provisions of the applicable codes and ordinances (Petn No 272652):

Dry Cleaning & Laundry Pickup Station; Caterers; Confectionery; Food Manufacturer; Meat Market; Restaurant; Short-Term Food Permit; Hotel/Motel; Liquid Waste Hauler; Motor Vehicle Repair Garage; Plumber; Rental Halls; Secondhand Goods Class B; Antique Dealer Class B; Swimming Pool – Public; Tattooist/Body Piercer; Tattooist/Body Piercer Establishment; Taxicab Vehicle; Tobacco Dealer; Combined Trades; Tree Servicing; Pawnbroker Class A.

Adopted 3/21/2008.

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

Adopted 3/21/2008.

Resolution 2008R-101, granting applications for Gambling Licenses, was adopted 3/21/2008 by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2008R-101

By Samuels

Granting applications for Gambling Licenses.

Resolved by The City Council of The City of Minneapolis:

That the following applications for gambling licenses be granted, subject to final inspection and compliance with all provisions of applicable codes and ordinances:

Gambling Class B

Minnesota/USA Wrestling Inc, dba Minnesota/USA Wrestling Inc,
1422 Emerson Av N (Site: Knight Cap Bar, 1500 4th St NE)

Minnesota/USA Wrestling Inc, dba Minnesota/USA Wrestling Inc,
3346 Hennepin Av (Site: Rachael's Club 46, 4601 Lyndale Av N)

Minnesota/USA Wrestling Inc, dba Minnesota/USA Wrestling Inc,
3327 Hennepin Av (Site: Cardinal Restaurant & Bar, 2920 E 38th St)

Minnesota/USA Wrestling Inc, dba Minnesota/USA Wrestling Inc,
1422 Emerson Av N (Site: Sunny's Liquors, 2940 Chicago Av S)

American Legion Post 234, dba American Legion Post 234, 3751 Minnehaha Av (Site: American Legion Post 234, 3751 Minnehaha Av)

Gambling Exempt

Academy of Holy Angels, dba Academy of Holy Angels, 6600 Nicollet Av S, Richfield (Raffle April 12, 2008 at Hyatt Regency Minneapolis, 1300 Nicollet Mall)

Minnesota Hundred Club, dba Minnesota Hundred Club, 3030 Centre Pointe Dr #400, Roseville (Raffle April 24, 2008 at Jax Cafe, 1928 University Av NE)

43 Hoops Foundation, dba 43 Hoops Foundation, PO Box 157, 1002 2nd St NE, Hopkins (Raffle April 26, 2008 at Club 3 Degrees, 113 5th St N)

Boys & Girls Clubs of the Twin Cities, dba Boys & Girls Clubs of the Twin Cities, 6500 Nicollet Av S #201, Richfield (Raffle May 1, 2008 at HHH Metrodome, 900 S 5th St).

Adopted 3/21/2008.

PS&RS - Your Committee recommends passage of the accompanying resolution approving License Settlement Conference recommendations relating to the On-Sale Wine License held by Noodles and Company, 616-18 Washington Av SE.

Adopted 3/21/2008.

Resolution 2008R-102, approving License Settlement Conference recommendations relating to the On-Sale Wine License held by Noodles and Company, 616-18 Washington Av SE, was adopted 3/21/2008 by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2008R-102

By Samuels

Approving License Settlement Conference recommendations relating to the On-Sale Wine License held by Noodles and Company, 616-18 Washington Av SE.

Whereas, the Licenses & Consumer Services Division held a License Settlement Conference hearing on July 26, 2007 with the licensee; and

Whereas, the Public Safety & Regulatory Services Committee received Findings of Fact, Conclusions and Recommendations that concluded that on two separate occasions within a period of less than 24 months, employees of the licensee sold alcohol to persons under the age of 21, in violation of the Minneapolis Code of Ordinances, Minnesota Statutes, and the established compliance check policy and procedures of the City of Minneapolis;

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

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

1. the licensee will pay \$3,000 in cost recovery to the City of Minneapolis, with \$1,500 being stayed provided there are no same or similar violations within one year of the signed agreement.
2. The licensee will submit a business and security plan that will address under age alcohol service upon signing of the agreement.
3. The licensee will provide training that better serves the staff and will continue to provide training to new staff within 30 days of hire.
4. The licensee will purchase an ID scanner to use for all alcohol purchases at the cashier.
5. The licensee will actively participate in the neighborhood group and with LINC Liquor Industry a"Nd the City group.
6. The date of the agreement shall be defined as the date that the licensee signs or otherwise executes the agreement.

Adopted 3/21/2008.

PS&RS - Your Committee, having under consideration the Rental Dwelling License for the property located at 736 Madison St NE, and having received an acceptable management plan for the property and verification that said property is now in compliance with rental licensing standards, now recommends concurrence with the recommendation of the Director of Inspections to approve the reinstatement of said license to be held by John Kuecker.

Adopted 3/21/2008.

PS&RS - Your Committee, having under consideration the Rental Dwelling License for the property located at 3420 Chicago Av; and the City Council having revoked the rental license held by Chike Onyekaba on January 18, 2008; and the Committee having received a request by counsel for the licensee to stay the revocation decision during the pendency of an appeal to the Minnesota Court of Appeals, now recommends that said request for a stay be denied. Further, that the City Attorney's Office be directed to draft findings of fact in support of the Committee's decision.

Adopted 3/21/2008.

The PUBLIC SAFETY & REGULATORY SERVICES and WAYS & MEANS/BUDGET Committees submitted the following reports:

PS&RS & W&M/Budget - Your Committee recommends that the proper City officers be authorized to accept a grant award of \$296,500 and execute a grant agreement with Minnesota Homeland Security and Emergency Management for the City to participate in the Minnesota Joint Analysis Center for the regional sharing of intelligence information. Further, passage of the accompanying resolution appropriating \$296,500 to the Police Department.

Adopted 3/21/2008.

**RESOLUTION 2008R-103
By Samuels and Ostrow**

Amending The 2008 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled Resolution, as amended, be further amended by increasing the appropriation for the Police Department Agency in the Grants - Federal Fund (0130-4002745) by \$296,500 and increasing the Revenue Source (0130-4002745-321010) by \$296,500.

Adopted 3/21/2008.

PS&RS & W&M/Budget - Your Committee recommends that the proper City officers be authorized to execute an amended agreement with the Minnesota Department of Transportation, Commissioner of Transportation, to receive up to \$32,000 to reimburse overtime details by Police Traffic Unit officers to enforce the MnPass I-394 High Occupancy HOV/Toll lane rules and regulations. Further, passage of the accompanying resolution appropriating \$32,000 to the Police Department.

Adopted 3/21/2008.

**RESOLUTION 2008R-104
By Samuels and Ostrow**

Amending The 2008 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled Resolution, as amended, be further amended by increasing the appropriation for the Police Department Agency in the Grants - Other Fund (01600-4002735) by \$32,000 and increasing the Revenue Source (01600-4002734-3215) by \$32,000.

Adopted 3/21/2008.

The TRANSPORTATION & PUBLIC WORKS Committee submitted the following reports:

T&PW - Your Committee recommends passage of the accompanying resolution designating the locations and streets to be improved in the Lynnhurst (Phase IV) Street Renovation Project, Special Improvement of Existing Street No 5183.

Adopted 3/21/2008.

Resolution 2008R-105, designating the improvement of certain existing streets in the Lynnhurst (Phase IV) Street Renovation Project, was adopted 3/21/2008 by the City Council. A complete copy of this resolution is available for inspection in the office of the City Clerk.

MARCH 21, 2008

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

RESOLUTION 2008R-105

By Colvin Roy

**LYNNHURST (PHASE IV) STREET RENOVATION PROJECT
SPECIAL IMPROVEMENT OF EXISTING STREET NO 5183**

Designating the improvement of certain existing streets at the locations described hereinafter.

Resolved by The City Council of The City of Minneapolis:

That the following existing streets within the City of Minneapolis are hereby designated to be improved, pursuant to the provisions of Chapter 10, Section 6 of the Minneapolis City Charter, by mill and overlay of street surface with plant mix asphalt with selected concrete curb and gutter, and including other paving related improvements as needed:

51st St W from Penn to Logan Aves S;
52nd St W from Penn to Newton Aves S;
Oliver and Newton Aves S from 50th St W to 52nd St W;
Morgan and Logan Aves S from 50th St W to 51st St W;
Knox Ave S from 49th St W to 50th St W;
James Ave S from 49th St W to 51st St W; and
Irving Ave S from Minnehaha Parkway W to 49th St W.

Adopted 3/21/2008.

T&PW - Your Committee, having received a cost estimate of \$1,649,000 for street renovation improvements and a list of benefited properties for certain locations in the Lynnhurst (Phase IV) Street Renovation Project, Special Improvement of Existing Street No 5183, as designated by Resolution 2008R-105 passed March 21, 2008, now recommends that the City Engineer be directed to prepare a proposed Street Renovation Special Improvement Assessment against the list of benefited properties by applying the 2008 Uniform Assessment Rates as per Resolution 2008R-043, passed February 1, 2008.

Your Committee further recommends that a public hearing be held on April 8, 2008 in accordance with Chapter 10, Section 6 of the Minneapolis City Charter and Section 24.180 of the Minneapolis Code of Ordinances, to consider approving the renovation of the above-designated street locations, and to consider the amount proposed to be assessed to each benefited property and the amount to be funded by the City.

Adopted 3/21/2008.

T&PW - Your Committee recommends that the proper City officers be authorized to execute a five-year renewal of two leases with the Minnesota Pollution Control Agency (MPCA) for the installation and use of air pollution control equipment at the following City-owned locations:

City of Lakes Building - 309 2nd Ave S; and
Fire Station 20 - 4646 Humboldt Ave N.

Your Committee further recommends that proceeds received from the MPCA will be deposited into Fund 6200 Department 6800340 Job #680-LEASE and credited against the overall operating costs of each facility.

Adopted 3/21/2008.

T&PW - Your Committee, having under consideration the Marquette and Second Avenue Transit Project, now recommends approval of the preliminary layout for the project, as set forth in Petn No 272658, with the following modifications:

a) Decreasing the sidewalk on the transit side of Marquette and Second Avenues by one foot (from 18 feet to 17 feet); and

b) Increasing the right-hand traffic lane by one foot (from 13 feet to 14 feet).

Adopted 3/21/2008. Yeas, 12; Nays, 1 as follows:

Yeas – Colvin Roy, Glidden, Remington, Benson, Hodges, Samuels, Gordon, Hofstede, Ostrow, Schiff, Lilligren, Johnson.

Nays – Goodman.

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

T&PW & W&M/Budget - Your Committee recommends that the proper City officers be authorized to enter into a two-year contract with Hennepin County for the disposal of municipal solid wastes collected by the City and its contractors, effective April 1, 2008 through March 31, 2010. (Petn 272659)

Adopted 3/21/2008.

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

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

Adopted 3/21/2008.

Resolution 2008R-106, authorizing settlement of the legal matter of Angel McKinney; and the claim of City of Minneapolis against Kennedy & Graven, Chartered, was adopted 3/21/2008 by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2008R-106

By Ostrow

Authorizing legal settlements.

Resolved by The City Council of The City of Minneapolis:

That the City Attorney is authorized to proceed with the settlements of:

a) Angel McKinney v. City of Minneapolis, et al., by payment of \$10,000, payable to Angel McKinney and her attorney, Christopher Johnston; payable from the Self Insurance Fund (6900-150-1500-4000).

b) City of Minneapolis v. Kennedy & Graven, Chartered, over tax dispute involving 2003 General Obligation Tax Increment Refunding Bonds (Laurel Village), in the amount of \$170,500 in the following fashion:

1) Kennedy & Graven shall pay \$55,000 to the City upon execution of appropriate settlement documents;

2) That \$115,500 shall be paid by reducing each of the future invoice amounts under Kennedy & Graven's existing bond counsel services contract by fifty percent (50%) until the outstanding obligation of \$115,500 has been paid in full; and

3) In the event that there is an outstanding obligation due on the expiration of the existing contract on or about June 30, 2010, that Kennedy & Graven shall pay the remainder of the obligation in cash within five (5) business days of the date of expiration of the existing contract.

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

Adopted 3/21/2008.

W&M/Budget - Your Committee recommends that the proper City officers be authorized to amend the current contract with the Council on Crime and Justice to increase the amount of the contract by \$265,120; and to extend the period of performance to December 31, 2008.

Adopted 3/21/2008.

W&M/Budget - Your Committee, having received and filed the Ethical Practices Board report findings pursuant to Minneapolis Code of Ethics, Section 15.210 (f), from the City Attorney's Office as set forth in Petn No 272662 on file in the Office of the City Clerk, now recommends acceptance.

Adopted 3/21/2008.

W&M/Budget – Your Committee, having under consideration the 2008 Minneapolis Board of Equalization, now recommends the approval of the appointments of Tad Marinac, Paul Grace, Sandy Loescher, Ted Risk, Patricia Werner, John Cole, James Robb and Earl Netwal to the 2008 Minneapolis Board of Equalization for terms from April 22, 2008 through May 2, 2008. Further, passage of the accompanying Resolution establishing the 2008 Minneapolis Board of Equalization, and providing procedures and fixing compensation.

Adopted 3/21/2008.

Resolution 2008R-107, establishing the 2008 Minneapolis Board of Equalization, was adopted 3/21/2008 by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2008R-107

By Ostrow

Establishing the 2008 Minneapolis Board of Equalization, providing procedures and fixing compensation.

Whereas, Minnesota Statutes 1975, Section 274.01 (Subdivision 2), authorizes any city, including cities whose charters provide for a board of equalization to appoint a special board of review to which it may delegate all powers and duties specified in said Section 274.01, Subdivision 1; and

Whereas, the City Council pursuant to said law has passed an ordinance creating a special board of review, The Minneapolis Board of Equalization, to which the City Council has delegated all of the powers and duties specified in said Section 274.01, Subdivision 1, and has provided in said ordinance that the City Council shall by resolution provide for the number of persons to be appointed, the persons to be appointed, the amount of compensation to be paid, and the term of office;

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

1. That three (3) or more persons be appointed to the Board of Equalization.
2. That the Board be composed of one or more committees of at least three (3) persons in each committee.
3. That the Board shall hold its first meeting on April 22, 2008, at the call of the City Clerk pursuant to Minnesota Statutes 1975, Section 274.01, Subdivision 1.
4. That the board shall hold hearings of complaints of persons feeling aggrieved by an assessment.
5. That the committees of the Board shall include at least one appraiser, one realtor or other person familiar with property valuations in the City of Minneapolis, and one freeholder of the City of Minneapolis.
6. That the Board shall complete its hearings on or before May 2, 2008 and after these hearings the board shall fix the assessment to each property considered.
7. That the City Clerk shall return the assessment rolls on May 16, 2008 to the City Council, who may confirm the same or return the same to the board for further revisions to be again reported to the City Council.
8. That the board shall adjourn after it has completed its function for 2008.
9. That each member shall be paid \$75 for each half-day he/she served as a member of the Board.

Adopted 3/21/2008.

W&M/Budget - Your Committee recommends that the proper City officers be authorized to amend the current contract C-22716 with MedEvent, Inc. for providing exclusive emergency medical services for specific events at the Minneapolis Convention Center, extending the contract from January 1, 2008 through December 31, 2008, with a contract amount for \$100,000.

Adopted 3/21/2008.

W&M/Budget – Your Committee, having under consideration the Self-Insurance and Intergovernmental Service fund long-term financial plans, now recommends approval of the updated financial planning documents, as set forth in Petn No 272665 on file in the Office of the City Clerk.

Adopted 3/21/2008.

The ZONING & PLANNING Committee submitted the following reports:

Z&P - Your Committee recommends concurrence with the recommendation of the Mayor to reappoint the following persons to the City Planning Commission:

Reappointments, for two-year terms to expire January 31, 2010

Lauren Huynh, Ward 13

Lara Norkus-Crampton, Ward 10

Adopted 3/21/2008.

Z&P - Your Committee recommends appointment by the City Council of the following person to the Heritage Preservation Commission:

Appointment, for two-year term to expire February 15, 2011:

Linda Mack, Ward 7, replacing Michelle Dunn

Adopted 3/21/2008.

Z&P – Your Committee, notwithstanding the recommendation of staff, concurs in the recommendation of the Planning Commission in granting the petition of Dennis Koch, on behalf of Isles Investments LLC, (BZZ-3914) to rezone the property at 3507 Lyndale Ave S from R5 to the OR1 District to permit the conversion of a residential structure into an office.

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

Adopted 3/21/2008.

ORDINANCE 2008-Or-023

By Schiff

1st and 2nd Reading: 3/21/2008

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

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

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

That part of Lot 12, Block 12, Bakers Addition to Minneapolis (3507 Lyndale Ave S - Plate 24) to the OR1 District.

Adopted 3/21/2008.

MARCH 21, 2008

Z&P – Your Committee, having under consideration the West Broadway Alive Plan, now recommends:

Concurrence in the recommendation of the Planning Commission that the findings prepared by the Department of Planning & Economic Development staff be adopted, and that said Plan be adopted as a small area plan and as an articulation of and amendment to the policies found in the City's comprehensive plan, subject to the addition of a bullet to the Transportation Development Principles on page 28 to say the following: "Provide infrastructure, whenever possible, to support multi-modal forms of transportation, including transit, bicycling, and walking."

Adopted 3/21/2008.

Z&P – Your Committee, having under consideration the 38th St & Chicago Ave Corridor Framework/ Small Area Plan, now recommends:

Concurrence in the recommendation of the Planning Commission that the findings prepared by the Department of Planning & Economic Development staff be adopted, and that said Plan be adopted as a small area plan and as an articulation of and amendment to the policies found in the City's comprehensive plan, subject to the following changes:

a) Include the portion of the Plan that includes Bloomington Ave and one block east & two blocks west of Bloomington Ave;

b) Rename the Plan to add the subtitle, "with focus on Chicago, Bloomington and 4th Avenue business nodes";

c) Relating to Implementation Steps (page 87 of Plan), amend language as follows: Step up enforcement against ~~blighting influences in the project area where~~ commercial properties with chronic zoning, building code and business license violations may be present.

d) Correct the spelling of Pillsbury House Theaterre.

Adopted 3/21/2008.

MOTIONS

Ostrow moved that the regular payrolls for all City employees under City Council jurisdiction for the month of April, 2008, be approved and ordered paid subject to audit by the Finance Officer. Seconded.

Adopted 3/21/2008.

RESOLUTIONS

Resolution 2008R-108, honoring the Minneapolis Emergency Communication Center (911) for winning the "2008 - 911 Outstanding Call Center Award," was adopted 3/21/2008 by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2008R-108

**By Ostrow, Gordon, Hofstede, Johnson, Samuels, Lilligren, Goodman,
Glidden, Schiff, Remington, Benson, Colvin Roy and Hodges**

Honoring the Minneapolis Emergency Communication Center (911) for winning the "2008 - 911 Outstanding Call Center Award."

Whereas, the Minneapolis Emergency Communication Center has played a crucial role in public safety for the City of Minneapolis since 1983; and

Whereas, Minneapolis Emergency Communication Center's staff of 87, works around the clock, seven days a week and answers over 650,000 emergency calls per year; and

MARCH 21, 2008

Whereas, the Minneapolis Emergency Communication Center is the invisible backbone of public safety, being the public's direct link to police, fire and emergency medical care in the City of Minneapolis; and

Whereas, the Minneapolis Emergency Communication Center was a key part of the emergency response to the I- 35W Bridge collapse, and

Whereas, the 13 operators and dispatchers on duty during the I-35W Bridge collapse, later to be joined by colleagues who returned to work during this emergency , handled over 505 emergency calls, including 51 from the site of the collapsed bridge, during the first two hours of the collapse; and

Whereas, these professional men and women helped process over 113,000 radio transmissions on the 800 Megahertz radio system that connected emergency responders during the bridge disaster in the six hours following the collapse on August 1st; and

Whereas, on March 4, 2008, the E9-1-1 Institute , a national not-for-profit organization promoting public awareness of emergency communication issues recognized this extraordinary effort and the day-to-day work of the staff of Minneapolis Emergency Communication Center, with the 2008 911 Outstanding Call Center Award;

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

That we thank and congratulate the employees of the Minneapolis Communication Center for their tireless and professional work serving the citizens of Minneapolis.

Be It Further Resolved that we honor the Minneapolis Emergency Communication Center (911 Call Center) for winning the 2008 - 911 Outstanding Call Center Award.

Adopted 3/21/2008.

Resolution 2008R-109, supporting Earth Hour 2008, was adopted 3/21/2008 by the City Council. A complete copy of this resolution is available for inspection in the office of the City Clerk.

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

**RESOLUTION 2008R-109
By Benson and Gordon**

Supporting Earth Hour 2008.

Whereas, the inaugural Earth Hour took place in Sydney, Australia in March 2007 with more than 2.2 million people participating in an effort that darkened icons such as the Sydney Opera House and the Harbour Bridge and resulted in a ten per cent drop in energy usage - double what had been predicted; and

Whereas, the World Wildlife Federation (WWF) launched Earth Hour 2008 as a global initiative in which cities and communities will turn out their lights to symbolize their leadership and commitment to finding solutions for climate change; and

Whereas, cities from across Europe, North America, Asia and Asia Pacific, including Chicago, Copenhagen, Manila, Melbourne, Sydney, Tel Aviv and Toronto were named as the flagship participants in the WWF-led event on March 29, 2008 from 8:00 pm until 9:00 pm; and

Whereas, during Earth Hour, governments, businesses, community leaders and individuals will be turning out their lights and switching on their support for actions that can help make a difference in the most significant challenge facing the world today; and

Whereas, Earth Hour reminds us that each of us can be part of the solution to climate change, and;

Whereas, in Minnesota 35% of Greenhouse Gas emissions comes from electricity; and

Whereas, more than 2,800 Minneapolis businesses and residents have signed up for the Minnesota Energy Challenge, an effort to reduce energy consumption; and

Whereas, those Minneapolis buildings participating in Twin Cities "Lights Out" Campaign are to be commended for turning off lights during spring and fall bird migration in order to reduce the risk of birds hitting tall office buildings during the night.

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

MARCH 21, 2008

That on March 29, 2008, the city will participate in Earth Hour by turning off all uses of electricity in municipal buildings not required for life, safety or operations, and will turn off the decorative lighting on the Stone Arch Bridge for the entire night as a symbol of the City's commitment to being part of the solution to climate change.

Be It Further Resolved that residents of Minneapolis are encouraged to participate in Earth Hour and reduce their energy usage during every hour of the year.

Be It Further Resolved that we encourage all Minneapolis businesses to participate in Earth Hour and specifically recognize and thank the following for their leadership and participation:

**Wells Fargo Center
IDS Center
Thrivent Financial
US Bankcorp Center
Historic State Theatre
Orpheum Theatre
Pantages Theatre**

Adopted 3/21/2008.

UNFINISHED BUSINESS

Pursuant to previous notice, Remington moved to introduce the subject matter of an ordinance amending Title 12, Chapter 244 of the Minneapolis Code of Ordinances relating to Housing: Maintenance Code, for first reading and referral to the Public Safety & Regulatory Services Committee (changing the mechanism for enforcing no or low heat in rental units from outside temperature to calendar dates). Seconded.

Adopted upon a voice vote 3/21/2008.

Pursuant to previous notice, Glidden moved to introduce the subject matter of an ordinance amending Title 8.5 of the Minneapolis Code of Ordinances relating to Elections by adding a new Chapter 167 relating to "Municipal Elections; Rules of Conduct, for first reading and referral to the Elections Committee (establishing rules for counting ranked choice voting elections). Seconded.

Adopted upon a voice vote 3/21/2008.

Pursuant to previous notice, Gordon moved to introduce the subject matter of the following ordinances amending Title 20 of the Minneapolis Code of Ordinances relating to Zoning Code, for first reading and referral to the Zoning & Planning Committee (resolving differences in regulating the maximum occupancy of dwelling units and mandating disclosure of maximum occupancy of dwelling units to potential tenants):

- a) Chapter 520 relating to Introductory Provisions
- b) Chapter 527 relating to Planned Unit Development
- c) Chapter 546 relating to Residence Districts
- d) Chapter 547 relating to Office Residence Districts
- e) Chapter 548 relating to Commercial Districts
- f) Chapter 549 relating to Downtown Districts
- g) Chapter 551 relating to Overlay Districts. Seconded.

Adopted upon a voice vote 3/21/2008.

Pursuant to previous notice, Gordon moved to introduce the subject matter of an ordinance amending Title 12, Chapter 244 of the Minneapolis Code of Ordinances relating to Housing: Maintenance Code, for first reading and referral to the Public Safety & Regulatory Services Committee (resolving differences in regulating the maximum occupancy of dwelling units and mandating disclosure of maximum occupancy of dwelling units to potential tenants). Seconded.

Adopted upon a voice vote 3/21/2008.

Pursuant to previous notice, Hodges moved to introduce the subject matter of an ordinance amending Title 20, Chapter 525 of the Minneapolis Code of Ordinances relating to Zoning Code: Administration and Enforcement, for first reading and referral to the Zoning & Planning Committee (to authorize the zoning administrator to further extend compliance deadlines and require site maintenance and improvement plans for stalled development projects). Seconded.

Adopted upon a voice vote 3/21/2008.

NEW BUSINESS

Schiff gave notice of intent to introduce at the next regular meeting of the City Council an ordinance amending Title 13, Chapter 341 of the Minneapolis Code of Ordinances relating to *Licenses and Business Regulations: Taxicabs* (creating a new Section 341.495 which establishes an event reciprocity license to allow taxicabs licensed in other jurisdictions to provide taxicab services during times of extraordinary need).

Lilligren moved to adjourn to Room 315 City Hall for the purpose of discussing the matters of a) *Police Officers Federation of Minneapolis v. City of Minneapolis*; and b) Contemplated litigation tentatively captioned *City of Minneapolis et al v. TJ Waconia et al*. Seconded.

Adopted upon a voice vote 3/21/2008.

Room 315 City Hall

Minneapolis, Minnesota

March 21, 2008 — 10:40 a.m.

The Council met pursuant to adjournment.

President Johnson in the Chair.

Present - Council Members Colvin Roy, Glidden, Remington, Benson, Goodman, Hodges, Samuels, Gordon, Ostrow, Schiff, Lilligren, President Johnson.

Absent - Hofstede.

Ginder stated that the meeting may be closed for the purpose of discussing attorney-client privileged matters involving the *Police Officers Federation of Minneapolis v. City of Minneapolis* lawsuit and the contemplated litigation tentatively captioned *City of Minneapolis et al v. TJ Waconia et al lawsuit*.

Ostrow moved that the meeting be closed at 10:41 a.m. Seconded.

Adopted upon a voice vote.

Absent - Hofstede.

Present - Colvin Roy (Out at 11:42 a.m., In at 11:45 a.m.), Glidden, Remington (Out at 11:42 a.m., In at 11:47 a.m.), Benson, Goodman (Out at 11:42 a.m., In at 11:48 a.m.), Hodges, Samuels, Gordon (Out at 11:38 a.m., In at 11:40 a.m.), Hofstede (In at 10:50 a.m., Out at 11:52 a.m., In at 11:55 a.m.), Ostrow, Schiff, Lilligren, Johnson (Out at 11:35 a.m., In at 11:37 a.m.).

Also Present - R.T. Rybak, Mayor; Tina Smith, Mayor's Office; Peter Ginder, Deputy City Attorney; Lynne Fundingsland, Assistant City Attorney (Out at 11:50 a.m.); Erik Nilsson, Assistant City Attorney; Thomas Streitz, Community Planning and Economic Development (In at 10:45 a.m., Out at 11:42 a.m., In at 11:47 a.m.); Timothy Dolan, Chief of Police (Out at 11:50 a.m.); Sharon Lubinski, Deputy Chief of Police (Out at 11:50 a.m.); Steven J. Ristuben, City Clerk; and Peggy Menshek, City Clerk's Office.

Fundingsland summarized the *Police Officers Federation of Minneapolis v. City of Minneapolis* lawsuit from 10:42 a.m. to 11:49 a.m.

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Ginder summarized the contemplated litigation tentatively captioned *City of Minneapolis et al v. TJ Waconia et al* lawsuit from 11:49 a.m. to 12:10 p.m.

At 12:10 p.m., Lilligren moved that the meeting be opened. Seconded.
Adopted upon a voice vote.

Lilligren moved to authorize the City Attorney's Office to initiate or join in a lawsuit against T.J. Waconia, LLC, and any of its related corporate entities or investors. Seconded.
Adopted 3/21/2008.

Lilligren moved to adjourn. Seconded.
Adopted upon a voice vote 3/21/2008.

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

Steven J. Ristuben,
City Clerk

Unofficial Posting: 3/24/2008
Official Posting: 3/28/2008
Correction: 4/24/2008