

Minneapolis City Council Agenda

Regular Meeting
September 11, 2015 – 9:30 a.m.
Room 317, City Hall

Members Present: Council President Barbara Johnson, Vice President Elizabeth Glidden, Majority Leader John Quincy, Minority Leader Cam Gordon, Council Members Kevin Reich, Jacob Frey, Blong Yang, Abdi Warsame, Lisa Goodman, Alondra Cano, Lisa Bender, Andrew Johnson, and Linea Palmisano

(Majority vote of all members, 7; 2/3 vote of all members, 9; quorum 7)

Council Committee Coordinator: Jackie Hanson 612-673-2046

Call to Order

1. Roll Call.
2. Adoption of the agenda.
Action Taken: Adopted.
3. Acceptance of minutes of the regular meeting and adjourned session of August 21, 2015.
Action Taken: Accepted.
4. Referral of petitions, communications, and reports of the City officers to the proper Committees and departments.
Action Taken: Referred.

Reports of Standing Committees

Committee of the Whole

COW Committee Report of 9/9/2015

1. Minneapolis community indicators ([15-00947](#))
Adopting a set of community indicators to serve as the basis for city goal-focused Results Minneapolis reports.
Action Taken: Adopted.

Community Development & Regulatory Services

CD&RS Committee Report of 8/25/2015

1. Licenses & Consumer Services agenda for August 25, 2015 ([15-01038](#))
Approving Department of Licenses & Consumer Services agenda recommendations for Liquor, Business & Gambling licenses.
Early signature by Mayor requested.
Action Taken: Adopted.

2. 10/10 Taxi Taxicab Service Company License operating conditions: 9201 Bloomington Freeway, Bloomington, MN ([15-01039](#))

Approving Business License Operating Conditions negotiated between the City of Minneapolis and 10/10 Taxi, allowing the licensee to retain the Taxicab Service Company License, subject to adherence with the conditions contained therein.

Action Taken: Adopted.

3. Fourth Street Saloon On Sale Liquor with Sunday Sales, Class B License operating conditions: 328 W Broadway ([15-01040](#))

Approving Business License Operating Conditions negotiated between the City of Minneapolis and Fourth Street Saloon, 328 W Broadway, Minneapolis, allowing the licensee to retain the On Sale Liquor with Sunday Sales, Class B License, subject to adherence with the conditions contained therein.

Action Taken: Adopted.

4. Minneapolis Event Center Rental Hall License operating conditions: 212 2nd St SE ([15-01041](#))

Authorizing Business License Operating Conditions negotiated between the City of Minneapolis and Minneapolis Event Center, 212 2nd St SE, Minneapolis, allowing the licensee to retain the Rental Hall License, subject to adherence with the conditions contained therein.

Action Taken: Adopted.

5. License Settlement Conference recommendations: The Local, 931 Nicollet Mall ([15-01042](#))

Adopting business license operating conditions relating to the On Sale Liquor with Sunday Sales, Class C-1 License for The Local, 931 Nicollet Mall.

Action Taken: Adopted.

6. National Marrow Donor Program Project bond issuance ([15-01043](#))

Passage of Resolution giving preliminary and final approval to the issuance of up to \$30,000,000 in 501 (c)(3) Tax-exempt Refunding Revenue Bonds for the National Marrow Donor Program Project. *Early signature by Mayor requested.*

Action Taken: Adopted.

7. Negotiating rights to M.A. Mortenson for 800 S Washington Ave ([15-01044](#))

Approving the award of exclusive negotiating rights to M.A. Mortenson for the purchase and development of the City-owned property at 800 S Washington Ave (Guthrie Liner Parcel) for a period of six months, or alternatively, to Sherman Associates for six months and authorizing negotiation of redevelopment contract terms and, upon successful negotiations, return for further City Council review and approvals.

Action Taken: Adopted.

8. City of Minneapolis partnership applications to the National Endowment for the Arts (NEA) Our Town Program ([15-01046](#))

Authorizing the City of Minneapolis to act as the local government partner in two applications to the NEA Our Town program: 1) Pangea World Theater for Lake Street Arts! (LSA!) Phase 2 in the amount of \$200,000; and 2) West Broadway Business and Area Coalition for West Broadway Creative Hub: An Art Engagement and Cultural Planning Project in the amount of \$200,000.

Action Taken: Adopted.

9. Downtown East Commons concept design approval and implementation ([15-01045](#))
 - a. Approving the concept design for the Commons.
 - b. Authorizing Green Minneapolis to undertake a fundraising campaign to support the design, construction and operation of the Commons.
 - c. Authorizing agreement(s) with Green Minneapolis and Ryan Companies for construction of an initial phase of enhancements to the Commons consistent with the Concept Design.
 - d. Authorizing amendments to the existing loan and disbursement agreements for the Commons project.
 - e. Affirming that \$2 million of the design and project management costs already authorized by the City will not be replenished from the fundraising campaign.

Action Taken: Adopted, as amended.

Health, Environment & Community Engagement

HE&CE Committee Report of 8/24/2015

1. National Diabetes Prevention Program contracts ([15-01035](#))

Authorizing contracts with the following agencies to provide National Diabetes Prevention Program services for at-risk adults who experience racial, ethnic, and/or socioeconomic factors leading to inadequate access to care, or poor quality of care, for the specified amounts from a federal Centers for Disease Control (CDC) grant:

- a. Native American Community Clinic, \$60,000.
- b. Neighborhood HealthSource, \$60,000.
- c. Hennepin County Medical Center, \$59,993.
- d. Stairstep Foundation, \$56,584.
- e. Omada, \$30,000.

Action Taken: Adopted.

2. Minneapolis Advisory Committee on Aging appointments ([15-01036](#))

Confirming the following Mayoral/City Council President appointments and reappointments for two year terms:

- a. Roland Minda, Member at Large, Ward 3, for a term beginning Jan. 1, 2015, and ending Dec. 31, 2016, reappointment.
- b. Jean Greener, Member at Large, Ward 7, for a term beginning Jan. 1, 2014, and ending Dec. 31, 2015, appointment.
- c. Raymond Olson, Ward 4, for a term beginning Jan. 1, 2014, and ending Dec. 31, 2015, reappointment.
- d. Robert Albee, Ward 6, for a term beginning Jan. 1, 2015, and ending Dec. 31, 2016, reappointment.
- e. Joanna Lees, Ward 13, for a term beginning Jan. 1, 2014, and ending Dec. 31, 2015, reappointment.

Action Taken: Adopted.

Intergovernmental Relations

IGR Committee Report of 8/27/2015

Referred Report to Ways & Means Committee

1. Fair Housing Implementation Council Cooperative Funding Agreement for fair housing services ([15-01071](#))

Authorizing a cooperative funding agreement among members of the Fair Housing Implementation Council to facilitate implementation of affirmative fair housing activities having metro-wide significance for a term of July 1, 2015-June 30, 2020.

Action Taken: Adopted.

Transportation & Public Works

T&PW Committee Report of 8/25/2015

1. Recycling processing services RFP ([15-01048](#))

Authorizing issuance of a Request for Proposals (RFP) for recycling processing services.

Action Taken: Adopted.

2. Temporary Use Agreement with Minnesota Department of Transportation ([15-01052](#))

Authorizing a Temporary Use Agreement with the Minnesota Department of Transportation (MnDOT), as an addendum to existing Management Agreement No. 66310, allowing the City of Minneapolis to store art glass and benches removed from Nicollet Mall during renovation in MnDOT's Ramp C storage area.

Action Taken: Adopted.

3. Zahl Petroleum Maintenance contract amendment ([15-01053](#))

Authorizing amendment to Contract No. C-38763 with Zahl Petroleum Maintenance increasing the contract by \$18,050, for a revised contract total of \$67,348, to allow for work not included in the original contract for the decommissioning of underground fuel tanks.

Action Taken: Adopted.

4. Water Plant Exterior Stabilization Project: Contract amendment ([15-01054](#))

Authorizing amendment to Contract No. C-39557 with A & M Construction increasing the contract by \$7,663, for a revised contract total of \$180,811, to allow for work not included in the original scope of the Water Plant Exterior Stabilization Project.

Action Taken: Adopted.

5. Hennepin-Lyndale Corridor Reconstruction Project: Design contract amendment ([15-01055](#))

Authorizing amendment to Engineering Services Agreement No. C-38056 with Kimley-Horn and Associates, Inc. increasing the contract by \$268,250, for a revised contract total of \$1,417,155, for final design services, to provide the City with construction support services, and to extend the contract effective date through December 31, 2018.

Action Taken: Adopted.

6. LynLake Municipal Parking Lots impact fees ([15-01058](#))

Approving impact fees for the LynLake Municipal Parking Lots for the period of September 1, 2015, through August 31, 2016, at \$940 per stall for businesses that had licenses, permits, or City-approved plans to expand their businesses prior to September 1, 1998, and \$1,885 per stall for new businesses.

Action Taken: Adopted.

7. Car Sharing Pilot Program: Contract extensions ([15-01060](#))

Authorizing extension of the following contracts to February 29, 2016:

- a. Car2Go, Contract No. C-37244.
- b. Hourcar, Contract No. C-37498.

Action Taken: Adopted, as amended.

Referred Reports to Ways & Means Committee

8. Recycling Refund Policy Agreement with Hennepin County amendment ([15-01049](#))

Passage of Resolution authorizing amendment to the Recycling Refund Policy Agreement with Hennepin County for Select Committee on Recycling and the Environment (SCORE) funds for the Minneapolis recycling program, extending the contract expiration date to December 31, 2016, and incorporating state requirements to provide additional SCORE funds for organics recycling.

Action Taken: Adopted.

9. Bid for Storm Water Pump Station Rehabilitation Project ([15-01059](#))

Accepting low bid of Veit and Company, Inc. (OP No. 8135) for an estimated expenditure of \$4,701,760 to furnish and deliver all labor, materials, and incidentals necessary for the Storm Water Pump Station Rehabilitation Project for the Public Works Sewer Construction Division, and authorizing a contract for the project.

Early signature by Mayor requested.

Action Taken: Adopted.

Ways & Means

W&M Committee Report of 9/8/2015

1. Settlement of the claim of John Simpson ([15-01074](#))

Approving the settlement of the claim of John Simpson by payment of \$2,500 to John Simpson and his attorneys, and authorizing the City Attorney's Office to execute any documents necessary to effectuate settlement.

Action Taken: Adopted.

2. Settlement of lawsuit by Louis Tate ([15-01075](#))

Approving the settlement of the lawsuit of Louis Tate by payment of \$25,000 to Louis Tate and his attorneys and authorizing the City Attorney's Office to execute any documents necessary to effectuate settlement.

Action Taken: Adopted.

3. Settlement of lawsuit by Nicole Croud ([15-01076](#))

Approving the settlement of the lawsuit by Nicole Croud by payment of \$8,500 to Nicole Croud and her attorney and authorizing the City Attorney's Office to execute any documents necessary to effectuate settlement.

Action Taken: Adopted.

4. Flour Exchange Building contract amendment terminating First Right of Refusal ([15-01078](#))

Authorizing an amendment to the office lease contract for the Flour Exchange Building at 310 4th Ave S to remove the City's First Right of Refusal at the request of the building owner to help the owner sell the building.

Action Taken: Adopted.

5. Bid of Norstan Communications, Inc. d/b/a Blackbox Network Services for telephone systems software and equipment upgrade ([15-01079](#))

Accepting the single bid of Norstan Communications, Inc. d/b/a Blackbox Network Services (OP No. 8159) and authorizing the execution of a contract for an estimated annual expenditure of \$500,000 to furnish and deliver telephone system software and equipment upgrade services for the Minneapolis Information Technology Department in accordance with department specifications.

Action Taken: Adopted.

6. RiskMaster software contract amendment with Computer Science Corporation ([15-01080](#))

Authorizing a contract extension, Contract No. C-28807, with Computer Science Corporation for four (4) additional years, through March 14, 2020, increasing the contract by \$198,238.72 for a new not-to-exceed total of \$747,554.72 over the life of the contract and updating the Terms and Conditions to reflect the City's current standards for the RiskMaster software used by the Risk Management Division.

Action Taken: Adopted.

7. Contract with Norstan Communications, Inc. d/b/a Black Box Network Services for Help and Service Desk implementation ([15-01081](#))

Authorizing a contract with Norstan Communications, Inc. d/b/a Black Box Network Services for additional "Help and Service Desk" implementation services, including a third party "End-User License Agreement" with Unify, Inc. The actual software licenses are held by Unify Inc., a subcontractor of Norstan, and Unify will provide the actual maintenance of these applications.

Action Taken: Adopted.

Zoning & Planning

Z&P Committee Report of 8/27/2015

1. Variance appeal: Mount Olivet Lutheran Church, 5025 Knox Ave S ([15-01063](#))

a. Denying an appeal of the Zoning Board of Adjustment decision, notwithstanding staff recommendation, to deny a variance (BZZ-7265) of the front yard requirement adjacent to Logan Ave S to allow a vehicle height barrier structure for a surface parking lot for the property located at 5025 Knox Ave S.

b. Upholding the Zoning Board of Adjustment actions.

c. Adopting the Zoning Board of Adjustment findings.

Action Taken: Adopted.

2. Demolition of Historic Resource appeal: Riverland Ag Corp, 600 25th Ave SE and 649 26th Ave SE ([15-01062](#))
 - a. Denying an appeal submitted by Riverland Ag Corp of the decision of the Heritage Preservation Commission to deny a Demolition of Historic Resource application (BZH-28747), establish interim protection for the property, and prepare or cause to be prepared a designation study.
 - b. Upholding the Heritage Preservation Commission actions.
 - c. Adopting CPED staff findings.

Action Taken: Adopted.

3. Rezoning: 2720 University Ave SE, LLC, 2720 University Ave SE ([15-01064](#))
 - a. Approving an application submitted by 2720 University Ave SE, LLC, to rezone (BZZ-7260) the property located at 2720 University Ave SE from the OR2, High-Density Office Residence District to the C2, Neighborhood Corridor Commercial District, to make the building more commercially viable and marketable for new tenants by expanding the number of uses that would be allowed.
 - b. Passage of Ordinance amending Title 20, Chapter 521 of the Minneapolis Code of Ordinances relating to Zoning Code: Zoning Districts and Maps Generally.

Action Taken: Adopted.

4. Vacation: Joseph Vinar, vicinity of 33rd Ave NE and Taylor St NE ([15-01065](#))
 - a. Approving an application submitted by Joseph Vinar to vacate part of the alley in the vicinity of 33rd Ave NE and Taylor St NE. Once vacated, the land is proposed to be incorporated into the residential uses at 3254 Taylor St NE and 3259 Polk St NE.
 - b. Passage of Resolution approving a partial alley vacation (Vac-1644).

Action Taken: Adopted.

Resolutions

1. Honorary Resolution ([15-01111](#))

Passage of Resolution recognizing Pancreatic Cancer Action Network.

Action Taken: Adopted.
2. Honorary Resolution ([15-01112](#))

Passage of Resolution declaring September 15, 2015, Lymphoma Awareness Day in the City of Minneapolis.

Action Taken: Adopted.
3. Honorary Resolution ([15-01113](#))

Passage of Resolution declaring September 17, 2015, Leukemia and Lymphoma Society Awareness Day in the City of Minneapolis.

Action Taken: Adopted.

4. Honorary Resolution ([15-01114](#))

Passage of Resolution recognizing National Voter Registration Day.

Action Taken: Adopted.

5. Honorary Resolution ([15-01115](#))

Passage of Resolution recognizing National Payroll Week.

Action Taken: Adopted.

6. Honorary Resolution ([15-01116](#))

Passage of Resolution declaring Community Gardening Day 2015.

Action Taken: Adopted.

7. Honorary Resolution ([15-01117](#))

Passage of Resolution recognizing Breast Cancer Awareness Month and Metastatic Breast Cancer Awareness Day.

Action Taken: Adopted.

New Business

1. Production and processing ordinance: Notice ([15-01118](#))

Gordon gives notice of intent to introduce at the next regular meeting of the City Council the subject matter of an ordinance amending Title 20, Chapter 520 of the Minneapolis Code of Ordinances relating to Zoning Code: Introductory Provisions (amending zoning definitions to include limited production and processing).

Action Taken: Notice given.

2. Sign regulation ordinance: Notice ([15-01119](#))

A. Johnson gives 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 (amending regulations relating to signs):

- a. Chapter 520 relating to Introductory Provisions.
- b. Chapter 525 relating to Administration and Enforcement.
- c. Chapter 543 relating to On-Premises Signs.

Action Taken: Notice given.

3. Working families ordinance: Notice ([15-01158](#))

Glidden, Bender, and A. Johnson give notice of intent to introduce at the next regular meeting of the City Council the subject matter of an ordinance amending the Minneapolis Code of Ordinances by adding thereto a new Title 7.5 entitled "Working Families" (adding provisions relating to earned sick and safe time and fair scheduling).

Action Taken: Notice given.

Announcements

Adjournment

1. Adjourn to Room 315, City Hall, for the purpose of receiving an update on McDonough, Johanna Beth v. Al's Auto Sales, Inc., et al., and other pending Driver Privacy Protection Act litigation against the City of Minneapolis. ([15-01107](#))

No Action Taken.

Notice: A portion of this meeting may be closed to the public pursuant to MN Statutes Section 13D.03 or 13D.05

Next City Council Meeting: September 25, 2015

Submit written comments about agenda items to: councilcomment@minneapolismn.gov

For reasonable accommodations or alternative formats please contact the City Clerk's Office at 612-673-2216 or e-mail councilcommitteecoordinators@minneapolismn.gov. People who are deaf or hard of hearing can use a relay service to call 311 at 612-673-3000. TTY users call 612-673-2157 or 612-673-2626. Para asistencia 612-673-2700 - Rau kev pab 612-673-2800 - Hadii aad Caawimaad u baahantahay 612-673-3500