

MINNEAPOLIS CITY COUNCIL OFFICIAL PROCEEDINGS

REGULAR MEETING OF DECEMBER 14, 2012

(Published December 22, 2012, in *Finance and Commerce*)

Council Chamber
350 South 5th Street
Minneapolis, Minnesota
December 14, 2012 - 9:30 a.m.

Council President Johnson in the Chair.

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

Lilligren moved adoption of the agenda. Seconded.

Hodges moved to amend the agenda to include under New Business a motion to authorize a contract amendment for 2013 with Hennepin County for Chemical Health-Detox Van Services. Seconded.

Adopted upon a voice vote.

Glidden moved to amend the agenda to include under New Business two notices of intent to introduce the subject matter of ordinances at the next regular meeting of the City Council amending provisions to allow additional sale and display of goods outside of business establishments. Seconded.

Adopted upon a voice vote.

The agenda, as amended, was adopted upon a voice vote.

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

Adopted upon a voice vote.

PETITIONS AND COMMUNICATIONS

COMMITTEE OF THE WHOLE:

INTERGOVERNMENTAL RELATIONS (276203)
FY2012-2013 Forecast & Change from February 2012 Forecast.
NEIGHBORHOOD AND COMMUNITY RELATIONS (276204)
2012 Minneapolis City Academy Report.

COMMITTEE OF THE WHOLE (See Rep):

INTERGOVERNMENTAL RELATIONS (276205)
2013 City of Minneapolis' Legislative Agenda.

COMMUNITY DEVELOPMENT (See Rep):

COMMUNITY PLANNING & ECONOMIC DEVELOPMENT (276206)
Hollywood Theater Property (2815 & 2819 Johnson St NE): Granting of exclusive development rights to Andrew Volna.

Targeted Communities Map: Designation of new map.

MAYOR (276207)

Mpls Public Housing Authority Board of Commissioners: Reappointment of F. Clayton Tyler.

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

COORDINATOR (276208)

National Endowment for the Arts Our Town Program: Submittal of grant application for John Biggers Seed Project.

NEIGHBORHOOD AND COMMUNITY RELATIONS (276209)

Neighborhood Revitalization Program Phase II Neighborhood Action Plans: Cedar Riverside; Central. Emergency Solutions Grant Program Awards: Approval of ESG Program grant awards & authorizing contracts.

REGULATORY, ENERGY AND ENVIRONMENT (See Rep):

COORDINATOR (276210)

Citizens Environmental Advisory Committee (CEAC): a) Approve City Council and Mayoral appointments and reappointments of Shalini Gupta; Lisa Daniels; Alexis Troschinetz; Meleah Houseknecht; Kevin Bengtson; Roxxanne O'Brien; Ross Abbey; Michelle Stockness; Pat Mulloy; Annette Rondano; Jamison Tessner; Darrel Gerber; Brian Ross; Marty Broan; Sarah Sponheim; and Michelle Schroeder. b) Thank outgoing members Gretchen Camp; John Harkness; Russ Henry; Terrance Noble; Mark Snyder; and John Sylvester.

LICENSES AND CONSUMER SERVICES (276211)

Borough, 730 Washington Ave: Grant On-Sale Liquor Class D with Sunday Sales, Sidewalk Cafe, Caterer, and Liquor Caterer Licenses; and 2:00 a.m. license issued by the State of Minnesota.

Red Cow, 3624 W 50th St: Grant On-Sale Wine Class E with Strong Beer License.

Parka, 4023 E Lake St: Grant On-Sale Wine Class E with Strong Beer and Sidewalk Cafe Licenses.

Red Sea Bar and Restaurant, 320 Cedar Ave: Grant On-Sale Liquor Class B with Sunday Sales License.

LICENSES AND CONSUMER SERVICES (276212)

Licenses: Applications.

LICENSES AND CONSUMER SERVICES (276213)

Red Sea Bar and Restaurant, 320 Cedar Ave: Approve License Settlement Conference recommendations relating to On-Sale Liquor Class C-1 with Sunday Sales License.

Ahmed's Certified Auto Care, 616 45th Ave N: Approve Business License Operating Conditions relating to Motor Vehicle Repair Garage License.

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

PURCHASING (276214)

Bids for Non-Emergency and Emergency Board Ups and Vacant and Open Buildings for the Department of Regulatory Services: a) OP #7707, accept single bid of Castrejon, Inc, to furnish and deliver all labor and materials for non-emergency board ups (\$100,000). B) OP #7708, accept single bid of Castrejon, Inc, to furnish and deliver all labor and materials for emergency board ups (\$300,000).

WAYS AND MEANS BUDGET:

FINANCE AND PROPERTY SERVICES DEPARTMENT (276215)

Financial Status Report: Receive and file Third Quarter 2012 Financial Report.

WAYS AND MEANS BUDGET (See Rep):

ATTORNEY (276216)

Legal Settlements:

Roberta Hawkins v. City of Minneapolis

Albertine L. Rotimi v. Jarrod S. Kunze and City of Minneapolis

City of Minneapolis v. RW Farms (Master Express)

CITY CLERK (276217)

Legal Publications Contract Extension: Authorize three month extension until March 31, 2013, to existing contract with Finance & Commerce for publication of legal notices and other matters.

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U of M Library Agreement: Authorize agreement with the University of Minnesota for the Borchert Map Library for the digitization of historic aerial photos and other associated needed agreements.

CONVENTION CENTER AND PROCUREMENT (276218)

Bid:

OP No 7691, accept low bid of LS Black Constructors Inc in the amount of \$280,496.36 for the restoration construction at the 3rd Avenue Parking Ramp.

EXECUTIVE COMMITTEE (276219)

Reclassification of Existing Appointed Position - Director Regulatory Services: Approve reclassification and pass salary ordinance.

New Appointed Position - Director CPED Operations and Innovation: Approve appointed position and pass salary ordinance.

FINANCE AND PROPERTY SERVICES DEPARTMENT (276220)

Bid:

OP No 7668, accept low responsive bid of Construction Results Corporation in the amount of \$254,800 for completion of the 2nd Precinct Desk Remodeling project.

INFORMATION TECHNOLOGY DEPARTMENT (276221)

Wireless community accounts: Approve applications for free wireless community accounts for Holland High Rise in partnership with Logan Park Neighborhood Association and Volunteers of America; and Center for Victims of Professional Abuse.

Microsoft Gift Acceptance: Accept donation from Microsoft Corporation for SQL Server Migration Assessment and authorize entering into agreements to accept delivery of assessment funding and related service agreements and work orders.

POLICE DEPARTMENT (276222)

Target Foundation Grant: Accept \$15,000 in grant funding to be used for social media training on the integration of social media into the police mission.

Dynamic Imaging Contract: Authorize contract with Dynamic Imaging Systems Inc for maintenance of photo imaging equipment in the police crime lab.

The Depot Contract: Authorize contract with the Depot Hotel for arrangements for facility rental for law enforcement trainings.

Xcel Energy Contract: Authorize contract to allow installation of city equipment on Xcel's building on Nicollet Mall.

Partners in Leadership Contract: Authorize contract for leadership training for 30 MPD participants.

REGULATORY SERVICES (276223)

Animal Care and Control Donations: Accept in-kind donations to MACC of dog and cat food and supplies.

ZONING AND PLANNING (See Rep):

COMMUNITY PLANNING & ECONOMIC DEVELOPMENT (276224)

Gluek Brewing Tied House, 1500 6th St S: Grant appeal, in part, from the decision of the Heritage Preservation Commission which denied the Demolition of Historic Resource application to move the Gluek Brewing Tied House to 1527 6th St, as defined in Section 599.110 of the Minneapolis Code of Ordinances, but not to raze the building; and add a condition that the applicant shall submit a site plan application for the new location, 1527 6th St, subject to administrative approval by staff.

COMMUNITY PLANNING & ECONOMIC DEVELOPMENT (276225)

Heritage Preservation Commission 2012 Annual Report: Receive & File report.

COMMUNITY PLANNING & ECONOMIC DEVELOPMENT (276226)

Supportive Housing: Ordinances amending the Code revising the definition and development standards for supportive housing uses, including revisions to the spacing requirements.

MINNEAPOLIS ARTS COMMISSION (276227)

Minneapolis Arts Commission 2012 Annual Report: Receive & File report.

NEW BUSINESS (See Rep):

POLICE DEPARTMENT (276228)

Detox Van Services: Approve contract amendment for 2013 with Hennepin County to provide police detox van and approve appropriation.

*The following reports were signed by Mayor Rybak on December 19, 2012, **unless noted otherwise (delete "unless noted otherwise" for the F&C file or unnecessary).** Minnesota Statutes, Section 331A.01, Subd 10, allows for summary publication of ordinances and resolutions in the official newspaper of the city.*

REPORTS OF STANDING COMMITTEES

The COMMITTEE OF THE WHOLE submitted the following report:

Comm of the Whole/IGR - Your Committee recommends approval of the City of Minneapolis 2013 Legislative Agenda regarding Local Government Finance, Capital Bonding, Public Safety, Pension Sustainability, Transportation, Affordable Housing and Homelessness Prevention, Municipal Governance, City Livability, Environment and Sustainability, and Jobs and Economic Development, as set forth and described in Petn No 276205.

Adopted.

The COMMUNITY DEVELOPMENT Committee submitted the following reports:

Comm Dev - Your Committee recommends confirmation of the Mayoral reappointment of F. Clayton Tyler to the Minneapolis Public Housing Authority Board of Commissioners for a three-year term, 1/1/2013-12/31/2015.

Adopted.

Comm Dev - Your Committee, having under consideration development rights for the Hollywood Theater property at 2815 and 2819 Johnson St NE, now recommends that Andrew Volna be granted exclusive development rights to said property for a period of 12 months with a possible extension of up to 6 months, approvable by the Department of Community Planning & Economic Development Director, and that the proper City officers be authorized to negotiate the terms of contract for redevelopment and direct sale of the property to Andrew Volna or an entity in which Andrew Volna is a principle partner, subject to subsequent City Council review and authorization.

Adopted.

Comm Dev - Your Committee recommends passage of the accompanying resolution and updated map (as contained in Petn No. 276206) which updates designated targeted communities within the City as part of the Urban Revitalization Program eligibility established in 1987, as well as designating areas of the City in which Hennepin County has the authority to convey a tax forfeited property to the City for \$1.00.

Adopted.

Resolution 2012R-661, designating targeted communities in the City of Minneapolis, was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

**RESOLUTION 2012R-661
By Goodman**

Designating targeted communities in the City of Minneapolis.

Whereas, Minnesota Statutes, Section 469.202, provides that a city may by resolution designate targeted communities within its borders after adopting detailed findings that the designated communities meet the eligibility requirements in Minnesota Statutes, Section 469.202, subdivisions 2 and 3; and

Whereas, the City has documented census tracts in the City where the unemployment rate for the tract as determined by the 2010 Federal Decennial Census exceeds 13.2%, which is twice the unemployment rate for the Minneapolis and Saint Paul Standard Metropolitan Statistical Area as determined by the 2010 Federal Decennial Census; and

Whereas, the City has documented census tracts in the City where the median household income in the tract is no more than 80 percent of the median household income for the Minneapolis and Saint Paul Standard Metropolitan Statistical Area as determined by the 2010 Federal Decennial Census (less than \$52,130); and

Whereas, the City has documented census tracts in the City where 70 percent or more of the residential dwelling units in the area were built before 1960 as determined by the 2010 Federal Decennial Census; and

Whereas, the City has documented neighborhoods in the City that have a disproportionate number of vacant residential buildings and mortgage foreclosures as evidenced by a foreclosure rate of at least 1.5% in 2008; and

Whereas, the City has layered the foregoing designated areas to create a map that identifies the portions of the City that meet at least three of the four foregoing criteria (the "Core Area"); and

Whereas, Minnesota Statutes, Section 469.202, subdivision 3, permits the City to add to the qualifying area additional area extending up to four contiguous city blocks in all directions from the Core Area;

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

That based on the foregoing findings and strategic additions of up to four contiguous city blocks in certain directions, the City of Minneapolis hereby designates the map contained in Petn No. 2076206 on file in the office of the City Clerk as the map of designated Targeted Communities within the City of Minneapolis consistent with Minnesota Statutes, Section 469.202.

Adopted.

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

Comm Dev & W&M/Budget - Your Committee, having under consideration the Cedar Riverside Neighborhood Revitalization Program (NRP) Phase II Neighborhood Action Plan, now recommends:

a) Approval of said action Plan and specifically those parts of the Plan that fall under City jurisdiction, in an amount not to exceed \$704,577.00;

b) Passage of the accompanying resolution, consistent with the staff direction set out in footnote "p" (as amended) of the 2011 General Appropriation Resolution adopted by the Council on December 13, 2010, increasing the Community Planning and Economic Development Department (CPED) agency NRP Fund by \$419,067.37 from existing fund balance; and

c) That the proper City officers be authorized to enter into any contracts or agreements needed to implement said Plan.

Adopted.

**RESOLUTION 2012R-662
By Goodman and Hodges**

Amending The 2012 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation in the Department of Community Planning and Economic Development NRP Fund (01CNR-8900800) by \$419,067.37.

Adopted.

Comm Dev & W&M/Budget - Your Committee, having under consideration the Central Neighborhood Revitalization Program (NRP) Phase II Neighborhood Action Plan, now recommends:

a) Approval of said action Plan and specifically those parts of the Plan that fall under City jurisdiction, in an amount not to exceed \$812,586.00;

b) Passage of the accompanying resolution, consistent with the staff direction set out in footnote "p" (as amended) of the 2011 General Appropriation Resolution adopted by the Council on December 13, 2010, increasing the Community Planning and Economic Development Department (CPED) agency NRP Fund by \$526,071.94 from existing fund balance; and

c) That the proper City officers be authorized to enter into any contracts or agreements needed to implement said Plan.

Adopted.

**RESOLUTION 2012R-663
By Goodman and Hodges**

Amending The 2012 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation in the Department of Community Planning and Economic Development NRP Fund (01CNR-8900800) by \$526,071.94.

Adopted.

Comm Dev & W&M/Budget - Your Committee recommends approval of the submission of a grant application to the National Endowment for the Arts *Our Town* program for the John Biggers Seed Project.

Adopted.

Comm Dev & W&M/Budget - Your Committee recommends approval of the following Emergency Solutions Grant Program awards and that the proper City officers be authorized to execute the necessary contracts with the organizations receiving grants:

Ascension Place/St. Anne's - \$177,400

Catholic Charities Hope Street - \$76,608

Catholic Charities Housing First - \$71,724

Minnesota Council of Churches - \$97,630

St. Stephen's Human Services - \$203,334

Adopted.

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

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

a) Borough, 730 Washington Ave N (New Business to include Sidewalk Cafe, Caterer, and Liquor Catering Licenses, and a 2:00 a.m. License issued by the State of Minnesota)

b) Red Cow, 3624 W 50th St (New Business)

c) Parka, 4023 E Lake St (New Business to include a Sidewalk Cafe License).

Adopted.

Approved by Mayor Rybak 12/14/2012.

(Published 12/18/2012)

Resolution 2012R-664, granting Liquor and Wine Licenses to Borough, 730 Washington Ave N; Red Cow, 3624 W 50th St; and Parka, 4023 E Lake St, was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

**RESOLUTION 2012R-664
By Glidden**

Granting Liquor and Wine Licenses.

Resolved by The City Council of The City of Minneapolis:

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

On-Sale Liquor Class D with Sunday Sales, to expire January 1, 2014

730 Washington LLC, dba Borough, 730 Washington Ave N, #114/B02 (New Business)

Liquor Catering Services, to expire August 1, 2013

730 Washington LLC, dba Borough, 730 Washington Ave N, #114/B02 (New Business)

Caterer, to expire April 1, 2013

730 Washington LLC, dba Borough, 730 Washington Ave N, #114/B02 (New Business)

Sidewalk Cafe, to expire April 1, 2013

730 Washington LLC, dba Borough, 730 Washington Ave N, #114/B02 (New Business)

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

Double Black Diamond Inc, dba Red Cow, 3624 W 50th St (New Business)

Dogwood Lake LLC, dba Parka, 4023 E Lake St (New Business)

Sidewalk Cafe, to expire April 1, 2013

Dogwood Lake LLC, dba Parka, 4023 E Lake St (New Business).

Adopted.

Approved by Mayor Rybak 12/14/2012.

RE&E - Your Committee, having under consideration the application of HRS Enterprises Inc., dba Red Sea Bar & Restaurant, 320 Cedar Ave S, for an On-Sale Liquor Class B with Sunday Sales License (Upgrade from Class C-1) to expire January 1, 2013, now recommends that said license be granted, subject to final inspection and compliance with all provisions of applicable codes and ordinances.

Adopted.

RE&E - Your Committee recommends passage of the accompanying resolution approving License Settlement Conference recommendations relating to the On-Sale Liquor Class C-1 with Sunday Sales License held by Red Sea Bar and Restaurant, 320 Cedar Ave S.

Adopted.

Resolution 2012R-665, approving License Settlement Conference recommendations relating to the On-Sale Liquor Class C-1 with Sunday Sales License held by Red Sea Bar and Restaurant, 320 Cedar Ave S, was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2012R-665

By Glidden

Approving License Settlement Conference recommendations relating to the On-Sale Liquor Class C-1 with Sunday Sales License held by Red Sea Bar and Restaurant, 320 Cedar Ave S.

Whereas, the Licenses & Consumer Services Division held a License Settlement Conference hearing on November 1, 2012 with the licensee; and

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

a) On October 27, 2012, the licensee violated Section 362.30 of the Code for engaging in activities defined under Class B Entertainment without a license; and

b) On October 27, 2012 the licensee failed to comply with all applicable laws and ordinances of Section 259.250 (2) of the Code governing Business License Management Responsibilities;

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 shall remit to Licensing & Consumer Services within one week of signage of this document the sum of \$2,000 (a doubling of the last citation issued) for engaging in activities on October 27, 2012 defined under Class B Entertainment without the benefit of a license and after being ordered to cease and after being cited twice previously for the same offense. \$1,000 of this citation penalty will be stayed for a period of one year if there are no repeat violations.

2. The Red Sea shall, in addition to meeting the security conditions included within, take all necessary and prudent steps to avoid violent incidents from occurring at their events by assessing the reasonably foreseeable risks associated with the nature of the event, the history of the performer, and the number of anticipated attendees. Such necessary and prudent steps shall include, at a minimum:

- a) Employing uniformed, armed officers or security for the event.
- b) Not holding the event.

3. When employing uniformed, armed officers or security for an event, glass bottles will not be served to patrons.

4. When employing uniformed, armed officers or security for an event, no one under the age of 21 will be allowed to enter the premises.

5. The licensee shall e-mail their event schedule and advertisements to the Minneapolis Police 1st Precinct and Business Licensing every two weeks for one year following approval of this agreement.

6. To assist in the prevention of reoccurring disturbances by known persons, the licensee shall compile, maintain and share with the 1st Precinct a "Do Not Admit" list of persons who have been trespassed and/or refused service per Minnesota Administrative Rule 7515.0590, Subparagraph 3.

7. The licensee must utilize an ID scanner to verify the age of all persons seeking to gain entrance to the establishment.

8. The licensee will be responsible for the confiscation of falsified identification cards and the timely remittance of these cards to the 1st Precinct.

9. A staff person shall be assigned as the "controller" with the duties to oversee the amount of alcohol being served to reduce the potential of over serving.

10. Dedicated security staff will monitor the activity in the establishment, and if any criminal activity is observed, security must escort the customer(s) from the premises. Staff will request Minneapolis Police assistance for any violent event or injury.

11. Dedicated security staff shall not allow customers or passersby to loiter near the establishment during business hours. Patrons smoking outside will not be considered a violation of this condition.

12. The licensee shall utilize the closing procedure as detailed in the business plan and security plan.

13. Dedicated security staff shall assist in crowd dispersal for at least one half hour after closing of the establishment to prevent loitering.

14. The licensee will not distribute hand-bills advertising promotions to anyone walking on City sidewalks, streets, or alleys; nor place advertising on parked motor vehicles or any public space or building or private building without written consent of the owner.

15. The licensee shall develop and utilize a promoter contract for any event in which a promoter is used and provide a copy of the contract to the Licensing Office. The contract will contain language stating that no promoter shall post any materials (snipe advertising) in violation of Minneapolis Ordinances.

16. The licensee shall send a representative to the monthly LINC meetings.

17. The licensee shall contact the 1st Precinct SAFE Team to request an outside security lighting assessment and implement their suggestions to the establishment prior to February 28, 2013.

18. The licensee shall operate and maintain surveillance cameras in accordance with Minneapolis City Ordinance 259.230 for all areas accessible to the public.

19. The licensee shall submit an amended and enhanced business and security plan.

20. Upon the signing of the aforementioned conditions, Licenses & Consumer Services shall recommend to the City Council that the Red Sea Bar and Restaurant be granted an upgrade to a Class B On-Sale Liquor License.

Adopted.

RE&E - Your Committee recommends passage of the accompanying resolution approving Business License Operating Conditions relating to the Motor Vehicle Repair Garage License held by Ahmed's Certified Auto Care, 616 45th Ave N.

Adopted.

Resolution 2012R-666, approving Business License Operating Conditions relating to the Motor Vehicle Repair Garage License held by Ahmed's Certified Auto Care, 616 45th Ave N, was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

December 14, 2012

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

**RESOLUTION 2012R-666
By Glidden**

Approving Business License Operating Conditions relating to the Motor Vehicle Repair Garage License held by Ahmed's Certified Auto Care, 616 45th Ave N.

Resolved by The City Council of The City of Minneapolis:

That it approves the following Business License Operating Conditions relating to the Motor Vehicle Repair Garage License held by Ahmed's Certified Auto Care, 616 45th Ave N:

1. The business shall not store inoperable vehicles or any vehicle parts outside of the enclosed service garage.
2. The business shall adhere to Minneapolis Code of Ordinance 317.160 (e) that states the use of the City right-of-way to park, store, or repair customer motor vehicles is cause for adverse license action.
3. The business shall maintain records which include all work orders, estimates, invoices, and names of all customers for whom motor vehicle repairs have been performed.
4. Refuse shall be stored in a regularly serviced, closed container (dumpster) that shall be maintained screened from view as is required by Minneapolis Codes. At no time shall this refuse container be overfilled so that the cover cannot be completely closed at all times.
5. The business agrees to clean the property and all areas within 100 feet of the property line of litter and trash regardless of its origin, a minimum of twice daily and as needed.
6. The business agrees to maintain the landscaping per the Site Plan Review.

Adopted.

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

Adopted.

Resolution 2012R-667, granting applications for Liquor, Wine and Beer Licenses, was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

**RESOLUTION 2012R-667
By Glidden**

Granting Liquor, Wine and Beer Licenses.

Resolved by The City Council of The City of Minneapolis:

That the following applications for liquor, wine and beer licenses be granted, subject to final inspection and compliance with all provisions of applicable codes and ordinances (Petn No 276212):

Off-Sale Liquor, to expire January 1, 2014

Surdyk's Liquor Inc, dba Surdyk's Liquor, 303 E Hennepin Ave
RWB Minneapolis Catering LLC, dba A Chefs Production, 600 1st Ave N
Kowalski's Uptown Market Inc, dba Kowalski's Uptown Market, 2440 Hennepin Ave

On-Sale Liquor Class A with Sunday Sales, to expire January 1, 2014

701 Ventures Inc, dba First Avenue, 29 7th St N, two floors
Aria at the Jeune Lune LLC, dba Aria at the Jeune Lune, 105 1st St N
F & B Assocites of Minnesota LLC, dba Mill City Nights, 111 5th St N
University Gateway Corp, dba Gateway Cafe by D'Amico & Sons, 200 Oak St SE
RCI Entertainment (Minnesota) Inc, dba Rick's Cabaret, 300 S 3rd St
331 Club Inc, dba 331 Club, 331 13th Ave NE

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RWB Minneapolis Catering LLC, dba Chefs Production, 600 1st Ave N

AMPA Inc, dba Y'All Come Back Saloon, 830 Hennepin Ave

On-Sale Liquor Class B with Sunday Sales, to expire January 1, 2014

Lymar Inc, dba Lyon's Pub, 16 S 6th St, ground floor

Murray's Inc, dba Murray's, 24 S 6th St, ground floor

East by Northeast LLC, dba Ginger Hop Restaurant & Honey at Ginger, 201 E Hennepin Ave

Campus Club of the University of Minnesota, dba Campus Club of the University of Minnesota, 300 Washington Ave SE

Haze 3 Corp, dba Grumpy's Bar & Grill, 1111 Washington Ave S

Lakes Restaurant Inc, dba Stella's Fish Cafe & Prestige Oyster Bar, 1402 W Lake St

Shaw's Bar & Grill Inc, dba Shaw's Bar & Grill, 1528 University Ave NE

Tibet Kitchen Bar & Restaurant LLC, dba Tibet Kitchen Bar & Restaurant, 1833 Nicollet Ave

On-Sale Liquor Class C-1 with Sunday Sales, to expire January 1, 2014

Keegan Pubs Inc, dba Keegans Pub, 16 University Ave NE, #D

Espresso Monkeys Incorporated, dba Acadia Cafe, 329 Cedar Ave S

Bullfrog Inc, dba Bullfrog Cajun Bar, 1111 Hennepin Ave

Rainbow Restaurant Properties Inc, dba Chino Latino, 2916 Hennepin Ave

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

Mahalo LLC, dba Belmore, 25 4th St N, #100 (New Shareholder)

On-Sale Liquor Class C-2 with Sunday Sales, to expire January 1, 2014

Republic Seven Corners LLC, dba Republic, 221 Cedar Ave S

Kieran's Irish Pub First Avenue LLC, dba Kieran's Irish Pub First Avenue, 600 Hennepin Ave #170

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

I & K Enterprises, dba Pancho Villa's Grill, 2539 Nicollet Ave

On-Sale Liquor Class E with Sunday Sales, to expire January 1, 2014

Two Wiseguys Inc, dba Origami, 30 1st St N, first floor

Watermark Restaurants LLC, dba Mission American Kitchen & Bar, 80 S 8th St, #124

Concept Eatery LLC, dba 112 Eatery, 112 3rd St N

Brinda Companies Inc, dba Pracna on Main, 117 Main St SE

Lame Duk LLC, dba Rachel's, 222 E Hennepin Ave

Frog Eyes LLC, dba McNamara's Sports Bar, 312 Central Ave

Rosa Mexicano Minneapolis LLC, dba Rosa Mexicano, 609 Hennepin Ave, #101

Fogo de Chao Churrascaria (Mpls) LLC, dba Fogo de Chao, 645 Hennepin Ave, first floor

Zelo Inc, dba Zelo, 831 Nicollet Mall

Ala Salsa Enterprises LLC, dba A La Salsa Restaurant, 920 E Lake St, #155

Back Bar LLC, dba Eli's, 1225 Hennepin Ave

Ariza Enterprises LLC, dba Salsa A La Salsa Mexican Grill, 1420 Nicollet Ave

Asian Mill, Inc., dba Tea House Chinese Restaurant, 2425 University Ave SE

2558 Lyndale Inc, dba Common Roots Cafe, 2558 Lyndale Ave S

3675 Minnehaha Inc, dba Rail Station Bar & Grill, 3675 Minnehaha Ave

Cintia's of Mexico Bar & Restaurant Inc, dba Cintia's, 6042 Nicollet Ave

Temporary On-Sale Liquor

Nordic Ski Foundation, dba Loppet Foundation, 1301 Theodore Wirth Pkwy (Loppet, February 2, 2013, 1:00 p.m. to 11:00 p.m., Tin Fish)

Nordic Ski Foundation, dba Loppet Foundation, 1301 Theodore Wirth Pkwy (Loppet, February 2-3, 2013, 1:00 p.m. to 11:00 p.m., Calhoun Square).

Adopted.

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

Adopted.

Resolution 2012R-668, granting applications for Business Licenses, was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2012R-668
By Glidden

Granting applications for Business Licenses.

Resolved by The City Council of The City of Minneapolis:

That the following applications for business licenses (including provisional licenses) as per list on file and of record in the Office of the City Clerk under date of December 14, 2012 be granted, subject to final inspection and compliance with all provisions of the applicable codes and ordinances (Petn No 276212):

Christmas Tree; Fire Extinguisher Servicing Class A; Institutional Food Service; Restaurant; Short-Term Food Permit; Sidewalk Cafe; Gasfitter Class A; Heating, Air Conditioning & Ventilating Class A; Heating, Air Conditioning & Ventilating Class B; Juke Box – Musical; Motor Vehicle Repair Garage; Commercial Parking Lot Class A; Commercial Parking Lot Class B; Plumber; Refrigeration Systems Installer; Residential Specialty Contractor; Sign Hanger; Steam & Hot Water Systems Installer; Tattooist/Body Piercer Establishment; Taxicab Service Company; Taxicab Vehicle Fuel Efficient; Taxicab Vehicle Wheelchair Access; Taxicab Vehicle Non-Transferable; Theater Zone I; Theater Zone II; Combined Trades; Wrecker of Buildings Class A; Wrecker of Buildings Class B.

Adopted.

RE&E - Your Committee recommends that the following application for a gambling license be granted, subject to final inspection and compliance with all provisions of applicable codes and ordinances (Petn No 276212):

Gambling Exempt

Page Education Foundation, dba Page Education Foundation, PO Box 581254 (Raffle April 6, 2013, Target Field/Legends Club).

Adopted.

RE&E – Your Committee recommends approval of the following appointments and reappointments to the Citizens Environmental Advisory Committee for two-year terms for the period January 1, 2013 through December 31, 2014:

Council Appointments

Shalini Gupta, Ward 2, Environmental Advocacy (Center for Energy Environment and Democracy)

Lisa Daniels, Ward 7, Companies and Industry

Alexis Troschinetz, Ward 2, Technical Expert

Mayoral Appointments

Meleah Houseknecht, Ward 2, Environmental Advocacy (Sierra Club)

Kevin Bengtson, Ward 13, Companies or Industry

Roxanne O'Brien, Ward 5, Citizen

Council Reappointments

Ross Abbey, Ward 6, Environmental Advocacy (Fresh Energy)

Michelle Stockness, Ward 1, Companies or Industry

Pat Mulloy, Ward 8, Technical Expert

Annette Rondano, Ward 12, Citizen

Jamison Tessneer, Ward 8, Citizen

Mayoral Reappointments

Darrel Gerber, Ward 8, Environmental Advocacy (Clean Water Action)

Brian Ross, Ward 5, Companies or Industry

Marty Broan, Ward 7, Technical Expert

Sarah Sponheim, Ward 10, Technical Expert

Michelle Schroeder, Ward 6, Citizen.

Your Committee further recommends that outgoing members Gretchen Camp, John Harkness, Russ Henry, Terrance Noble, Mark Snyder, and John Sylvester be thanked for their participation and dedication.

Adopted.

RE&E – Your Committee recommends approval of the following staff directions relating to the Housing Inspections Division of the Department of Regulatory Services:

1. **Utilization of Conditions in Rental Housing Context:** Direct staff from Housing Inspections to report to the Regulatory Energy & Environment Committee by February 11, 2013, on the following:

a) Design and implementation plan for utilizing mutually agreed upon conditions for rental property owners, including examples of conditions that may be used in the rental housing context.

b) Review implementation strategy for mutually agreed upon and mandatory conditions to utilize:

i. Crime free lease addendums;

ii. Contract with city approved management company;

iii. Enhanced fees for excessive services.

2. **Conduct on Premises.** Direct staff from Housing Inspections and the Minneapolis Police Department to report to the Regulatory Energy & Environment Committee by April 15, 2013 regarding utilization of the conduct on premises ordinance. This report should identify metrics to analyze use and impact on rental license property maintenance and management, gap analysis, and recommendations for enhanced performance, including business process improvement and potential ordinance amendments. Evaluation of outcomes from use of rental property owner management plans, crime free lease addendums, and other rental property management tools should be included in this report.

Adopted.

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

RE&E & W&M/Budget - Your Committee recommends acceptance of the single bid received on OP #7707 submitted by Castrejon, Inc., in the amount of \$100,000, to furnish and deliver all labor and materials for non-emergency board ups and vacant and open buildings for the Department of Regulatory Services, all in accordance with City specifications. Your Committee further recommends that the proper City officers be authorized to execute a contract for said service.

Adopted.

RE&E & W&M/Budget - Your Committee recommends acceptance of the single bid received on OP #7708 submitted by Castrejon, Inc., in the amount of \$300,000, to furnish and deliver all labor and materials for emergency board ups and vacant and open buildings for the Department of Regulatory Services, all in accordance with City specifications. Your Committee further recommends that the proper City officers be authorized to execute a contract for said service.

Adopted.

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.

Resolution 2012R-669, authorizing settlement of legal matters including *Roberta Hawkins v. City of Minneapolis*, *Albertine L. Rotimi v. Jarrod S. Kunze and City of Minneapolis*, and *City of Minneapolis v. RW Farms (Master Express)*, was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2012R-669
By Hodges

Authorizing legal settlements.

Resolved by The City Council of The City of Minneapolis:

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

a) *Roberta Hawkins v. City of Minneapolis*, by payment of \$90,000 to Roberta Hawkins and her attorney, Donald W. Kohler, Esq., from the Internal Service Self Insurance Fund (06900-1500100-145815);

b) *Albertine L. Rotimi v. Jarrod S. Kunze and City of Minneapolis*, by payment of \$6,500 to Albertine Rotimi and her attorney, Joshua Williams, from the Internal Service Self Insurance Fund (06900-1500100-145400); and

c) *City of Minneapolis v. RW Farms (Master Express)*, by payment of \$7,500 to Trustee for the Estate of RW Farms and its attorneys, Richard Gerace and Jeffrey Butwinik, from the Internal Service Self Insurance Fund (06900-1501500-1456640).

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

Adopted.

W&M/Budget - Your Committee recommends the proper City officers be authorized to execute an amendment to the existing contract with Finance & Commerce, last extended on May 12, 2011 for a two-year period through December 31, 2012, to extend the term up to an additional three months through March 31, 2013, at current rates for the publication of legal notices, ordinances, proceedings, and other matters for the City of Minneapolis. The projected cost for the extension is approximately \$20,000 and is included in the respective 2013 budgets for those departments using this contract.

Adopted.

W&M/Budget - Your Committee, having under consideration the digitization of historical aerial photographs and the transfer of official custody of the photographs to the University of Minnesota, now recommends the proper City officers be authorized to:

1) Execute an agreement with the University of Minnesota Library (Borchert Map Library) and the Minnesota Historical Society for the digitization of aerial photographs depicting the physical development of the city of Minneapolis, and designate the City Clerk as the signatory on behalf of the City of Minneapolis;

2) Execute a transfer of custody agreement related to the aerial photographs with the University of Minnesota Library and the Minnesota Historical Society for permanent archival preservation of these items; and

3) Submit a disposition request form to the State Records Disposition Panel to modify the City's approved record retention schedules to remove the aerial photographs.

Adopted.

W&M/Budget - Your Committee recommends acceptance of the low bid received by the Convention Center on OP No 7691 from L S Black Constructors, Inc. in the amount of \$280,496.36 to furnish and deliver all labor, materials, equipment and incidentals for the restoration construction at the 3rd Avenue Parking Ramp for the Minneapolis Convention Center.

Your Committee further recommends that the proper City officers be authorized and directed to execute a contract for this project, all in accordance with City specifications.

Adopted.

W&M/Budget - Your Committee recommends acceptance of the low responsive bid received by the Finance/Property Services Department on OP No 7668 from Construction Results Corporation in the amount of \$254,800 to furnish and deliver all labor, materials and incidentals necessary to complete the 2nd Precinct Desk Remodeling Project.

Your Committee further recommends that the proper City officers be authorized and directed to execute a contract for this project, all in accordance with specifications prepared by RSP Architects, LTD.

Adopted.

W&M/Budget - Your Committee recommends approval of two applications for free Wireless Community accounts, for Holland High Rise in partnership with Logan Park Neighborhood Association and Volunteers of America and Center for Victims of Professional Abuse.

Adopted.

W&M/Budget - Your Committee recommends passage of the accompanying resolution authorizing the acceptance of a gift from Microsoft Corporation for SQL Server Migration Assessment. Further, that the proper City officers be authorized to enter into an agreement with Microsoft to accept delivery of SQL migration assessment funding, and to enter into service agreements with and approve work orders to Microsoft related to the migration assessment.

Adopted.

Resolution 2012R-670, accepting a donation of services from Microsoft Corporation for SQL Server Migration Assessment, was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2012R-670

By Hodges

Accepting services donation.

Whereas, the City of Minneapolis is generally authorized to accept donations of real and personal property pursuant to Minnesota Statutes Section 465.03 for the benefit of its citizens, and is specifically authorized to accept gifts and bequests for the benefit of recreational services pursuant to Minnesota Statutes Section 471.17; and

Whereas, the following persons and entities have offered to contribute the gifts set forth below to the city:

<u>Name of Donor</u>	<u>Gift</u>
Microsoft Corporation	Accept a gift from Microsoft Corporation for SQL Server Migration Assessment

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

Whereas, all such donations have been contributed to assist the city's IT department in its SQL server migration assessment and planning efforts, as allowed by law; and

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

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

That the donations described above are accepted and shall be used for effective and efficient provision of IT services to city departments.

Adopted.

W&M/Budget – Your Committee recommends the proper City officers be authorized to accept funds in the amount of \$15,000 from the Target Foundation to be used by the Police Department for Social Media training and the integration of social media into the Police mission.

Further, passage of the accompanying resolution appropriating funds to the Police Department.

Adopted.

RESOLUTION 2012R-671

By Hodges

Amending The 2012 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation in the Police Department agency in the State and Other Grant Fund (01600-4004300) by \$15,000; and increasing the revenue source (01600-4004300-372001) by \$15,000.

Adopted.

W&M/Budget – Your Committee recommends the proper City officers be authorized to enter into a contract agreement on behalf of the Police Department with Dynamic Imaging Systems, Inc. and execute any documents necessary for the maintenance of photo imaging equipment in the Police Crime Lab. The estimated 2013 cost for the maintenance agreement is \$9,310; no additional appropriation is required.

Adopted.

W&M/Budget – Your Committee recommends the proper City officers be authorized to enter into contract agreements on behalf of the Police Department with the Depot Hotel and execute any documents necessary for the provision of training arrangements for law enforcement training scheduled for January 2013.

Adopted.

W&M/Budget – Your Committee recommends the proper City officers be authorized to enter into a contract agreement on behalf of the Police Department with Xcel Energy and execute any documents necessary for the installation of city equipment on Xcel's building on Nicollet Mall.

Adopted.

W&M/Budget – Your Committee recommends the proper City officers be authorized to enter into a contract agreement on behalf of the Police Department with Partners in Leadership, Inc. and execute any documents necessary for the provision of leadership training. The estimated cost of the training for 30 MPD participants is \$9,000. with an additional cost of \$225 per person if there are more than 30 participants; no additional appropriation is required.

Adopted.

W&M/Budget – Your Committee recommends passage of the accompanying resolution approving donations of dog and cat food and supplies for the care of animals at Minneapolis Animal Care and Control.

Adopted.

Resolution 2012R-672, approving donations of dog and cat supplies for the care of animals at Minneapolis Animal Care & Control, was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2012R-672

By Samuels

Approving donations of dog and cat supplies for the care of animals at Minneapolis Animal Care & Control.

Whereas, the City of Minneapolis is generally authorized to accept donations of real and personal property pursuant to Minnesota Statutes Section 465.03 for the benefit of its citizens, and is specifically authorized to accept gifts and bequests for the benefit of recreational services pursuant to Minnesota Statutes Section 471.17; and

Whereas, the following persons and entities have offered to contribute the gifts set forth below to the city:

Alyssa Ambroz	Hartz flea/tick products, shampoo, grooming tool, 10 dog treat packets
Judy Myers	dog and cat food and treats
Donna Francis	4 large boxes of dog treats
Philip Habeeb	dog food, pee pads, food bowls w/ stands, medications
Annie Krapek	2 packages Dentley's Rawhide Sticks
SW Metro Rescue	20 bags Beggin' Stripes
MNPAW Volunteers	dog and cat food and treats, grooming tools, cat scratch pads

December 14, 2012

MACC Volunteers rawhides, 5 packages Natural Balance treats, Puparoni, 20 assorted dog toys, 7 assorted sized Milk Bones, 1 box Big Value dog snaps, 1 box apple cinnamon bones, and 1 bag IAMS cat food

PETCO Highland Park 6 bottles flea and tick mist, 20 packages Spot On flea and tick for dogs, 8 boxes Hartz flea and tick medication, 6 boxes Adams flea and tick collars

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

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

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

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

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

Adopted.

W&M/Budget - Your Committee recommends concurrence with the Executive Committee in approving the reclassification of the existing appointed position of Director of Regulatory Services, (grade 15 with 703 points), effective December 14, 2012, as set forth in Petn No 276219 on file in the Office of the City Clerk.

Your Committee further recommends passage of the accompanying Salary Ordinance establishing the salary for said appointed position.

Adopted.

Ordinance 2012-Or-082 amending Title 2, Chapter 20 of the Minneapolis Code of Ordinances relating to *Administration: Personnel*, establishing the salary for the reclassified appointed position of Director Regulatory Services, was adopted by the City Council. A complete copy of this ordinance is available for public inspection in the office of the City Clerk.

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

ORDINANCE 2012-Or-082
By Hodges
1st & 2nd Readings: 12/14/2012

Amending Title 2, Chapter 20 of the Minneapolis Code of Ordinances relating to *Administration: Personnel*.

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

Section 1: That the following classification in Section 20.10.01 of the above-entitled ordinance be amended to make the following changes: (Annual Rates)

Appointed Officials (CAP)
Effective: December 14, 2012

FLSA	OTC	CLASSIFICATION	PTS	G	P	Step A Start rate	Step B After 1 "A" year	Step C After 2 "B" years	Step D After 3 "C" years
E	1	Director Regulatory Services	703	15	A	\$106,723	\$112,340	\$115,710	\$117,957

Adopted.

W&M/Budget - Your Committee recommends concurrence with the Executive Committee in approving the new appointed position of Director CPED Operations and Innovation, (grade 15 with 688 points), effective December 14, 2012, as set forth in Petn No 276219 on file in the Office of the City Clerk.

Your Committee further recommends passage of the accompanying Salary Ordinance establishing the salary for said appointed position.

Adopted.

December 14, 2012

Ordinance 2012-Or-083 amending Title 2, Chapter 20 of the Minneapolis Code of Ordinances relating to *Administration: Personnel*, establishing the salary for the appointed position of Director CPED Operations and Innovation, was adopted by the City Council. A complete copy of this ordinance is available for public inspection in the office of the City Clerk.

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

ORDINANCE 2012-Or-083
By Hodges
1st & 2nd Readings: 12/14/2012

Amending Title 2, Chapter 20 of the Minneapolis Code of Ordinances relating to *Administration: Personnel*.

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

Section 1: That the following classification in Section 20.10.01 of the above-entitled ordinance be amended to make the following changes: (Annual Rates)

Appointed Officials (CAP)
Effective: December 14, 2012

FLSA	OTC	CLASSIFICATION	PTS	G	P	Step A Start rate	Step B After 1 "A" year	Step C After 2 "B" years	Step D After 3 "C" years
E	1	Director CPED Operations and Innovation	688	15	A	\$104,403	\$109,898	\$113,195	\$115,393

Adopted.

The ZONING & PLANNING Committee submitted the following reports:

Z&P - Your Committee, to whom was referred ordinances amending Title 20 of the Minneapolis Code of Ordinances relating to *Zoning Code*, revising the definition and development standards for supportive housing uses, including revisions to the spacing requirements, now recommends that the following ordinances be given their second reading for amendment and passage:

- a) Chapter 520 relating to *Introductory Provisions*; and
- b) Chapter 536 relating to *Specific Development Standards*.

Adopted.

Ordinance 2012-Or-084 amending Title 20, Chapter 520 of the Minneapolis Code of Ordinances relating to *Zoning Code: Introductory Provisions*, amending Section 520.160 to revise the definition and development standards for supportive housing uses, including revisions to the spacing requirements, was adopted by the City Council. A complete copy of this ordinance is available for public inspection in the office of the City Clerk.

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

ORDINANCE 2012-Or-084
By Schiff
Intro & 1st Reading: 10/5/2012
Ref to: Z&P
2nd Reading: 12/14/2012

Amending Title 20, Chapter 520 of the Minneapolis Code of Ordinances relating to *Zoning Code: Introductory Provisions*.

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

Section 1. That Section 520.160 of the above-entitled ordinance be amended by adding thereto the following definitions in alphabetical sequence to read as follows:

520.160. Definitions. Unless otherwise expressly stated, or unless the context clearly indicates a different meaning, the words and phrases in the following list of definitions shall, for the purposes of this zoning ordinance, have the meanings indicated. Additional definitions may be found within specific chapters of this zoning ordinance. All words and phrases not defined shall have their common meaning.

Daily living skills. Personal management and social skills, including but not limited to home care maintenance, food preparation, personal care, money management, and child rearing skills, that are necessary for adequate functioning on an independent basis.

Supportive housing. A facility that provides housing for twenty-four (24) hours per day and requires participation by residents in programs or services designed to assist residents with improving daily living skills, securing employment or obtaining permanent housing. It does not include:

- (1) Senior housing with services designed specifically to serve the needs associated with the aging of the residents.
- (2) Inebriate housing.
- (3) Any facility licensed by the Minnesota Department of Human Services (DHS), Department of Health (DOH) or Minnesota Department of Corrections (DOC).
- (4) Any other county, state or federal community correctional facility.
- (5) Fraternities, sororities or other student housing.
- (6) Any facility owned, leased or operated by the Minneapolis Public Housing Authority (MPHA).
- (7) The use of one (1) dwelling unit on one (1) zoning lot which meets the occupancy requirements of the zoning district in which it is located.

Ordinance 2012-Or-085 amending Title 20, Chapter 536 of the Minneapolis Code of Ordinances relating to *Zoning Code: Specific Development*, amending Section 536.20 to revise the definition and development standards for supportive housing uses, including revisions to the spacing requirements, was adopted by the City Council. A complete copy of this ordinance is available for public inspection in the office of the City Clerk.

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

ORDINANCE 2012-Or-085
By Schiff
Intro & 1st Reading: 8/3/2012
Ref to: Z&P
2nd Reading: 12/14/2012

Amending Title 20, Chapter 536 of the Minneapolis Code of Ordinances relating to Zoning Code: Specific Development Standards.

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

Section 1. That Section 536.20 of the above-entitled ordinance be amended by amending the following specific development standard in alphabetical sequence to read as follows:

536.20. Specific development standards. The uses listed below are subject to the following specific development standards, in addition to all other applicable regulations:

Supportive housing.

(1) Supportive housing shall be located at least one-fourth ($\frac{1}{4}$) mile from all existing supportive housing and from all of the following uses, except in the B4H Overlay District:

- a. Community correctional facility.
- b. Community residential facility.
- c. Inebriate housing.
- d. Motel.
- e. Overnight shelter.

~~(2) The maximum number of persons served shall not exceed thirty-two (32), except in the B4H Overlay District.~~

- (32) On-site services shall be for residents of the facility only, except where part of a regimen of scheduled post-residential treatment.
- (43) To the extent practical, all new construction or additions to existing buildings shall be compatible with the scale and character of the surroundings, and exterior building materials shall be harmonious with other buildings in the neighborhood.
- (54) An appropriate transition area between the use and adjacent property shall be provided by landscaping, screening, and other site improvements consistent with the character of the neighborhood.
- (65) The operator shall submit a management plan for the facility and a floor plan showing sleeping areas, emergency exits and bathrooms.

Adopted.

Z&P - Your Committee, having under consideration the appeal filed by Bianca Fine, on behalf of Currie Park Development, LLC, from the decision of the Heritage Preservation Commission denying the demolition of historic resource application for Gluek Brewing Tied House, 1500 6th St S, now recommends that the appeal be granted in part to move the building to 1527 6th St, as defined in Section 599.110 of the Minneapolis Code of Ordinances, but not to raze the building. Further, that a condition be added that the applicant shall submit a site plan application for the new location, 1527 6th St, subject to administrative approval by staff.

Adopted.

MOTIONS

Schiff moved that the proper City officers be authorized to submit an application to the Minnesota Department of Administration requesting that data collected by the City using license plate scanners be temporarily classified as not-public data, pursuant to Minn. Stat. §13.06. Seconded.

Adopted upon a voice vote.

RESOLUTION

Resolution 2012R-673, recognizing the 150th Anniversary of the Dakota-U.S. War of 1862 and declaring 2012-2013 the Year of the Dakota in Minneapolis, was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2012R-673

**By Lilligren, Gordon, Reich, Hofstede, Johnson, Samuels,
Goodman, Glidden, Schiff, Tuthill, Quincy, Colvin Roy, and Hodges.**

Recognizing the 150th Anniversary of the Dakota-U.S. War of 1862 and Declaring 2012-2013 the Year of the Dakota in Minneapolis.

Whereas, the year 2012 is the sesquicentennial of the beginning of the Dakota-U.S. War of 1862 that led to the mass execution of 38 Dakota, the largest in the history of the United States, and the genocide of the Dakota people; and

Whereas, much has yet to be learned about issues revolving around land, reparations and restitution, treaties, genocide, suppression of American Indian spirituality and ceremonies, suppression of Indigenous languages, bounties, concentration camps, forced marches, mass executions, and forcible removals; and

Whereas, Indigenous women, children and elderly were held in a concentration camp at the base of Fort Snelling, separated from the men, before being exiled to reservations in neighboring states and Canada, and later being stripped of their culture and traditions in boarding schools and subjected to white culture and religions; and

Whereas, the complete history of Minnesota must be taught from the perspective of all people that have lived it;

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

That every effort must be made to ensure that the Dakota perspective is presented during the year 2012-2013, through discussions at forums, events, symposia, conferences and workshops, to include the complex issues listed above;

Be It Further Resolved that the City of Minneapolis works to promote the well-being and growth of the American Indian community, including Dakota People.

Be It Further Resolved that these efforts during the years 2012 and 2013 will mark the beginning of future dialogues and efforts to rectify the wrongs that were perpetrated during, and since, the year 1862, a tragic and traumatic event for the Dakota People of Minnesota.

Be It Further Resolved that the year 2012-2013 is hereby designated "The Year of the Dakota: Remembering, Honoring, and Truth-Telling," from December 26, 2012 to December 26, 2013.

Adopted.

A Certificate of Special Commendation was presented to James A. Moore.

UNFINISHED BUSINESS

Elections - Your Committee recommends approval of the following candidate filing dates for the 2013 Municipal Election, pursuant to Chapter 2, Sections 4 and 5 of the Minneapolis City Charter:

Candidate Filing: July 30-August 13, 2013

1st Campaign Finance Filing: September 3, 2013

2nd Campaign Finance Filing: October 29, 2013

(General Election: November 5, 2013).

Adopted.

Pursuant to notice, Johnson 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 Regulatory, Energy & Environment Committee (amending provisions regulating the operation of rental property). Seconded.

Adopted upon a voice vote.

Pursuant to notice, Gordon moved to introduce the subject matter of an ordinance amending Title 9, Chapter 178 of the Minneapolis Code of Ordinances relating to *Fire and Police Protection: Recreational Fires*, for first reading and referral to the Public Safety, Civil Rights & Health Committee (amending rules regulating recreational fires). Seconded.

Adopted upon a voice vote.

Pursuant to notice, Hodges moved to introduce an ordinance amending Title 16 of the Minneapolis Code of Ordinances relating to *Planning & Development*, establishing a new Chapter 421 relating to Calhoun Place Housing Improvement Area for first reading and referral to the Community Development and Ways & Means/Budget Committees (establishing within which housing improvements are to be made and financed in part from fees imposed within the area). Seconded.

Adopted upon a voice vote.

Pursuant to 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 (broadening the zoning districts in which blood/plasma collection facilities may be located):

- a) Chapter 520 relating to *Introductory Provisions*;
- b) Chapter 536 relating to *Specific Development Standards*;
- c) Chapter 541 relating to *Off-Street Parking and Loading*;
- d) Chapter 547 relating to *Office Residence Districts*;
- e) Chapter 548 relating to *Commercial Districts*;
- f) Chapter 549 relating to *Downtown Districts*; and
- g) Chapter 550 relating to *Industrial Districts*. Seconded.

Adopted upon a voice vote.

Pursuant to notice, Samuels moved to introduce the subject matter of the following ordinances amending Title 4 of the Minneapolis Code of Ordinances relating to *Animals and Fowl*, for first reading and referral to the Public Safety, Civil Rights & Health Committee (amending provisions relating to dangerous and potentially dangerous animals and amending provisions related to conducting midterm exam of animal):

- a) Chapter 64 relating to *Dogs, Cats, Ferrets, and Rabbits*; and
- b) Chapter 66 relating to *Rabies Control*. Seconded.

Adopted upon a voice vote.

NEW BUSINESS

Glidden gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of the following ordinances amending Title 20 of the Minneapolis Code of Ordinances, relating to *Zoning Code* (allow additional sale and display of goods outside of business establishments):

- a) Chapter 520 relating to *Introductory Provisions*;
- b) Chapter 535 relating to *Regulations of General Applicability*;
- c) Chapter 536 relating to *Specific Development Standards*;
- d) Chapter 547 relating to *Office Residence Districts*;
- e) Chapter 548 relating to *Commercial Districts*;
- f) Chapter 549 relating to *Downtown Districts*; and
- g) Chapter 550 relating to *Industrial Districts*.

Glidden gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of an ordinance amending Title 10, Chapter 188 of the Minneapolis Code of Ordinances relating to *Food Code: Administration and Licensing* (amending provisions to allow additional sale and display of goods outside of business establishments).

Glidden gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of an ordinance amending Title 17, Chapter 427 of the Minneapolis Code of Ordinances relating to *Streets and Sidewalks: In General* (amending provisions to allow additional sale and display of goods outside of business establishments).

Hodges moved to authorize the proper City officers to execute a contract amendment with Hennepin County to provide police Detox Van services for 2013 for an estimated \$200,695, and passage of the accompanying resolution appropriating \$200,695 to the Police Department in 2013. Seconded.

Adopted.

RESOLUTION 2012R-674

By Hodges

Amending The 2013 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution be amended by increasing the appropriation for the Police Department Agency in the Special Revenue Fund (01210-4004100) by \$200,695.

Adopted.

(Republished 4/6/2013)

Lilligren moved to adjourn. Seconded.

Adopted upon a voice vote.

Casey Joe Carl,
City Clerk

Unofficial Posting: 12/18/2012

Official Posting: 12/21/2012

Corrections: 1/17/2013; 4/5/2013; 4/17/2013