

**OFFICIAL PROCEEDINGS
MINNEAPOLIS CITY COUNCIL**

**REGULAR MEETING OF
AUGUST 30, 2013**

(Published September 7, 2013, in *Finance and Commerce*)

Council Chamber
350 South 5th Street
Minneapolis, Minnesota
August 30, 2013 - 9:30 a.m.

Council President Johnson in the Chair.

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

Absent – Goodman.

Lilligren moved adoption of the agenda; and further, that the agenda be amended by adding under New Business a Mayoral Proclamation regarding Latino Heritage Month in the City of Minneapolis. Seconded.

Adopted upon a voice vote.

Absent – Goodman, Samuels.

Lilligren moved acceptance of the minutes of the special meeting of August 15, 2013 and the regular meeting of August 16, 2013. Seconded.

Adopted upon a voice vote.

Absent – Goodman, Samuels.

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.

Absent – Goodman.

PETITIONS AND COMMUNICATIONS

COMMITTEE OF THE WHOLE:

INTERGOVERNMENTAL RELATIONS (276683)

Federal Update.

RICKMYER, PETER (276684)

Americans with Disabilities Act and Rehabilitation Act: Letter requesting that the Department of Neighborhood & Community Relations inform neighborhood organizations of their responsibilities under Title II and III of ADA and Title V of the Rehabilitation Act.

COMMUNITY DEVELOPMENT (See Rep):

COMMUNITY PLANNING & ECONOMIC DEVELOPMENT (276685)

Land Sale (2644 Minnehaha Ave): To RCK Development, LLC; also driveway easement over 2620 Minnehaha Ave.

Emerge Career & Technology Center (1834 Emerson Ave N): Increase in Greats Streets loan; related actions.

Community Garden Policy: Waiver to policy to allow short-term leases on City-owned buildable lots in tornado areas of Mpls.

GRANTS AND SPECIAL PROJECTS (276686)

2012 Consolidated Annual Performance & Evaluation Report.

COMMUNITY DEVELOPMENT and WAYS & MEANS/BUDGET:

COMMUNITY PLANNING & ECONOMIC DEVELOPMENT (276687)

2012 Annual Tax Increment Reports.

ELECTIONS:

CITY CLERK (276688)

2013 Municipal Election: Report re Voter Outreach and Education Program.

PUBLIC SAFETY, CIVIL RIGHTS & HEALTH:

CIVIL RIGHTS (276689)

Office of Police Conduct Review: First Year Report.

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

CIVIL RIGHTS (276690)

Local Initiatives Support Corporation: Accept donation of funds for Urban Scholars program.

FIRE DEPARTMENT (276691)

Minnesota Board of Firefighter Training & Education: Accept training reimbursement redistribution.

REGULATORY SERVICES (276692)

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

REGULATORY, ENERGY AND ENVIRONMENT (See Rep):

LICENSES AND CONSUMER SERVICES (276693)

Licenses: Grant licenses recommended for approval.

Whole Foods Market, 222 Hennepin Ave: Application for Off-Sale Liquor License.

Nico's Tacos, 2516 Hennepin Ave: Application for On-Sale Liquor Class E with Sunday Sales License.

Spyhouse Coffee, 945 Broadway St NE: Application for Sidewalk Cafe License.

Al-Madina Halal Market, 1001 Franklin Ave E: Reduction in administrative citations relating to Grocery License.

Class A Valet Parking Lot, 330 1st Ave N: Business License Operating Conditions relating to Commercial Class A Parking Lot License.

REGULATORY SERVICES (276694)

Rental Dwelling License at 4043 Penn Ave N: Reinstate license to be held by AREE Properties LLC - Ronald Mash.

Rental Dwelling License at 2914 Logan Ave N: Reinstate license to be held by Charles P. Johnson.

Rental Dwelling License at 3506 Girard Ave N: Reinstate license to be held by Rae Kittleson Jones; Comments.

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

COMMUNITY PLANNING & ECONOMIC DEVELOPMENT (276695)

Taxicab Meter Rate: One-year freeze on taxicab meter rate adjustments.

LICENSES AND CONSUMER SERVICES (276696)

License Fee Schedule: Approve 2014 License Fee Schedule with no increase in eligible fees; Comments.

RULES (See Rep):

CITY CLERK (276697)

City Council Rules: Approve 2013 revision of Council rules and adopt that revision as the definitive Minneapolis City Council Rules of Order.

TRANSPORTATION AND PUBLIC WORKS:

PUBLIC WORKS AND ENGINEERING (276698)

Water and Sewer Service Line Repair Assessments: Set public hearing for October 8, 2013.

Sanitary Sewer Service Availability Charges: Set public hearing for October 8, 2013.

Nicollet-Central Transit Alternatives Locally Preferred Alternative: Set public hearing for September 24, 2013.

Southwest Light Rail Transit: Project Office update.

Southwest Light Rail Transit: Comments (see also Petn No 276546).

TRANSPORTATION AND PUBLIC WORKS (See Rep):

PUBLIC WORKS AND ENGINEERING (276699)

LynLake Municipal Parking Lots: Set impact fees through August 31, 2014.

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

PUBLIC WORKS AND ENGINEERING (276700)

39th Ave S Speed Hump Installation Project No 943W3003: Project approval and assessment public hearing; Appeal waivers.

OEM Crane Carrier Truck Parts and Service: Amend contract with Midwest Diesel, Inc.

Nicollet Mall Redesign: Amend contract with Peter Brown.

Minneapolis North and South Transfer Stations: Agreement with Hennepin County waiving bonding requirement.

Bids: a) OP 7828, Single bid of Northwestern Power Equipment for water flowmeters; and b) OP 7835, Low bid of Engineering and Construction Innovations, Inc. for St. Mary's/Hiawatha Tunnel Rehabilitation Project, Phase 2.

WAYS AND MEANS BUDGET:

FINANCE DEPARTMENT (276701)
2014 Budget Hearings.
Second Quarter 2013 Financial Update (received and filed)

WAYS AND MEANS BUDGET (See Rep):

ATTORNEY (276701.1)
Legal Settlement of Andrew Josef Brenner vs. City of Minneapolis.
COMMUNICATIONS (276702)
Fall 2013 Tree Planting Program contract with Tree Trust.
COMMUNICATIONS (276704)
Utility Billing Insert on fall street sweeping and yard bags and brush collection.
COMMUNITY DEVELOPMENT AGENCY, MINNEAPOLIS (MCDA) (276704)
2012 Annual Tax Increment Reports.
CONVENTION CENTER (276705)
Convention Center Wall Fabric contract with Julius B. Nelson and Son, Inc.
CONVENTION CENTER (276706)
Dome Roof Replacement contract with Central Roofing Company.
COORDINATOR (276707)
Communication Services Gift from Resource Media.
COORDINATOR (276708)
Homegrown Minneapolis consulting services contract with Shey Associates.
EXECUTIVE COMMITTEE (276709)
Labor Negotiations:
Tentative Agreement with the Minneapolis Foreman's Association;
Tentative Agreement with the Minneapolis City Supervisory Association;
Labor Agreement with Teamsters Local #320, Truck Drivers Unit; and
Tentative Agreement with the Minneapolis Convention Center Teamsters Local #320.
FINANCE DEPARTMENT (276710)
Retail and Storage Space Lease with DiNoko's Pizzeria and Zia, LLC., in the Jerry
Haaf Municipal Parking Facility.
FINANCE DEPARTMENT (276711)
Second Precinct Desk Remodeling Project with Construction Results Corporation.
INFORMATION AND TECHNOLOGY SERVICES (ITS) (276712)
OP 7832 Camera Surveillance System bids with A+ Systems Group and Pro-Tech
Design, Inc.
INFORMATION AND TECHNOLOGY SERVICES (ITS) (276713)
Proprietary Database Contract with MINPOINT, LLC

ZONING AND PLANNING (See Rep):

COMMUNITY PLANNING & ECONOMIC DEVELOPMENT (276714)
Heritage Preservation Commission Appointments: Chris Hartnett and Constance Vork.
PLANNING COMMISSION/DEPARTMENT (276715)
Minnesota Multi-purpose Stadium (Minnesota Sports Facility Authority): 401 Chicago
Avenue; 701, 713, 719, and 811 3rd Street South; 700, 716, and 728 4th Street South; and 300
and 309 9th Avenue South.
PLANNING COMMISSION/DEPARTMENT (276716)
Rezoning:
Wood From The Hood (BW Development, LLC): 2620, 2644, and 2652 Minnehaha
Avenue; 1315 12th Avenue North (Olu's Home, Inc.); and 2817 Williams Avenue Southeast
(David Barnhart).

UNFINISHED BUSINESS:

COUNCIL MEMBER HOFSTEDE (276717)

Dinkytown Moratorium: Proposed ordinance and boundaries relating to the moratorium on development within the Dinkytown area.

MARCY HOLMES NEIGHBORHOOD, ET AL. (276718)

Dinkytown Moratorium: Public comments.

FILED:

COHEN, DAN, ET AL. (276719)

Minnesota Multi-purpose Stadium: Position statement from Mayoral candidates Dan Cohen, Bob "Again" Carney, Jr, Captain Jack Sparrow and Mike Gould regarding the Vikings Stadium design plan.

RYAN COMPANIES US, INC (276720)

Vacate parts of Portland Ave. So. between 5th Street So. & 4th Street So. bounded by Block 74 and Block 75 (Proposed Downtown East Redevelopment Project).

KIRBY A. KENNEDY & ASSOCIATES (276721)

Property at 2501 Golden Valley Rd: Transcript of the following proceedings:

- a) Nuisance Condition Process Review Panel Meeting of March 8, 2012.
- b) Minneapolis Heritage Preservation Commission Meeting of July 24, 2012.
- c) Nuisance Condition Process Review Panel Meeting of January 10, 2013.
- d) Minneapolis City Council's Regulatory, Energy & Environment Committee Meeting of March 18, 2013.
- e) Minneapolis City Council Meeting of March 29, 2013.
- f) Minneapolis City Council Meeting of April 26, 2013.

The following reports were signed by Mayor Rybak on September 3, 2013, unless noted otherwise. Minnesota Statutes, Section 331A.01, Subd 10, allows for summary publication of ordinances and resolutions in the official newspaper of the city.

REPORTS OF STANDING COMMITTEES

The COMMUNITY DEVELOPMENT Committee submitted the following reports:

Comm Dev - Your Committee recommends that the proper City officers be authorized to submit the City of Minneapolis 2012 Consolidated Annual Performance and Evaluation Report to the U.S. Department of Housing and Urban Development.

Adopted.

Absent – Goodman.

Comm Dev - Your Committee recommends passage of the accompanying resolution authorizing sale of the property at 2644 Minnehaha Ave to RCK Development, LLC for \$5,000; further that a driveway easement over 2620 Minnehaha Ave be granted, as fee owner of the land.

Adopted.

Absent – Goodman.

Resolution 2013R-370, authorizing sale of land Seward South Disposition Parcel No B3D pt & B4A pt-a at 2644 Minnehaha Ave, was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2013R-370
By Goodman

Authorizing sale of land Seward South Disposition Parcel No B3D pt & B4A pt-a at 2644 Minnehaha Avenue.

Whereas, the City of Minneapolis, hereinafter known as the City, has received an offer to purchase and develop Disposition Parcel B3D pt & B4A pt-a, in the Longfellow neighborhood, from RCK Development, LLC , hereinafter known as the Redeveloper, the Parcel B3D pt & B4A pt-a, being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota to wit:

LEGAL DESCRIPTION of B3D pt & B4A pt-a; 2644 Minnehaha Avenue: Outlot A, Minnehaha Industrial Park 6th Addition; and

Whereas, the Redeveloper has offered to pay the sum of \$5,000, for Parcel B3D pt & B4A pt-a to the City for the land, and the Redeveloper's proposal is in accordance with the applicable Redevelopment Plan and/or Program; and

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

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

Whereas, pursuant to due notice thereof published in *Finance and Commerce* on August 9, 2013, a public hearing on the proposed sale was duly held on August 20, 2013, at the regularly scheduled Community Development Committee meeting of the City Council, at the Minneapolis City Hall, 350 South 5th Street, Room 317, at 1:30 p.m., in the City of Minneapolis, County of Hennepin, State of Minnesota;

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

That the re-use value for uses in accordance with the Seward South plan, as amended, is hereby estimated to be the sum of \$127,000 for Parcel B3D pt & B4A pt-a, however, in accordance with public purpose considering future contamination and remediation costs estimated at \$162,071, the City is selling Parcel B3D pt & B4D pt-a for the sum of \$5,000.

Be It Further Resolved that the acceptance of the offer and proposal is hereby determined to be in accordance with the City's approved disposition policy and it is further determined that the Redeveloper possesses the qualifications and financial resources necessary to acquire and develop the parcel in accordance with the Redevelopment Plan and/or Program.

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

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

Adopted.

Absent – Goodman.

Comm Dev - Your Committee, having under consideration Emerge Career and Technology Center Economic Development Administration Grant applications and their City Community Development Block Grant (CDBG)-funded Great Streets Loan, now recommends:

a) Authorizing an increase in the principal of a City Council-approved, CDBG Great Streets \$350,000 loan to \$500,000 (funds provided through existing fund balance – CDBG & UDAG Fund 01400) to Emerge Community Development for the creation of the publicly accessible computer and technology center within the Emerge Career and Technology Center at 1834 Emerson Ave N;

b) That the proper City officers be authorized to execute the loan agreement and any related documents and to execute applications, grant agreements, and associated documents as a co-applicant with Emerge Community Development to the United States Economic Development Administration for a \$2.7 million grant for the redevelopment of the Emerge Career and Technology Center.

Adopted.

Absent – Goodman.

Approved by Mayor Rybak 9/3/2013.

(Published 9/4/2013)

Comm Dev - Your Committee recommends approval of a waiver to the Community Garden Policy to allow short-term garden leases on City-owned buildable lots within the tornado affected areas of Minneapolis, as set forth in the Department of Community Planning & Economic Development staff report.

Adopted.

Absent – Goodman.

The PUBLIC SAFETY, CIVIL RIGHTS & HEALTH and WAYS & MEANS/BUDGET Committees submitted the following reports:

PSC&H & W&M/Budget - Your Committee recommends that the proper City officers be authorized to accept redistribution funding under the Round 5 training reimbursement program from the Minnesota Board of Firefighter Training and Education in the amount of \$37,223.23, for training conducted between 7/1/2012-6/30/2013. Further, passage of the accompanying resolution appropriating said funds to the Fire Department.

Adopted.

Absent – Goodman.

**RESOLUTION 2013R-371
By Samuels and Hodges**

Amending the 2013 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the Fire Department Agency in the Grants-Other Fund (01600-2800700) by \$37,223.23, and increasing the revenue source (01600-2800700-321015) by \$37,223.23.

Adopted.

Absent – Goodman.

PSC&H & W&M/Budget - Your Committee recommends passage of the accompanying resolution accepting in-kind donations of dog and cat food and supplies from Annie Westgate, Amy Angrimson, Toni Yeamans and MACC Volunteers.

Adopted.

Absent – Goodman.

Resolution 2013R-372, approving donations of dog and cat food and treats from Annie Westgate, Amy Angrimson, Toni Yeamans and MACC Volunteers, was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

**RESOLUTION 2013R-372
By Samuels and Hodges**

Approving donations of dog and cat food and treats.

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

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

Annie Westgate - 24 cans Royal Canine dog food, 1 bag Royal Canine dog food (8 lb), and pet medications;

Amy Angrimson - cat treats;

Toni Yeamans - 8 boxes dog biscuits (all shapes and varieties);

MACC Volunteers - 2 boxes IAMS dog biscuits (24 oz each), 25 cans wet cat food; and

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

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

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

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

Adopted.

Absent – Goodman.

PSC&H & W&M/Budget - Your Committee recommends that the proper City officers be authorized to accept and allocate funds received from the Local Initiatives Support Corporation in the amount of \$5,000, for the Urban Scholars program. Further, passage of the accompanying resolution appropriating said funds to the Civil Rights Department.

Adopted.

Absent – Goodman.

**RESOLUTION 2013R-373
By Samuels and Hodges**

Amending the 2013 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the Civil Rights Agency in the Grants-Other Fund (01600-3000500) by \$5,000, and increasing the revenue source (01600-3000500-372001) by \$5,000.

Adopted.

Absent – Goodman.

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

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

- a) Whole Foods Market, 222 Hennepin Ave (new business);
- b) Nico's Tacos, 2516 Hennepin Ave (new business); and
- c) Spyhouse Coffee, 945 Broadway St NE (new business).

Adopted.

Absent – Goodman.

Approved by Mayor Rybak 9/3/2013.

(Published 9/4/2013)

Resolution 2013R-374, granting licenses to Whole Foods Market, 222 Hennepin Ave; Nico's Tacos, 2516 Hennepin Ave; and Spyhouse Coffee, 945 Broadway St NE, was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

**RESOLUTION 2013R-374
By Glidden**

Granting Licenses.

Resolved by The City Council of The City of Minneapolis:

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

Off-Sale Liquor, to expire July 1, 2014

Whole Foods Market Group Inc, dba Whole Foods Market, 222 Hennepin Ave (New Business)

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

JANS Enterprises Inc, dba Nico's Tacos, 2516 Hennepin Ave (New Business)

Sidewalk Cafe, to expire April 1, 2014

Spyhouse Coffee Roasting Co, dba Spyhouse Coffee, 945 Broadway St NE (New Business).

Adopted.

Absent – Goodman.

Approved by Mayor Rybak 9/3/2013.

RE&E - Your Committee recommends passage of the accompanying resolution reducing administrative citations received by Al-Madina Halal Market, 1001 Franklin Ave E, relating to a Food Grocery License.

Adopted.

Absent – Goodman.

Resolution 2013R-375, reducing administrative citations received by Al-Madina Halal Market, 1001 Franklin Ave E, relating to a Food Grocery License, was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2013R-375

By Glidden

Reducing administrative citations received by Al-Madina Halal Market, 1001 Franklin Ave E, relating to a Food Grocery License.

Whereas, the Regulatory, Energy & Environment Committee received Findings of Fact, Conclusions and Recommendations that concluded that on July 31, 2013, the owner of Al-Madina Halal Market Inc, dba Al-Madina Halal Market, 1001 Franklin Ave E, approached the Business License Division with a request to reduce the \$1,600 in administrative citations received for failure to remove litter and debris within 100 feet of the business as required by Section 259.125(a) of the Minneapolis Code of Ordinances; and

Whereas, Mr. Abdinasir Wafra is in the process of selling this business and wishes to resolve all outstanding issues with the Food Grocery Business License;

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

That the following recommendations to resolve the outstanding administrative citations for Al-Madina Halal Market Inc be implemented:

1. Administrative Citation No 13-0987535, issued on July 27, 2013 for \$400 is due and payable by August 9, 2013.

2. Administrative Citations No 13-993994 and No 13-0985403, for \$400 and \$800 respectively, shall be dismissed upon payment of the first citation and when the business license for the new operator is granted.

Be It Further Resolved that any violation of the above recommendations shall constitute just and proper cause for the immediate imposition of any stayed penalties.

Be It Further Resolved that compliance with the above recommendations is required to continue to hold a license and failure to comply with any of these conditions may result in additional adverse license action.

Adopted.

Absent – Goodman.

RE&E - Your Committee recommends passage of the accompanying resolution approving Business License Operating Conditions relating to the Commercial Class A Parking Lot License held by Class A Valet Parking Lot, 330 1st Ave N.

Adopted.

Absent – Goodman.

Resolution 2013R-376, approving Business License Operating Conditions relating to the Commercial Class A Parking Lot License held by Class A Valet Parking Lot, 330 1st 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.

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

RESOLUTION 2013R-376
By Glidden

Approving Business License Operating Conditions relating to the Commercial Class A Parking Lot License held by Class A Valet Parking Lot, 330 1st Ave N.

Resolved by The City Council of The City of Minneapolis:

That it approves the following Business License Operating Conditions relating to the Commercial Class A Parking Lot License held by Class A Valet Inc, dba Class A Valet Parking Lot, 330 1st Ave N:

1. Class A Valet Inc agrees to replace the wording on its entrance signs from "4:00 p.m. - 3:00 a.m." to "4:00 p.m. - 2:00 a.m." Monday through Friday.

2. Class A Valet Inc agrees to add wording on entrance signs stating that the lot is closed at 2:00 a.m. on Saturday and Sundays.

3. Class A Valet Inc agrees to install No Overnight Parking signs and instruct its employees on how to enforce this.

4. Contract parkers and cars in emergency situations will be parked along the 4th St fence.
5. Class A Valet Inc shall begin towing vehicles remaining in the lot beginning at 2:30 a.m.
6. Class A Valet Inc shall notify its towing company of the new towing procedures (Condition 5) and begin enforcement upon the signing of this agreement.
7. Clear signage shall be installed warning drivers that cars left in the lot after 2:00 a.m. or overnight are subject to towing.
8. Class A Valet Inc shall instruct employees to advise parkers of the new parking lot hours (Conditions 1 and 2) and towing procedures (Condition 7).
9. All non-essential gates shall be closed as early as possible, leaving the only available exit gate at 5th Ave N.
10. Class A Valet Inc agrees to continue hiring off-duty officers on Friday and Saturday nights and to add Sunday nights within 10 days of the signing of this agreement.
11. These conditions shall be posted in the parking shack and available for police, inspectors, and customers.

Adopted.

Absent – Goodman.

RE&E - Your Committee, having under consideration the Rental Dwelling License for the property located at 4043 Penn Ave N, and having received an acceptable management plan for the property and verification that said property is now in compliance with rental licensing standards, now recommends concurrence with the recommendation of the Director of Regulatory Services to approve the reinstatement of said license to be held by AREE Properties, LLC - Ronald Mash.

Adopted.

Absent – Goodman.

RE&E - Your Committee, having under consideration the Rental Dwelling License for the property located at 2914 Logan Ave N, and having received an acceptable management plan for the property and verification that said property is now in compliance with rental licensing standards, now recommends concurrence with the recommendation of the Director of Regulatory Services to approve the reinstatement of said license to be held by Charles P. Johnson.

Adopted.

Absent – Goodman.

RE&E - Your Committee, having under consideration the Rental Dwelling License for the property located at 3506 Girard Ave N, and having received an acceptable management plan for the property and verification that said property is now in compliance with rental licensing standards, now recommends concurrence with the recommendation of the Director of Regulatory Services to approve the reinstatement of said license to be held by Rae Kittleson Jones.

Adopted.

Absent – Goodman.

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

Adopted.

Absent – Goodman.

Resolution 2013R-377, granting applications for Liquor, Wine and Beer Licenses, was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2013R-377

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 276693):

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

Insert Coins of Minnesota LLC, dba Insert Coin(s) Level 2, 315 1st Ave N
(New Manager)

On-Sale Liquor Class E with Sunday Sales, to expire September 21, 2013

Blazin Wings Inc, dba Buffalo Wild Wings Grill & Bar #29, 2001 University Ave SE
(Gopher Football, 8:00 a.m. - 1:00 a.m.)

On-Sale Liquor Class E with Sunday Sales, to expire September 28, 2013

Blazin Wings Inc, dba Buffalo Wild Wings Grill & Bar #29, 2001 University Ave SE
(Gopher Football, 8:00 a.m. - 1:00 a.m.)

On-Sale Liquor Class E with Sunday Sales, to expire October 26, 2013

Blazin Wings Inc, dba Buffalo Wild Wings Grill & Bar #29, 2001 University Ave SE
(Gopher Football, 8:00 a.m. - 1:00 a.m.)

On-Sale Liquor Class E with Sunday Sales, to expire November 9, 2013

Blazin Wings Inc, dba Buffalo Wild Wings Grill & Bar #29, 2001 University Ave SE
(Gopher Football, 8:00 a.m. - 1:00 a.m.)

On-Sale Liquor Class E with Sunday Sales, to expire November 23, 2013

Blazin Wings Inc, dba Buffalo Wild Wings Grill & Bar #29, 2001 University Ave SE
(Gopher Football, 8:00 a.m. - 1:00 a.m.)

Temporary On-Sale Liquor, to expire September 8, 2013

St Mary's Greek Orthodox Church, dba St Mary's Greek Orthodox Church,
3450 Irving Ave S (Greek Festival Fundraiser September 6 - September 8, 12:00 p.m. -
10:00 p.m. and 12:00 p.m. to 6:00 p.m.)

Temporary On-Sale Liquor, to expire September 20, 2013

Northeast Minneapolis Arts Association, dba Northeast Minneapolis Arts Association, 2205 California St NE (Fundraiser 4:00 p.m. - 10:00 p.m., 711 15th Ave NE)

On-Sale Wine Class E with Strong Beer, to expire April 1, 2014

Sen Yai Sen Lek LLC, dba Sen Yai Sen Lek, 2424 Central Ave NE (Temporary Expansion)

Temporary On-Sale Beer, to expire September 8, 2013

Church of All Saints, dba Church of All Saints, 435 4th St NE (Fall Festival Fundraiser 11:30 a.m. - 4:00 p.m.).

Adopted.

Absent – Goodman.

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

Adopted.

Absent – Goodman.

Resolution 2013R-378, granting applications for Business Licenses, was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2013R-378

By Glidden

Granting applications for Business Licenses.

Resolved by The City Council of The City of Minneapolis:

That the following applications for business licenses (including provisional licenses) as per list on file and of record in the office of the City Clerk under date of August 30, 2013 be granted, subject to final inspection and compliance with all provisions of the applicable codes and ordinances (Petn No 276693):

Car Wash; Food Caterers; Farm - Produce Permits; Food Grocery; Institutional Food Service; Food Restaurant; Short-Term Food Permit; Seasonal Short Term Food Permit; Sidewalk Cafe; Vending Machine; Gasoline Filling Station; Motor Vehicle Dealer - Used Only; Motor Vehicle Repair Garage; Motor Vehicle Repair Garage with Accessory; Towing Class B; Parking Lot Commercial Class A; Pet Shop; Precious Metal Dealer; Second Hand Goods Class B; Solid Waste Hauler; Tattooist/Body Piercer Establishment; Taxicab Vehicle; Taxicab Vehicle Non-Transferable; Combined Trades; and Tobacco Dealer.

Adopted.

Absent – Goodman.

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

Adopted.

Absent – Goodman.

AUGUST 30, 2013

Resolution 2013R-379, granting applications for Gambling Licenses, was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2013R-379 By Glidden

Granting applications for Gambling Licenses.

Resolved by The City Council of The City of Minneapolis:

That the following applications for Gambling Licenses be granted, subject to final inspection and compliance with all provisions of applicable codes and ordinances (Petn No 276693):

Gambling Exempt

Gillette Children's Foundation, dba Gillette Children's Foundation, 200 University Ave E, St Paul (Raffles August 15, 2013, The Depot Minneapolis)

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

Boys & Girls Club, dba Boys & Girls Club, 690 Jackson St, St Paul (Raffles, September 8, 2013, Capitol Grille)

Cancer Legal Line, dba Cancer Legal Line, 366 Jackson, St Paul (Raffle September 19, 2013, Van Dusen Mansion)

Doing Good Together, dba Doing Good Together, 1541 15th Ave S (Raffles October 24, 2013, Aloft Minneapolis).

Adopted.

Absent – Goodman.

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

RE&E & W&M/Budget - Your Committee recommends passage of the accompanying resolution enacting a one-year suspension of the automatic taxicab meter rate adjustment to facilitate a metropolitan-wide synchronization of rates.

Adopted.

Absent – Goodman.

Resolution 2013R-380, enacting a one-year suspension of the automatic taxicab meter rate adjustment to facilitate a metropolitan-wide synchronization of rates, was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2013R-380 By Glidden and Hodges

Enacting a one-year suspension of the automatic taxicab meter rate adjustment to facilitate a metropolitan-wide synchronization of rates.

AUGUST 30, 2013

Whereas, the City of Minneapolis, pursuant to Section 341.775 of the Minneapolis Code of Ordinances (MCO), provides for an automatic adjustment of maximum taxicab meter rates based upon the Minneapolis Taxicab Cost Index; and

Whereas, application of the Minneapolis taxicab cost index for the pending annual period from October 1, 2013 through September 30, 2014 would result in a minor increase to the maximum taxicab meter rates which would bring Minneapolis taxicab fares out of alignment with other metropolitan taxicab regulatory authorities; and

Whereas, the City of Minneapolis possesses an interest in aligning its maximum taxicab rates with other local regulatory authorities;

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

That, notwithstanding Section 341.775 of the Minneapolis Code of Ordinances, there shall be no adjustment to the maximum taxicab meter rate for the period from October 1, 2013 through September 30, 2014.

Adopted.

Absent – Goodman.

RE&E & W&M/Budget - Your Committee, having under consideration the yearly adjustment to the License Fee Schedule, now recommends that there be no (0%) increase in eligible fees effective January 1, 2014.

Adopted.

Absent – Goodman.

The RULES Committee submitted the following report:

Rules – Your Committee recommends passage of the accompanying Resolution approving the 2013 Revision of Council Rules and Adopting that Revision as the Definitive Minneapolis City Council *Rules of Order*.

Adopted.

Declining to vote – Colvin Roy.

Absent – Goodman.

Resolution 2013R-381, approving the 2013 Revision of Council Rules and Adopting that Revision as the Definitive Minneapolis City Council *Rules of Order*, was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2013R-381

By Quincy

Approving the 2013 Revision of Council Rules and Adopting that Revision as the Definitive Minneapolis City Council *Rules of Order*.

Whereas, pursuant to Minneapolis City Charter, § 1.2 and § 4.5, the legislative and policy-making powers of the municipal government are vested in the City Council, except as

otherwise provided by law, and such powers and authority are to be exercised in the common interests, safety, health, and general welfare of the City of Minneapolis; and

Whereas, the City Council is empowered to regulate its own procedures, as provided in Minneapolis City Charter, § 4.3, and to that end has adopted *Robert's Rules of Order, Newly Revised*, as its parliamentary authority, in addition to adopting a number of special rules which collectively define and govern its legislative process with respect to the consideration and transaction of municipal business; and

Whereas, the City Council desires to ensure that the business of the City of Minneapolis is conducted in an orderly and efficient manner which facilitates effective deliberative processes; and

Whereas, a comprehensive revision of the existing rules of the City Council has been prepared to align with the most current procedures and practices established in *Robert's Rules of Order, Newly Revised*, (11th edition), to eliminate duplicative and outdated provisions, and to re-organize the contents in a series of ten rules arranged by subject matter and supplemented with a table of contents, reference charts, annotations, and explanatory notes intended to facilitate use;

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

That the 2013 Rules Revision is hereby adopted and declared to be the definitive *Rules of Order* of the City Council of the City of Minneapolis and shall regulate the proceedings of the City Council and its committees.

Be It Further Resolved that the City Council hereby directs the City Clerk to produce sufficient copies of its *Rules of Order* and to maintain the same for ready reference and use by the City Council, its committees, staff, and the public.

Adopted.

Declining to vote – Colvin Roy.

Absent – Goodman.

The TRANSPORTATION & PUBLIC WORKS Committee submitted the following report:

T&PW - Your Committee, having under consideration the LynLake Municipal Parking Lots Project and an operating profit that exceeds the 2013 assessment, and the establishment of impact fees for businesses that have bought into the lots to meet parking requirements, now recommends:

a) No special assessment proceeding for payable 2014 for the LynLake Parking Facilities; and

b) Establishment of impact fees for the LynLake Lots for the period of September 1, 2013 through August 31, 2014 at \$940.00 per stall for businesses that had licenses/permits to expand their businesses or approved plans by the City to expand their businesses as of September 1, 1998, and \$1,885.00 per stall for new businesses.

Adopted.

Absent – Goodman.

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

T&PW & W&M/Budget - Your Committee recommends passage of the accompanying resolution ordering the work to proceed and adopting special assessments for the 39th Ave S Speed Hump Installation Project No 943W3003.

Your Committee further recommends acceptance of Appeal Waivers from the assessed property owners, as set forth in Petn No 276700.

Adopted.

Absent – Goodman.

Resolution 2013R-382, resolution ordering the work to proceed and adopting special assessments for the 39th Ave S Speed Hump Installation Project No 943W3003 (from Minnehaha Pkwy E to 49th St E), was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

**RESOLUTION 2013R-382
By Colvin Roy and Hodges**

39TH AVE S SPEED HUMP INTALLATION PROJECT NO 943W3003

Ordering the work to proceed and adopting the special assessments for the 39th Ave S Speed Hump Installation Project.

Whereas a public hearing was held on August 20, 2013 in accordance with Chapter 10, Section 8 of the Minneapolis City Charter and Section 24.180 of the Minneapolis Code of Ordinances to consider the proposed improvements as designated in Resolution 2013R-316, passed July 19, 2013 to consider the proposed special assessments as on file in the office of the City Clerk and to consider all written and oral objections and statements regarding the proposed improvements and the proposed special assessments;

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

That the City Engineer is hereby ordered to proceed and do the work as designated in said Resolution 2013R-316, passed July 19, 2013.

Be It Further Resolved that the proposed special assessments in the total amount of \$7,000 for the 39th Ave S (from Minnehaha Pkwy E to 49th St E) Project No 943W3003, as on file in the office of the City Clerk, be and hereby are adopted and assessed against the benefited properties.

Be It Further Resolved that the number of successive equal annual principal installments by which the special assessments shall be paid shall be fixed at five (5) and that the interest be charged at the same rate as the City pays in interest for selling assessment bonds with collection of the special assessments to begin on the 2014 real estate tax statements.

Adopted.

Absent – Goodman.

T&PW & W&M/Budget - Your Committee recommends that the proper City officers be authorized to execute an amendment to Contract C-02-00045B with Midwest Diesel, Inc., increasing the contract by \$100,000, for a revised annual expenditure of \$250,000, for OEM Crane Carrier parts and service for the Solid Waste and Recycling Division.

Adopted.

Absent – Goodman.

T&PW & W&M/Budget - Your Committee, having under consideration the redesign and reconstruction of Nicollet Mall between Washington Ave and Grant St, now recommends that the proper City officers be authorized to execute an amendment to Contract C-36627 with Peter Brown, increasing the contract by \$90,000, for a revised contract total of \$139,000, extending the term of the contract to May 14, 2014, and modifying the expense reimbursement section to allow for reimbursement of eligible expenses in accordance with City policy.

Adopted.

Absent – Goodman.

T&PW & W&M/Budget - Your Committee recommends that the proper City officers be authorized to execute an agreement with the Hennepin County Department of Environmental Services to waive the \$40,000 bonding requirement for the Minneapolis North and South Transfer Stations.

Adopted.

Absent – Goodman.

T&PW & W&M/Budget - Your Committee recommends acceptance of the single bid submitted to the Public Works Department on OP No 7828 from Northwestern Power Equipment, for an estimated expenditure of \$74,760.00, to furnish and deliver finished water flowmeters to the Water Treatment and Distribution Division.

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

Adopted.

Absent – Goodman.

T&PW & W&M/Budget - Your Committee recommends acceptance of the low bid submitted to the Public Works Department on OP No 7835 from Engineering and Construction Innovations, Inc., for an estimated expenditure of \$3,275,315.00, to furnish and deliver all labor, materials, and incidentals necessary to complete the St. Mary's/Hiawatha Tunnel Rehabilitation Project, Phase 2.

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

Adopted.

Absent – Goodman.

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

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

Adopted.

Absent – Goodman, Samuels.

Resolution 2013R-383, authorizing settlement of legal matters, as recommended by the City Attorney, was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2013R-383
By Hodges

Authorizing settlement of legal matters, as recommended by the City Attorney.

Resolved by The City Council of The City of Minneapolis:

That the City Attorney is authorized to proceed with settlement of Andrew Josef Brenner vs. City of Minneapolis (\$5,000).

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

Adopted.

Absent – Goodman, Samuels.

W&M/Budget - Your Committee recommends that the proper City officers be authorized to increase C-35480 with Shey Associates, for Homegrown Minneapolis consulting services in the amount of \$36,000 for a contract total of \$176,000. No additional appropriation is required.

Adopted.

Absent – Goodman, Samuels.

W&M/Budget - Your Committee recommends passage of the accompanying resolution accepting a non-monetary gift of professional communications services from Resource Media.

Adopted.

Absent – Goodman, Samuels.

Resolution 2013R-384, accepting a non-monetary gift of professional communications services from Resource Media, was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2013R-384
By Hodges

Accepting a non-monetary gift of professional communications services from Resource Media.

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

AUGUST 30, 2013

Whereas, the following persons and entities have offered to contribute the gifts set for the below to the City:

<u>Name of Donor</u>	<u>Gift</u>
Resource Media	Professional Communications Services

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

Whereas, all such donations have been contributed for the purpose of generating positive media coverage relative to the City's public buildings report and benchmarking ordinance; and

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

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

That the donation described above is accepted and shall be used to help build support for the city's new commercial building energy benchmarking and reporting ordinance.

Adopted.

Absent – Goodman, Samuels.

W&M/Budget - Your Committee recommends that the proper City officers be authorized to increase C-28874 with Tree Trust in the amount of \$20,000 for a special Fall 2013 tree planting program. No additional appropriation is required.

Adopted.

Absent – Goodman, Samuels.

Approved by Mayor Rybak 9/3/2013.

(Published 9/4/2013)

W&M/Budget - Your Committee recommends approval of the October 2013 utility billing insert on behalf of the Public Works Department providing information on fall street sweeping and yard bags and brush collection.

Adopted.

Absent – Goodman, Samuels.

W&M/Budget - Your Committee recommends that the proper City officers be authorized to execute an amendment to OP 7650 with Central Roofing Company increasing original contract amount by \$436,755.06 for a new total of \$4,382,255 to allow close-out and final payment. No additional appropriation is required.

Adopted.

Absent – Goodman, Samuels.

W&M/Budget - Your Committee recommends that the proper City officers be authorized to execute a contract with Julius B. Nelson and Son, Inc., for an estimated expenditure of \$98,975, to furnish and deliver all labor and materials necessary for wall fabric at the Convention Center.

Adopted.

Absent – Goodman, Samuels.

W&M/Budget - Your Committee recommends that the proper City officers be authorized to negotiate and execute a sixty-three (63) month lease, including renewal options, with DiNoko's Pizzeria and Zia, LLC, for retail and storage space in the Jerry Haaf Municipal Parking Facility.

Adopted.

Absent – Goodman, Samuels.

W&M/Budget - Your Committee recommends that the proper City officers be authorized to execute Amendment No. 1 to C-36431 with Construction Results Corporation, increasing by \$35,595.48 for a total revised contract amount of \$290,395.48 for the 2nd Precinct Desk Remodeling Project, for security improvements and minor changes required to resolve unforeseen conditions related to correcting existing conditions. No additional appropriation is required.

Adopted.

Absent – Goodman, Samuels.

W&M/Budget - Your Committee recommends acceptance of the two lowest bids received on OP 7832 submitted by A+ Systems Group and Pro-Tec Design, Inc., for a total estimated annual expenditure of \$500,000, distributed between the two vendors to furnish and deliver all labor, materials, equipment, and incidentals necessary for City Wide Camera System Surveillance System Service and Maintenance for the Minneapolis Information Technology Department . Your Committee further recommends that the proper City officers be authorized to execute a contract for said project.

Adopted.

Absent – Goodman, Samuels.

W&M/Budget - Your Committee recommends that the proper City officers be authorized to execute contract with MINPOINT, LLC to:

a) Provide hosting services and a license to its proprietary database for two (2) years at a not-to-exceed value of \$50,000; and

b) Customize liability terms and conditions to reflect that in no event shall damages exceed the amount of monies paid under this contract for the year immediately preceding the date of any claim.

No additional appropriation required.

Adopted.

Absent – Goodman, Samuels.

W&M/Budget - Your Committee recommends passage of the accompanying resolutions approving the terms of collective bargaining agreements between the City and:

a) The Minneapolis Foreman's Association;

b) The Minneapolis City Supervisory Association;

c) Teamsters Local #320, Truck Drivers Unit; and

d) The Minneapolis Convention Center Teamsters Local #320.

Adopted.

Absent – Goodman, Samuels.

AUGUST 30, 2013

Resolution 2013R-385, approving the terms of a collective bargaining agreement between the City of Minneapolis and the Minneapolis Foreman's Association, was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2013R-385
By Hodges

Approving the terms of a collective bargaining agreement between the City of Minneapolis and the Minneapolis Foreman's Association.

Resolved by The City Council of The City of Minneapolis:

That the City be authorized to:

- a) Approve the Executive Summary of the 12-month collective bargaining agreement between the City and the Minneapolis Foremen Association, January 1, 2013, through December 31, 2013;
- b) Prepare and execute a collective bargaining agreement consistent with the terms of the Executive Summary; and
- c) Implement the terms and conditions of the collective bargaining agreement upon its execution.

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

Adopted.

Absent – Goodman, Samuels.

Resolution 2013R-386, approving the terms of a collective bargaining agreement between the City of Minneapolis and the Minneapolis City Supervisors Association, was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2013R-386
By Hodges

Approving the terms of a collective bargaining agreement between the City of Minneapolis and the Minneapolis City Supervisors Association.

Resolved by The City Council of The City of Minneapolis:

That the City be authorized to:

- a) Approve the Executive Summary of the collective bargaining agreement between the City and the Minneapolis City Supervisors Association, January 1, 2013, through December 31, 2014;

b) Prepare and execute a collective bargaining agreement consistent with the terms of the Executive Summary; and

c) Implement the terms and conditions of the collective bargaining agreement upon its execution.

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

Adopted.

Absent – Goodman, Samuels.

Resolution 2013R-387, approving the terms of a collective bargaining agreement between the City of Minneapolis and Teamsters Local #320, was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2013R-387

By Hodges

Approving the terms of a collective bargaining agreement between the City of Minneapolis and Teamsters Local #320.

Resolved by The City Council of The City of Minneapolis:

That the City be authorized to:

a) Approve the Executive Summary of the collective bargaining agreement between the City and the Teamsters Local #320, for a maximum of 36 months;

b) Prepare and execute a collective bargaining agreement consistent with the terms of the Executive Summary; and

c) Implement the terms and conditions of the collective bargaining agreement upon its execution.

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

Adopted.

Absent – Goodman, Samuels.

Resolution 2013R-388, approving the terms of a collective bargaining agreement between the City of Minneapolis and the Minneapolis Convention Center Teamsters Local #320, was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2013R-388

By Hodges

Approving the terms of a collective bargaining agreement between the City of Minneapolis and the Minneapolis Convention Center Teamsters Local #320.

AUGUST 30, 2013

Resolved by The City Council of The City of Minneapolis:

That the City be authorized to:

a) Approve the Executive Summary of the two year agreement, effective January 1, 2013, through December 31, 2014, collective bargaining agreement between the City and Minnesota Teamsters Public & Law Enforcement Employees Union, Local No #320, Convention Center Unit;

b) Prepare and execute a collective bargaining agreement consistent with the terms of the Executive Summary; and

c) Implement the terms and conditions of the collective bargaining agreement upon its execution.

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

Adopted.

Absent – Goodman, Samuels.

The ZONING & PLANNING Committee submitted the following reports:

Z&P – Your Committee recommends approval of the following appointments to the Minneapolis Heritage Preservation Commission, for terms of office to expire as follows:

a) Chris Hartnett, Ward 10, to fill an unexpired term of Tammy Lindberg for the period September 1, 2013, through December 31, 2013, and for a new three-year term for the period January 1, 2014, through December 31, 2016.

b) Constance Vork, Ward 5, to fulfill an unexpired term of Jody Tableporter for the period September 1, 2013, through December 31, 2014.

Adopted.

Absent – Goodman.

Z&P – Your Committee concurs in the recommendation of the Planning Commission in granting the petition of BW Development, LLC, (BZZ-6059) to rezone the properties located at 2620, 2644, and 2652 Minnehaha Avenue, Wood From The Hood, from I1 Light Industrial District to I2 Medium Industrial District and adopting the related findings prepared by the Department of Community Planning & Economic Development.

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

Adopted.

Absent – Goodman.

Ordinance 2013-Or-075 amending Title 20, Chapter 521 of the Minneapolis Code of Ordinances relating to *Zoning Code: Zoning Districts and Maps Generally*, rezoning the properties located at 2620, 2644, and 2652 Minnehaha Avenue to I2 Medium Industrial District, was adopted by the City Council. A complete copy of this ordinance is available for public inspection in the office of the City Clerk.

AUGUST 30, 2013

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

ORDINANCE 2013-Or-075
By Schiff
1st & 2nd Readings: 8/30/2013

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

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

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

The northeasterly 477 feet of southeasterly 231 feet of Lot 2, northeasterly 477 feet of northwesterly 176 feet of Lot 3, and Outlots A and B, Block 3, Minnehaha Industrial Park 6th Addition (2620, 2644, and 2652 Minnehaha Avenue - Plate 27) to the I2 Medium Industrial District.

Adopted.

Absent – Goodman.

Z&P – Your Committee concurs in the recommendation of the Planning Commission in granting the petition of Olu's Home, Inc., (BZZ-6137) to rezone the property located at 1315 12th Avenue North, from R4 Multiple-Family Residence District to the OR2 High Density Office Residence District, and adopting the related findings prepared by the Department of Community Planning & Economic Development.

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

Adopted.

Absent – Goodman.

Ordinance 2013-Or-076 amending Title 20, Chapter 521 of the Minneapolis Code of Ordinances relating to *Zoning Code: Zoning Districts and Maps Generally*, rezoning the property at 1315 12th Avenue North, to the OR2 High Density Office Residence District, was adopted by the City Council. A complete copy of this ordinance is available for public inspection in the office of the City Clerk.

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

ORDINANCE 2013-Or-076
By Schiff
1st & 2nd Readings: 8/30/2013

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

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

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

Lots 1-7, Block 1, and Lots 1-4, Block 4 including adjacent vacated walkway, Bethune 1st Addition (1315 12th Avenue North - Plate 12) to the OR2 High Density Office Residence District.

Adopted.

Absent – Goodman.

Z&P – Your Committee concurs in the recommendation of the Planning Commission in granting the petition of David Barnhart (BZZ-6066) to rezone the property located at 2827 Williams Avenue Southeast from R4 Multiple Family District to C2 Neighborhood Corridor Commercial District and PO Pedestrian Oriented Overlay District and adopting the related findings prepared by the Department of Community Planning & Economic Development.

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

Adopted.

Absent – Goodman.

Ordinance 2013-Or-077 amending Title 20, Chapter 521 of the Minneapolis Code of Ordinances relating to *Zoning Code: Zoning Districts and Maps Generally*, rezoning the property at 2827 Williams Avenue Southeast to C2 Neighborhood Corridor Commercial District and PO Pedestrian Oriented Overlay District, was adopted by the City Council. A complete copy of this ordinance is available for public inspection in the office of the City Clerk.

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

ORDINANCE 2013-Or-077
By Schiff
1st & 2nd Readings: 8/30/2013

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

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

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

Lot 027 Block 000 Auditor's Subd. No. 021 commencing on northeasterly line of Williams Avenue at a point 5 7/10 feet southeasterly from most westerly corner of Lot 27 thence southerly along the easterly line of Williams Avenue 56 1/10 feet thence northeasterly at right angles to intersection with the line dividing the property of Jeremiah Smith and Mattie H Smith thence northeasterly along said dividing line to a point distance 125 feet along said line from easterly line of Williams Avenue thence northwesterly along a line running toward a point in the northwesterly line of Lot 27 distance 125 feet northeasterly from most westerly corner thereof to a point distance 2 5/10 feet southeasterly at right angles from the northwesterly line of Lot 27 thence southwesterly to beginning, (2827 Williams Avenue Southeast - Plate 22) to the C2 Neighborhood Corridor Commercial District and PO Pedestrian Oriented Overlay District.

Adopted.

Absent – Goodman.

Z&P – Your Committee having under consideration the Minnesota Multi-purpose Stadium project by the Minnesota Sports Facilities Authority to be located at 401 Chicago Avenue, 701, 713, 719, and 811 3rd Street South, 700, 716 and 728 4th Street South, and 300 and 309 9th Avenue South, recommends the request to construct the Minnesota Multi-purpose Stadium, a 1,500,000 square foot, 65,500 seat stadium, with expansion up to 73,000, for use by the Minnesota Vikings and other civic and community uses, and stadium-related infrastructure, subject to conditions and mitigation measures, be approved as per the recommendation of the Stadium Implementation Committee with the following additional recommendations:

1. Following completion of the improvements referenced in the action of the Stadium Implementation Committee, subsequent changes will be subject to the City's zoning ordinance and all applicable City regulations; and
2. Condition to be added as 5G in the Implementation Committee action: Delegate final review and approval of the parking garage designs to the City of Minneapolis Community Planning and Economic Development Director and the Public Works Director.

Adopted.

Absent – Goodman.

UNFINISHED BUSINESS

Pursuant to notice on August 16, 2013, Schiff 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 (comprehensively reviewing and amending the Zoning Code for the purpose of improving customer service, implementing numerous technical changes and ensuring more effective alignment with policy objectives):

- a) Chapter 520 relating to Introductory Provisions.
- b) Chapter 521 relating to Zoning Districts and Maps Generally.
- c) Chapter 525 relating to Administration and Enforcement.
- d) Chapter 527 relating to Planning Unit Development.
- e) Chapter 529 relating to Interim Ordinances.
- f) Chapter 530 relating to Site Plan Review.
- g) Chapter 531 relating to Nonconforming Uses and Structures.
- h) Chapter 535 relating to Regulations of General Applicability.
- i) Chapter 536 relating to Specific Development Standards.
- j) Chapter 537 relating to Accessory Uses and Structures.
- k) Chapter 541 relating to Off-Street Parking and Loading.
- l) Chapter 543 relating to On-Premise Signs.
- m) Chapter 544 relating to Off-Premise Advertising Signs and Billboards.
- n) Chapter 546 relating to Residence Districts.
- o) Chapter 547 relating to Office Residence Districts.
- p) Chapter 548 relating to Commercial Districts.
- q) Chapter 549 relating to Downtown Districts.
- r) Chapter 550 relating to Industrial Districts.
- s) Chapter 551 relating to Overlay Districts. Seconded.

Adopted upon a voice vote.

Absent – Goodman.

Pursuant to notice on August 16, 2013, Schiff moved to introduce the subject matter of an ordinance amending Title 22, Chapter 598 of the Minneapolis Code of Ordinances relating to *Land Subdivision: Land Subdivision Regulations*, for first reading and referral to the Zoning & Planning Committee (streamlining and simplifying subdivision and platting regulations). Seconded.

Adopted upon a voice vote.

Absent – Goodman.

Pursuant to notice on August 16, 2013, Gordon moved to introduce the subject matter of an ordinance amending Title 17, Chapter 427 of the Minneapolis Code of Ordinances relating to *Streets and Sidewalks: In General*, for first reading and referral to the Transportation & Public Works Committee (legalizing the approved operation and use of community ovens within the right of way). Seconded.

Adopted upon a voice vote.

Absent – Goodman.

Pursuant to notice on August 16, 2013, Glidden moved to introduce the subject matter of an ordinance amending Title 2, Chapter 16 of the Minneapolis Code of Ordinances relating to *Administration: Finance*, for first reading and referral to the Ways & Means/Budget Committee (regarding financial institutions to disclose certain information). Seconded.

Adopted upon a voice vote.

Absent – Goodman.

Pursuant to notice on August 16, 2013, Hofstede moved to introduce the subject matter of an ordinance amending Title 21 of the Minneapolis Code of Ordinances relating to *Interim Ordinances*, for first reading and referral to the Zoning & Planning Committee (adding a new Chapter 590 providing for a moratorium on development within the Dinkytown Area). Seconded.

Lost. Yeas, 6; Nays, 6 as follows:

Yeas – Gordon, Reich, Hofstede, Colvin Roy, Tuthill, Johnson.

Nays – Hodges, Samuels, Schiff, Lilligren, Quincy, Glidden.

Absent – Goodman.

NEW BUSINESS

Hofstede gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of an ordinance amending Title 21 of the Minneapolis Code of Ordinances relating to *Interim Ordinances* (adding a new Chapter 592 providing for a moratorium on development within the Nicollet Island-East Bank neighborhood).

Glidden gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of an ordinance amending Title 13, Chapter 341 of the Minneapolis Code of Ordinances relating to *Licenses and Business Regulations: Taxicabs* (clarifying definitions and language related to taxicab rideshare companies).

Lilligren presented a Mayoral Proclamation regarding Latino Heritage Month in the City of Minneapolis. A complete copy of this proclamation is available for public inspection in the office of the City Clerk.

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

PROCLAMATION

Whereas, our City's social, cultural, and economic vibrancy is made possible by the generations of Latinos who have sacrificed, shaped and strengthened the fabric of our neighborhoods; and

Whereas, they have enriched every aspect of our City's identity with traditions that stretch across centuries and reflect the many ancestries that comprise the Latino community; and

Whereas, this month, we celebrate this rich heritage and reflect on the invaluable contributions Latinos have made to Minneapolis; and

Whereas, reflecting the remarkable diversity of the American people, Latinos represent a wide range of nationalities and backgrounds; and

Whereas, like so many Americans, Latinos have overcome great obstacles to persevere and flourish in every sector of our society; and

Whereas, with enduring values of faith and family, hard work and sacrifice, Latinos have preserved the rich heritage of generations past while contributing mightily to the promise of our Nation for their children and grandchildren; and

Whereas, the social fabric and demographic landscape of the city is changing; and

Whereas, there are 40,073 Latino residents in Minneapolis and they are spread across our historical neighborhoods; making our city an increasingly diverse place; and

Whereas, across Minneapolis, Latinos are leaders in all aspects of our city, they protect neighborhoods as police officers and guide young people as teachers and mentors; and

Whereas, from Central Avenue in the north part of the city to Lake Street in the south, Minneapolis Latinos boost economic growth as business owners and workers; and

Whereas, the City of Minneapolis supports a policy to prevent the unjust and unnecessary deportation of hundreds of thousands of young people who have lived in the United States for years, are productive members of our communities, and call America home; and

Whereas, the future of Minneapolis is inextricably linked to the future of our Latino community; and

Whereas, our city thrives on the diversity and ingenuity of all our people, and our ability to out-innovate, out-educate, and out-build the rest of the world will depend greatly on the success of Latinos; and

Whereas, this month, as we honor their struggles and successes, let us recommit to ensuring our Minneapolis remains a place big enough and bold enough to accommodate the dreams and prosperity of all our people; and

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Whereas, the City of Minneapolis recognizes and honors the invaluable contributions of the Latino community in Minneapolis;

Now, Therefore, I, R.T. Rybak, Mayor of the City of Minneapolis, do hereby proclaim September 15 to October 15, 2013 as: LATINO HERITAGE MONTH IN THE CITY OF MINNEAPOLIS.

ANNOUNCEMENTS

A Moment of Silence was observed in remembrance of Hussein Samatar, Minneapolis School Board Member.

Lilligren moved to adjourn to Room 315 City Hall to consider the following lawsuits:
Riverside Homes of Minneapolis Limited Partnership v. City of Minneapolis;
Mark Landstrom v. City of Minneapolis;
Darryl Gill v. Stewart, et al.;
Bobby Hayward Smith v. City of Minneapolis, et al.

Seconded.

Adopted upon a voice vote.
Absent – Goodman.

ADJOURNED SESSION

Room 315 City Hall
Minneapolis, Minnesota
August 30, 2013 – 10:50 a.m.

The Council met pursuant to adjournment.

Council President Johnson in the Chair.

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

Absent - Council Member Goodman.

Deputy City Attorney Peter Ginder stated that the meeting may be closed for the purpose of discussing attorney-client privileged matters involving the following lawsuits:

Riverside Homes of Minneapolis Limited Partnership v. City of Minneapolis;
Mark Landstrom v. City of Minneapolis;
Darryl Gill v. Stewart, et al.;
Bobby Hayward Smith v. City of Minneapolis, et al.

At 10:51 a.m., Lilligren moved that the meeting be closed. Seconded.

Adopted upon a voice vote.
Absent – Goodman, Hofstede.

Present - Council Members Hodges, Samuels, Gordon, Reich, Hofstede (In at 10:59 a.m.; Out at 12:04 p.m.; In at 12:06 p.m.), Schiff, Lilligren, Colvin Roy, Tuthill, Quincy, Glidden, President Johnson.

Absent – Council Member Goodman.

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Also present –Susan Segal, City Attorney; Peter Ginder, Deputy City Attorney; Jennifer O'Rourke, Mayor's Chief of Staff; Casey Joe Carl, City Clerk; and Jackie Hanson, City Clerk's Office.

Assistant City Attorney Sarff summarized the Riverside Homes of Minneapolis Limited Partnership v. City of Minneapolis lawsuit from 10:57 a.m. to 11:10 a.m.

Also present from 10:57 a.m. to 11:10 a.m. – Kristin Sarff, Erik Nilsson, and Ruben Acosta, City Attorney's Office; Jim Voll, Cathy Polasky, Kristin Guild, and Erik Hansen, Department of Community Planning & Economic Development.

Assistant City Attorney Miller summarized the Mark Landstrom v. City of Minneapolis lawsuit from 11:11 a.m. to 11:21 a.m.

Also present from 11:11 a.m. to 11:21 a.m. – Tom Miller, City Attorney's Office; and Steve Kotke, City Engineer.

Assistant City Attorney Boggs summarized the Bobby Hayward Smith v. City of Minneapolis et al lawsuit from 11:22 a.m. to 11:38 a.m.

Also present from 11:22 a.m. to 11:38 a.m. – Darla Boggs, Andrea Naef, Tracey Fussy, and Kerry Sovell, City Attorney's Office; Matt Clark, Assistant Chief, Police Department.

Assistant City Attorney Fussy summarized the Darryl Gill v. Stewart, et al. lawsuit from 11:39 a.m. to 12:21 p.m.

Also present from 11:39 a.m. to 12:21 p.m. – Tracy Fussy, City Attorney's Office; and Matt Clark, Assistant Chief, Police Department.

At 12:21 p.m., Lilligren moved that the meeting be opened. Seconded.

Adopted upon a voice vote.

Absent – Goodman.

Lilligren moved that the claims asserted against the City of Minneapolis in *Riverside Homes of Minneapolis Limited Partnership v. City of Minneapolis*, Hennepin County District Court, File No. 27-CV-12-19963, be settled by:

(1) paying \$50,000 to Riverside Homes Limited Partnership from Fund/Org 01SDA-Development Account 01SDA-8900900;

(2) amending the 2013 General Appropriation Resolution by increasing the Community Planning & Economic Development ("CPED") Agency Fund 01SDA-Development Account (01SDA-8900900) appropriation by \$50,000 from the available fund balance;

(3) authorizing the Finance Officer to execute an Amendment to Amended and Restated Property Lease and Agreement ("Amendment") relating to the Riverside Homes Housing Project, subject to the receipt of the enclosed consents and releases;

(4) approving and adopting the "Resolution approving the subdivision of a lot at 514 20th Avenue South" ("Resolution");

(5) approving and adopting the Declaration of Restrictive Covenant contained in the Amendment;

(6) approving the release of the Debt Assumption Loan Mortgage dated September 15, 1999, and the HDG Loan Mortgage dated September 15, 1999, from the parking parcel created by the Resolution, and authorizing the appropriate City official to sign the respective Consents attached to the Amendment for the release of the City mortgages; and

(7) authorizing CPED, the Minneapolis City Attorney's Office, or other appropriate City official to execute, file, and/or record any documents necessary to effectuate the settlement. Seconded.

Adopted.

Absent – Goodman.

Resolution 2013R-389, approving the subdivision of a lot at 514 20th Avenue South, was adopted by the City Council. A complete copy of this resolution is available for public inspection in the office of the City Clerk.

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

RESOLUTION 2013R-389

By Lilligren

Approving the subdivision of a lot at 514 20th Avenue South.

Whereas, the City of Minneapolis' Department of Community Planning and Economic Development (CPED) has requested that a parcel of land located at 514 20th Avenue South and legally described as:

Legal Description – 514 20th Avenue South

All of Block 186, Town of Minneapolis, according to the recorded plat thereof, Hennepin County, Minnesota, together with that part of vacated 19th Avenue South accruing thereto. Except that part of said Block 186 described as follows:

Beginning at the Southwest corner of said Block 186; thence on an assumed bearing of North 89 degrees 56 minutes 30 seconds East along the South line of said Block 186 a distance of 62.16 feet; thence North 00 degrees 00 minutes 30 seconds West a distance of 45.00 feet; thence South 89 degrees 56 minutes 30 seconds West a distance of 36.00 feet; thence South 00 degrees 00 minutes 30 seconds East a distance of 15.00 feet; thence South 89 degrees 56 minutes 30 seconds West a distance of 26.16 feet to the West line of said Block 186; thence Southerly along said West line to the point of beginning;

Also except that part of said Block 186 described as follows:

Commencing at the Southwest corner of said Block 186; thence on an assumed bearing of North 89 degrees 56 minutes 30 seconds East along the South line of said Block 186 a distance of 133.49 feet to the point of beginning of the land to be described; thence North 00 degrees 01 minute 31 seconds West a distance of 75.00 feet; thence North 89 degrees 56 minutes 30 seconds East a distance of 55.00 feet; thence South 00 degrees 01 minute 31 seconds East a distance of 75.00 feet to the South line of said Block 186; thence Westerly along said South line to the point of beginning.

Also except that part of Block 186 described as follows:

Commencing at the Southeast corner of said Block 186; thence on an assumed bearing of North 00 degrees 02 minutes 33 seconds West along the East line of said Block 186 a distance of 44.00 feet to the point of beginning of the land to be described; thence South 89 degrees 56 minutes 30 seconds West a distance of 118.33 feet; thence North 00 degrees 02 minutes 33 seconds West a distance of 65.00 feet; thence North 89 degrees 56 minutes 30 seconds East a distance of 118.33 feet to the East line of said Block 186; thence Southerly along said line to the point of beginning.

Also except that part of Block 186 described as follows:

Beginning at the Northeast corner of said Block 186; thence on an assumed bearing of South 00 degrees 02 minutes 33 seconds East along the East line of said Block 186 a distance of 107.00 feet; thence South 89 degrees 51 minutes 30 seconds West a distance of 109.12 feet; thence North 00 degrees 02 minutes 33 seconds West a distance of 107.00 feet to the North line of said Block 186; thence Easterly along said North line to the point of beginning.

Also except that part of Block 186 described as follows:

Beginning at the Northwest corner of said Block 186; thence on an assumed bearing of South along the West line of said Block 186 a distance of 165.40 feet; thence North 89 degrees 54 minutes 00 seconds East a distance of 86.00 feet; thence on a bearing of North a distance of 41.25 feet; thence on a bearing of East a distance of 43.00 feet; thence on a bearing of North a distance of 41.00 feet; thence on a bearing of East a distance of 32.49 feet; thence North 00 degrees 01 minute 31 seconds West a distance of 83.40 feet to the North line of said Block 186; thence Westerly along said North line to the point of beginning.

Also except the South 32.0 feet of Lot 1, Block 186, Town of Minneapolis.

be subdivided as follows:

Legal Description - Parcel A

Those parts of Lots 2 and 3, Block 186, Town of Minneapolis, Hennepin County, Minnesota described as follows:

Commencing at the Northeast corner of said Block 186; thence South 00 degrees 01 minute 38 seconds West (bearing based on the Hennepin County Coordinate System, NAD 83, 1996 adjustment) along the East line of said Block 186, a distance of 107.00 feet; thence South 89 degrees 55 minutes 41 seconds West a distance of 109.12 feet to the point of beginning of the parcel of land to be described; thence North 00 degrees 01 minute 38 seconds East a distance of 107.00 feet to the North line of said Block 186; thence South 89 degrees 55 minutes 41 seconds West, along said North line, a distance of 60.02 feet to the Northeast corner of Block 1 of North West Bank Townhomes; thence South 00 degrees 02 minutes 40 seconds West, along the East line of said Block 1 of North West Bank Townhomes and its southerly extension, a distance of 107.00 feet;

thence North 89 degrees 55 minutes 41 seconds East a distance of 60.06 feet to the point of beginning.

Legal Description - Parcel B

All of Block 186, Town of Minneapolis, according to the recorded plat thereof, Hennepin County, Minnesota, together with that part of vacated 19th Avenue South accruing thereto. Except that part of said Block 186 described as follows:

Beginning at the Southwest corner of said Block 186; thence on an assumed bearing of North 89 degrees 56 minutes 30 seconds East along the South line of said Block 186 a distance of 62.16 feet; thence North 00 degrees 00 minutes 30 seconds West a distance of 45.00 feet; thence South 89 degrees 56 minutes 30 seconds West a distance of 36.00 feet; thence South 00 degrees 00 minutes 30 seconds East a distance of 15.00 feet; thence South 89 degrees 56 minutes 30 seconds West a distance of 26.16 feet to the West line of said Block 186; thence Southerly along said West line to the point of beginning;

Also except that part of said Block 186 described as follows:

Commencing at the Southwest corner of said Block 186; thence on an assumed bearing of North 89 degrees 56 minutes 30 seconds East along the South line of said Block 186 a distance of 133.49 feet to the point of beginning of the land to be described; thence North 00 degrees 01 minute 31 seconds West a distance of 75.00 feet; thence North 89 degrees 56 minutes 30 seconds East a distance of 55.00 feet; thence South 00 degrees 01 minute 31 seconds East a distance of 75.00 feet to the South line of said Block 186; thence Westerly along said South line to the point of beginning.

Also except that part of Block 186 described as follows:

Commencing at the Southeast corner of said Block 186; thence on an assumed bearing of North 00 degrees 02 minutes 33 seconds West along the East line of said Block 186 a distance of 44.00 feet to the point of beginning of the land to be described; thence South 89 degrees 56 minutes 30 seconds West a distance of 118.33 feet; thence North 00 degrees 02 minutes 33 seconds West a distance of 65.00 feet; thence North 89 degrees 56 minutes 30 seconds East a distance of 118.33 feet to the East line of said Block 186; thence Southerly along said line to the point of beginning.

Also except that part of Block 186 described as follows:

Beginning at the Northeast corner of said Block 186; thence on an assumed bearing of South 00 degrees 02 minutes 33 seconds East along the East line of said Block 186 a distance of 107.00 feet; thence South 89 degrees 51 minutes 30 seconds West a distance of 109.12 feet; thence North 00 degrees 02 minutes 33 seconds West a distance of 107.00 feet to the North line of said Block 186; thence Easterly along said North line to the point of beginning.

Also except that part of Block 186 described as follows:

Beginning at the Northwest corner of said Block 186; thence on an assumed bearing of South along the West line of said Block 186 a distance of 165.40 feet; thence North 89 degrees 54 minutes 00 seconds East a distance of 86.00 feet; thence on a bearing of North a distance of 41.25 feet; thence on a bearing of East a distance of 43.00 feet; thence on a bearing of North a distance of 41.00 feet; thence on a bearing of East a distance of 32.49 feet; thence North 00 degrees 01 minute 31 seconds West a distance of 83.40 feet to the North line of said Block 186; thence Westerly along said North line to the point of beginning.

Also except the South 32.0 feet of Lot 1, Block 186, Town of Minneapolis.

Also except that part of Block 186 described as follows:

Those parts of Lots 2 and 3, Block 186, Town of Minneapolis, Hennepin County, Minnesota described as follows:

Commencing at the Northeast corner of said Block 186; thence South 00 degrees 01 minute 38 seconds West (bearing based on the Hennepin County Coordinate System, NAD 83, 1996 adjustment) along the East line of said Block 186, a distance of 107.00 feet; thence South 89 degrees 55 minutes 41 seconds West a distance of 109.12 feet to the point of beginning of the parcel of land to be described; thence North 00 degrees 01 minute 38 seconds East a distance of 107.00 feet to the North line of said Block 186; thence South 89 degrees 55 minutes 41 seconds West, along said North line, a distance of 60.02 feet to the Northeast corner of Block 1 of North West Bank Townhomes; thence South 00 degrees 02 minutes 40 seconds West, along the East line of said Block 1 of North West Bank Townhomes and its southerly extension, a distance of 107.00 feet; thence North 89 degrees 55 minutes 41 seconds East a distance of 60.06 feet to the point of beginning; and

Whereas, the proposed subdivision conforms with Minnesota Statutes Section 462.358 and Land Subdivision Regulations adopted by the Minneapolis City Council on July 14, 1995; and

Whereas, the proposed subdivision results from a settlement agreement dated January 10, 2013, in connection with a civil lawsuit filed in the Hennepin County District Court as Case No. 27CV12-19963;

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

That the division of the above described property be approved and the requirement of a subdivision plat be waived.

Adopted.

Absent – Goodman.

Colvin Roy moved that all claims, including all claims for subrogation and costs, asserted in *Mark S. Landstrom v. City of Minneapolis*, Court File: 27-CV-12-18870, be settled in the amount of \$187,500, payable to "Mark S. Landstrom and his attorneys, PritzkerOlson" from Fund/Org. 6900-150-1500-145690.

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The City Attorney's Office is authorized to execute any documents necessary to effectuate this settlement. Seconded.

Adopted.

Absent – Goodman.

Tuthill moved that all claims, including claims for attorney's fees and costs asserted in *Bobby Smith v. City of Minneapolis*, Court File: 11-CV-02966 (JNE/SER), be settled in the amount of \$70,000, payable to "the IOLTA Trust Account of James R. Behrenbrinker and Bobby Smith" from Fund/Org. 6900-150-1500-145400.

The City Attorney's Office is authorized to execute any documents necessary to effectuate this settlement. Seconded.

Adopted.

Absent – Goodman.

Schiff moved that all claims, including claims for attorney's fees and costs asserted in *Darryl Gill v. Joshua Stewart and Sundiata Bronson*, Court File: 12-CV-02587 (JNE/FLN), be settled in the amount of \$99,000, payable to Darryl Gill and his attorneys Gaskins Bennett Birrell & Schupp from Fund/Org. 6900-150-1500-145400.

The City Attorney's Office is authorized to execute any documents necessary to effectuate this settlement. Seconded.

Adopted.

Absent – Goodman.

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

Lilligren moved to adjourn. Seconded.

Adopted upon a voice vote.

Absent – Goodman.

Casey Joe Carl
City Clerk

Official Posting: 9/6/2013
Corrections: 9/17/2013; 1/9/2015