

**OFFICIAL PROCEEDINGS
MINNEAPOLIS CITY COUNCIL**

**REGULAR MEETING OF
OCTOBER 9, 2015**

(Published October 17, 2015, in *Finance and Commerce*)

CALL TO ORDER

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

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

On motion by Glidden, the agenda was amended to include under the Order of Resolutions a resolution honoring the Aliveness Project on its 30th Anniversary.

On motion by Glidden, the agenda, as amended, was adopted.

On motion by Glidden, the minutes of the regular meeting of September 25, 2015, were adopted.

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

The following actions, resolutions, and ordinances were signed by Mayor Betsy Hodges on October 14, 2015. Minnesota Statutes, Section 331A.01, Subd 10, allows for summary publication of ordinances and resolutions in the official newspaper of the city. A complete copy of each summarized ordinance and resolution is available for public inspection in the office of the City Clerk.

REPORTS OF STANDING COMMITTEES

The CLAIMS Committee submitted the following reports:

The Minneapolis City Council hereby denies the appeal filed by Mymique Baxter, 202 Valley St, Mankato, MN, from the decision of the Staff Claims Committee denying a claim in the amount of \$156, relating to a towed vehicle.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

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The Minneapolis City Council hereby denies the appeal filed by Amelia Douglas, 1411 Newton Ave N, Minneapolis, from the decision of the Staff Claims Committee denying a claim in the amount of \$283, relating to a towed vehicle.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

The Minneapolis City Council hereby denies the appeal filed by Stacey Hicks, 8842 Danton Way, Eden Prairie, MN, from the decision of the Staff Claims Committee denying a claim in the amount of \$138, relating to a towed vehicle.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

The Minneapolis City Council hereby authorizes payment in the amount of \$8,257.10 in the matter of the appeal filed by Muriel Jorvig, 4223 Highland Road, Minnetonka, MN, from the decision of the Staff Claims Committee denying a claim in the amount of \$18,239.60, relating to personal injury.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

The Minneapolis City Council hereby denies the appeal filed by Larry Kutzler, 1418 Adams St NE, Minneapolis, MN, from the decision of the Staff Claims Committee denying a claim in an unspecified amount relating to property damage.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

The COMMITTEE OF THE WHOLE submitted the following report:

The Minneapolis City Council hereby approves the letter of support to designate Minnesota as the official site of Expo 2023, as set forth in File No. 15-01264.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

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

On behalf of the Community Development & Regulatory Services Committee, Goodman offered Resolution 2015R-399 authorizing sale of land Vacant Housing Recycling Program Disposition Parcel No. VH-447 at 628 Franklin Ave E to Mark Orfield or affiliate for \$75,000, subject to conditions.

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

RESOLUTION 2015R-399

By Goodman

Authorizing sale of land Vacant Housing Recycling Program Disposition Parcel No. VH-447 at 628 Franklin Ave E.

Whereas, the City of Minneapolis, hereinafter known as the City, has received an offer to purchase and develop Disposition Parcel VH-447 in the Ventura Village, from Mark Orfield (or an affiliate), hereinafter known as the Redeveloper, the Parcel(s) VH-447, being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota to wit:

LEGAL DESCRIPTION of VH-447; 628 Franklin Ave E: Lot 8, and the West 10 feet of Lot 9 "Hamlin's Addition to Minneapolis"; The Westerly line of the premises has been marked by Judicial Landmarks set in Torrens Case No. 6170; and

Whereas, the Redeveloper has offered to pay the sum of \$75,000, for Parcel VH-447; the offer includes a development plan and commitment to improve by rehabilitating the existing structure. This offer is in accordance with the Redevelopment Plan and/or Program; and

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

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

Whereas, pursuant to due notice thereof published in Finance and Commerce on Friday, September 18, 2015, a public hearing on the proposed sale was duly held on September 29, 2015, at the Minneapolis City Hall, 350 South 5th Street, Room 317, at 1:30 p.m., in the City of Minneapolis, County of Hennepin, State of Minnesota;

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

That the re-use value, for uses in accordance with the Vacant Housing Recycling Program plan, as amended, is hereby determined to be the sum of \$75,000, for Parcel VH-447.

Be It Further Resolved that the acceptance of the offer and proposal is hereby determined to be in the best interests of the City and its people and that the transaction furthers the City's general plan of economic development in accordance with the City's approved disposition policy and it is further determined that the Redeveloper possesses the qualifications and financial resources necessary to acquire and develop the Parcel in accordance with the Redevelopment Plan and/or Program.

Be It Further Resolved that the proposal be and the same is hereby accepted, subject to the execution of a contract for the sale of land. 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 official of the City.

On roll call, the result was:

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

Noes: (0)

The resolution was adopted.

On behalf of the Community Development & Regulatory Services Committee, Goodman offered Resolution 2015R-400 authorizing sale of land Vacant Housing Recycling Program Disposition Parcel No. VH-578 at 2046 James Ave N to 4Word Home and Design, LLC for \$1, subject to conditions.

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

RESOLUTION 2015R-400

By Goodman

Authorizing sale of land Vacant Housing Recycling Program Disposition Parcel No. VH-578 at 2046 James Ave E.

Whereas, the City of Minneapolis, hereinafter known as the City, has received an offer to purchase and develop Disposition Parcel VH-578 in the Jordan neighborhood, from 4Word Home and Design, LLC, hereinafter known as the Redeveloper, the Parcel VH-578 being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota to wit:

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LEGAL DESCRIPTION of VH-578; 2046 James Ave E: Lot 35, Block 17, Forest Heights, according to the recorded plat thereof, Hennepin County, Minnesota, together with that portion of vacated alley which accrued thereto by reason of the vacation thereof; and

Whereas, the Redeveloper has offered to pay the sum of \$1.00 for Parcel VH-578; the offer includes a development plan and commitment to improve by rehabilitating the existing structure. This offer is in accordance with the Redevelopment Plan and/or Program; and

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

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

Whereas, pursuant to due notice thereof published in Finance and Commerce on Friday, September 18, 2015, a public hearing on the proposed sale was duly held on September 29, 2015, at the Minneapolis City Hall, 350 South 5th Street, Room 317, at 1:30 p.m., in the City of Minneapolis, County of Hennepin, State of Minnesota;

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

That the re-use value, for uses in accordance with the Vacant Housing Recycling Program plan, as amended, is hereby determined to be the sum of \$1.00 for Parcel VH-578.

Be It Further Resolved that the acceptance of the offer and proposal is hereby determined to be in the best interests of the City and its people and that the transaction furthers the City's general plan of economic development in accordance with the City's approved disposition policy and it is further determined that the Redeveloper possesses the qualifications and financial resources necessary to acquire and develop the Parcel in accordance with the Redevelopment Plan and/or Program.

Be It Further Resolved that the proposal be and the same is hereby accepted, subject to the execution of a contract for the sale of land and further subject to the following conditions; 1) land sale closing must occur on or before 90 days from the date this Resolution is approved by the City and 2) payment of holding costs of \$300.00 per month if the land sale closing does not occur on or before the closing deadline.

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

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

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

On roll call, the result was:

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

Noes: (0)

Abstain: Yang (1)

The resolution was adopted.

On behalf of the Community Development & Regulatory Services Committee, Goodman offered Resolution 2015R-401 authorizing sale of land Vacant Housing Recycling Program Disposition Parcel No. VH-491 at 2101 26th Ave N to Homes Minnesota LLC for \$1, subject to conditions.

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

RESOLUTION 2015R-401

By Goodman

Authorizing sale of land Vacant Housing Recycling Program Disposition Parcel No. VH-491 at 2101 26th Ave N.

Whereas, the City of Minneapolis, hereinafter known as the City, has received an offer to purchase and develop Disposition Parcel VH-491 in the Jordan neighborhood, from Homes Minnesota LLC, hereinafter known as the Redeveloper, the Parcel VH-491 being the following described land situated in the City of Minneapolis, County of Hennepin, State of Minnesota to wit:

LEGAL DESCRIPTION of VH-491; 2101 26th Ave N: Lot 8, Block 5, Forest Heights, according to the recorded plat thereof, Hennepin County, Minnesota; and

Whereas, the Redeveloper has offered to pay the sum of \$1.00 for Parcel VH-491; the offer includes a development plan and commitment to improve by rehabilitating the existing structure. This offer is in accordance with the Redevelopment Plan and/or Program; and

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

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

Whereas, pursuant to due notice thereof published in Finance and Commerce on Friday, September 18, 2015, a public hearing on the proposed sale was duly held on September 29, 2015, at the Minneapolis City Hall, 350 South 5th Street, Room 317, at 1:30 p.m., in the City of Minneapolis, County of Hennepin, State of Minnesota;

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

That the re-use value, for uses in accordance with the Vacant Housing Recycling Program plan, as amended, is hereby determined to be the sum of \$1.00 for Parcel VH-491.

Be It Further Resolved that the acceptance of the offer and proposal is hereby determined to be in the best interests of the City and its people and that the transaction furthers the City's general plan of economic development in accordance with the City's approved disposition policy and it is further determined that the Redeveloper possesses the qualifications and financial resources necessary to acquire and develop the Parcel in accordance with the Redevelopment Plan and/or Program.

Be It Further Resolved that the proposal be and the same is hereby accepted, subject to the execution of a contract for the sale of land and further subject to the following conditions; 1) land sale closing must occur on or before 90 days from the date this Resolution is approved by the City and 2) payment of holding costs of \$300.00 per month if the land sale closing does not occur on or before the closing deadline.

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

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

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

On roll call, the result was:

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

Noes: (0)

The resolution was adopted.

The Minneapolis City Council hereby approves the Department of Licenses and Consumer Services Agenda recommendations granting applications for Liquor, Business and Gambling licenses as set forth in File No. 15-01212, subject to final inspection and compliance with all provisions of applicable codes and ordinances.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

Approved by Mayor Betsy Hodges 10/9/2015.

(Published 10/14/2015)

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The Minneapolis City Council hereby approves the Findings of Fact, Conclusions and Recommendations derived from a License Settlement Conference hearing allowing Class A Valet Inc, d/b/a Class A Valet Parking Lot, to retain the Parking Lot Commercial Class A License at 330 1st Ave N, subject to adherence with the recommendations as set forth in the Department of Community Planning and Economic Development/Licenses and Consumer Services Division report, and made a part of this report by reference.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

The Minneapolis City Council hereby authorizes the re-instatement of the Rental Dwelling License for the property at 1068 18th Ave SE, held by Doug Doty, having received an acceptable management plan and verification that said property is now in compliance with rental licensing standards.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

On behalf of the Community Development & Regulatory Services Committee, Goodman offered Resolution 2015R-402 supporting the redevelopment of the University Avenue Innovation District.

On motion by Gordon, the resolution was amended to include the following whereas and resolved clauses:

"Whereas, the Minneapolis Public Housing Authority's Glendale Townhomes area is a highly valued asset within the district that currently provides an innovative, effective model of stable, affordable housing within a safe, supportive community comprised primarily of refugee, immigrant and low-income families; and"

"Be It Further Resolved that this resolution does not presuppose any redevelopment in the Glendale Townhomes area and any redevelopment or improvement plan for that area will follow a separate, open, transparent public process that will include participation of the neighborhood association and Glendale residents".

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

RESOLUTION 2015R-402

By Gordon

Supporting the Redevelopment of the University Avenue Innovation District.

Whereas, the City of Minneapolis has supported the development and completion of the Central Corridor Light Rail Transit project, known as the Green Line; and

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Whereas, the City of Minneapolis is involved in an ongoing partnership with the City of St. Paul on the completion of the Green Line, and on planning for development along the corridor; and

Whereas, the Prospect Park light rail station area represents one of the biggest opportunities for growth along the Green Line in Minneapolis, including growth in population, employment, and tax base; and

Whereas, the Southeast Minneapolis Industrial (SEMI) area adjacent to the Prospect Park station has been guided by the City for redevelopment as a job-intensive innovation district focusing on bioscience and related industries, capitalizing on its close proximity to the University of Minnesota; and

Whereas, this area also stands to benefit from MnDRIVE, an initiative to strengthen Minnesota's discovery, research, and innovation economy; and

Whereas, the City Council adopted the *Stadium Village University Avenue Station Area Plan* in 2012, supporting the redevelopment of the immediate Prospect Park station area with high density mixed use, and the adjacent SEMI area with office and light industrial development; and

Whereas, the University of Minnesota has a strategic vision to work with its surrounding communities to leverage its capacity as a major research university to spur innovative projects and build stronger, safer and more vibrant communities around it's edges; and

Whereas, the City of Minneapolis is working in partnership with the City of St. Paul in this area to address shared cross-border issues and opportunities; and

Whereas, the Minneapolis Public Housing Authority's Glendale Townhomes area is a highly valued asset within the district that currently provides an innovative, effective model of stable, affordable housing within a safe, supportive community comprised primarily of refugee, immigrant and low-income families; and

Whereas, a number of community partners have formed the Prospect North Partnership, which is working together to support redevelopment in the context of a sustainable and innovative district; and

Whereas, the Prospect North Partnership has identified that designating an innovation district would assist in establishing an identity and standards for the redevelopment of the area, and CPED staff have agreed with this recommendation as a means to forwarding City goals for economic development;

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

That the area defined by the attached map be designated as the University Avenue Innovation District. An innovation district is an economic development tool that utilizes partnerships with higher education institutions, businesses, and government to fuel job growth and redevelopment in targeted locations, based on the premise that collaboration and productivity result from proximity, and therefore job creation and innovation can be fostered through the intentional clustering of businesses, institutions, ideas and people. This designation can be used for the purposes of planning, fundraising, and marketing – and potentially for innovative pilot projects and district systems.

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Be It Further Resolved that the City Council supports redevelopment of the University Avenue Innovation District area as a priority for the City of Minneapolis, by directing staff and resources to:

1. Direct CPED staff to continue to participate in the planning, organizing, strategizing for, and implementing the area's redevelopment.
2. Consider investments at city standard level in basic infrastructure through the capital improvement plan, with the understanding that this may leverage other sources of funding for more innovative elements of public realm and district systems.
3. Consider requests from Prospect North Partnership for technical analysis, to review or explore issues in-depth, on a case by case basis in relation to staff workloads and financial commitments. Any staff resources or financial commitments that are more than incidental shall be brought to the City Council for consideration.
4. Consider funding for redevelopment opportunities including housing, business development, infrastructure, and greenspace, particularly those that provide or support affordable housing and/or job creation.
5. Communicate about the opportunities in this area to a broader audience, to attract input, support, and potentially investment.
6. Consider changes to city policies and practices to allow for experimentation and innovation consistent with City goals and the expressed priorities of the district. Any specific regulatory or policy changes shall be brought to the City Council for consideration.
7. Work with the City of Saint Paul on shared issues including, but not limited to, infrastructure connectivity, formation of a cohesive district identity and brand, and alignment of investments in economic development.

Be It Further Resolved that this resolution does not presuppose any redevelopment in the Glendale Townhomes area and any redevelopment or improvement plan for that area will follow a separate, open, transparent public process that will include participation of the neighborhood association and Glendale residents.

On roll call, the result was:

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

Noes: (0)

The resolution, as amended, was adopted.

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

The Minneapolis City Council hereby authorizes an agreement with the Center for Climate Change & Health to accept a grant award in the amount of \$30,000 to address public health and climate change in Minneapolis, and Passage of Resolution 2015R-403 increasing the appropriation by \$30,000.

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

**RESOLUTION 2015R-403
By Gordon and Quincy**

Amending The 2015 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the Health Department Agency in the Grants-Other Fund (01600-8600150) by \$30,000 and increasing the revenue estimate (01600-8600150-Revenue Code 372001) by \$30,000.

On roll call, the result was:

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

Noes: (0)

The report and resolution were adopted.

The PUBLIC SAFETY, CIVIL RIGHTS & EMERGENCY MANAGEMENT Committee submitted the following reports:

The Minneapolis City Council hereby authorizes a revenue agreement for up to \$23,715 with the University of Minnesota for the Police Department to provide two Bomb Unit technicians and one Police Officer K-9 handler for bomb detection security services for ten Vikings Football games at the TCF Stadium during the 2015 season.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

The Minneapolis City Council hereby authorizes a revenue agreement for up to \$18,972 with the University of Minnesota for the Police Department to provide two Bomb Unit technicians and one Police Officer K-9 handler for bomb detection security services for seven Gopher football games and one homecoming event at the TCF Stadium during the 2015 season.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

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The Minneapolis City Council hereby approves acceptance of a grant of \$10,980 from the Fourth Judicial Court in Hennepin County which will fund continuation of the Police Department's participation in the Adult DWI Court in Hennepin County for one year, beginning Oct. 1, 2015.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

The TRANSPORTATION & PUBLIC WORKS Committee submitted the following reports:

On behalf of the Transportation & Public Works Committee, Reich offered Resolution 2015R-404 adopting the assessments, levying the assessments, and adopting the assessment roll for Sanitary Sewer Service Availability Charges (SAC) on the list of properties as on file in the City Engineer's Special Assessment Office.

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

RESOLUTION 2015R-404

By Reich

Adopting the assessments, levying the assessments, and adopting the assessment roll for Sanitary Sewer Service Availability Charges (SAC) on the list of properties as on file in the City Engineer's Special Assessment Office.

Whereas, a public hearing was held on September 29, 2015, in accordance with Minnesota Statutes, Section 429.101, by authority of Minnesota Statutes, Chapter 473, to consider the proposed assessments as shown on the proposed assessment roll on file in the City Engineer's Special Assessment Office, and to consider all written and oral objections and statements regarding this matter;

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

That the proposed assessments against the affected properties on the 2015 SAC Fees list updated July 27, 2015, as on file in the City Engineer's Special Assessment Office in the total amount of \$1,550 as shown on the proposed assessment roll on file in the City Engineer's Special Assessment Office is hereby adopted and levied.

Be It Further Resolved that the assessments be collected in their entirety on the 2016 real estate tax statements with interest charged at the rate of 5%.

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

On roll call, the result was:

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

Noes: (0)

The resolution was adopted.

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The Minneapolis City Council hereby authorizes the following actions relating to the 18th Ave NE (Monroe St NE to Johnson St NE) Street Reconstruction Project (PV080):

- a. Approval of the project layout as set forth in File No. 15-01218.
- b. Negotiation and execution of easements with private property owners to secure additional right-of-way, if necessary.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

The Minneapolis City Council hereby authorizes the filing of a Petition to Acquire or Use Right-of-Way of a Rail Line Proposed to be Abandoned for Interim Trail Use and Rail Banking pursuant to 49 C.F.R. 1152.29 signed by the City Attorney's Office and submitted to the United States Surface Transportation Board on September 23, 2015.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

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

The Minneapolis City Council hereby authorizes execution of Subordinate Funding Agreement 27 (SFA 27) with the Metropolitan Council whereby the Metropolitan Council will reimburse the City of Minneapolis up to \$5,700 for the installation of a variable message sign on Washington Ave between Oak St and Walnut St in conjunction with the Central Corridor Light Rail Transit (LRT) Project (Green Line).

On roll call, the result was:

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

Noes: (0)

The report was adopted.

The Minneapolis City Council hereby authorizes acceptance of the low bid submitted on OP No. 8152 (re-bid) from Huls Bros. Trucking, Inc., for an estimated annual expenditure of \$500,000, to furnish and deliver all labor, materials, and incidentals necessary for the hauling and disposal of agricultural liming materials for the Water Treatment and Distribution Division, and further authorizes a contract for said service in accordance with City specifications.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

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The Minneapolis City Council hereby authorizes acceptance of the low bid submitted on OP No. 8155 from RAM Construction Services of Minnesota, LLC, for an estimated expenditure of \$399,399, to furnish and deliver all labor, materials, and incidentals necessary for the FSP Cones and Influent Flume Rehabilitation Project, Phase Three for the Water Treatment and Distribution Division, and further authorizes a contract for said service in accordance with City specifications.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

The Minneapolis City Council hereby authorizes acceptance of the single bid submitted on OP No. 8162 from Marge Magnuson Construction Company, for an estimated expenditure of \$81,930, to furnish and deliver all labor, materials, and incidentals necessary for the Pump Station Five Window Replacement Project for the Water Treatment and Distribution Division, and further authorizes a contract for said service in accordance with City specifications.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

The Minneapolis City Council hereby authorizes acceptance of the low bid submitted on OP No. 8165 from Thomas and Sons Construction, Inc., for an estimated expenditure of \$1,501,650.97, to furnish and deliver all labor, materials, and incidentals necessary for revised signal systems and pedestrian curb ramp improvements for the Transportation Division, and further authorizes a contract for said services in accordance with City specifications.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

The WAYS & MEANS Committee submitted the following reports:

The Minneapolis City Council hereby approves the settlement of Donnie Ray Wallace v. Officers Troy Carlson and John Haugland, et al. (United States Court File No. 14-CV-3268) by payment of \$6,000 payable to Donnie Wallace and his attorney, Andrew Irlbeck, and authorizing the City Attorney's Office to execute any documents necessary to effectuate settlement.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

OCTOBER 9, 2015

The Minneapolis City Council hereby approves the settlement of the claims of Lorenz Bus Service, Inc. and Gotham Insurance Co. by payment of \$115,000 to Lorenz Bus Service Inc. and payment of \$122,254.48 to Gotham Insurance Company A/S/O Lorenz Bus Service Inc. and further authorizing the City Attorney's Office to execute any documents necessary to effectuate settlement.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

On behalf of the Ways & Means Committee, Quincy offered Resolution 2015R-405 accepting donations for conference expenses for the PolicyLink Equity Summit.

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

RESOLUTION 2015R-405

By Quincy

Accepting donations for conference expenses for the PolicyLink Equity Summit.

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 for the below to the City:

<u>Name of Donor</u>	<u>Gift</u>
Kresge Foundation	Conference registration, two nights at a hotel, airfare, and a \$100 stipend for ground transportation; and

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

Whereas, all such donations have been contributed to assist the City in advancing economic and social equity by lifting up the wisdom and voices of people working for change in their communities, as allowed by law; and

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

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

That the donations described above are accepted and shall be used for advancing equity in the City of Minneapolis.

On roll call, the result was:

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

Noes: (0)

The resolution was adopted.

OCTOBER 9, 2015

The Minneapolis City Council hereby:

1. Accepts the federal Certified Local Government (CLG) grant through the Minnesota Historical Society, in the amount of \$34,921, to conduct designation studies and surveys of properties associated with under-documented groups, and prepare a Native American historical context statement and reconnaissance survey supplement.
2. Authorizes a grant agreement and any related agreements necessary to implement grant funded activities.
3. Passage of Resolution 2015R-406 approving appropriation to the Department of Community Planning & Economic Development.

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

RESOLUTION 2015R-406

By Quincy

Amending The 2015 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by increasing the appropriation for the Community Planning & Economic Development Agency in the Grants-Federal Fund (01300-8900520) by \$34,921 and increasing the revenue budget (01300-8900520-321009) by \$34,921.

On roll call, the result was:

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

Noes: (0)

The report and resolution were adopted.

The Minneapolis City Council hereby authorizes an increase of \$80,000 to Contract No. 02-00408 with Honeywell International to process and close out all invoices through Dec. 31, 2015, for ongoing heating, ventilating, and air conditioning (HVAC) maintenance of 105 Honeywell air-handling units and other HVAC equipment at the Convention Center.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

Approved 10/9/2015 by Mayor Betsy Hodges.

(Published 10/14/2015)

OCTOBER 9, 2015

The Minneapolis City Council hereby accepts the low responsive bid of Premier Electrical Corporation (OP No. 8154) for an estimated expenditure of \$4,775,000 to furnish and deliver all labor, materials and incidentals necessary for the lighting control systems upgrade project for the Minneapolis Convention Center, and authorizes a contract for the project.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

The Minneapolis City Council hereby authorizes an increase of \$480,000 to Contract No. C-38180 with Sierra-Cedar, Inc., for a new not-to-exceed total of \$7,817,040, to provide additional critical staff support for the COMET Financial System.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

The Minneapolis City Council hereby authorizes a contract with Wilder Foundation in the amount of \$190,000 to conduct the Residents Survey in 2016 and 2018.

On roll call, the result was:

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

Noes: President Johnson (1)

The report was adopted.

The Minneapolis City Council hereby:

1. Approves a collective bargaining agreement with the Minneapolis Building and Construction Trades Council, AFL-CIO, for the period May 1, 2015, through April 30, 2017.
2. Approves the executive summary of the agreement, as set forth in File No. 15-01253 on file in the Office of City Clerk.
3. Authorizes a collective bargaining agreement consistent with the terms of the Executive Summary.
4. Authorizes implementation of the terms and conditions of the collective bargaining agreement upon its execution by the Employee Services Director.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

The Minneapolis City Council hereby:

1. Approves a collective bargaining agreement with the International Association of Machinists and Aerospace Workers, District Lodge No. 77, AFL-CIO, for the period July 1, 2015, through June 30, 2018.
2. Approves the executive summary of the agreement, as set forth in File No. 15-01254 on file in the Office of City Clerk.
3. Authorizes a collective bargaining agreement consistent with the terms of the Executive Summary.
4. Authorizes implementation of the terms and conditions of the collective bargaining agreement upon its execution by the Employee Services Director.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

The ZONING & PLANNING Committee submitted the following reports:

The Minneapolis City Council hereby grants the application submitted by B. Aaron Parker, on behalf of Rebecca Polston of Roots Birth Center, for an interim use permit (BZZ-7409) to allow for a birth center from Oct. 9, 2015, to Oct. 9, 2020, at the property located at 1901 44th Ave N, subject to the following conditions:

1. The interim use shall expire no later than Oct. 9, 2020.
2. To prevent water from draining across the sidewalk from the parking area and to prevent vehicles from parking on or over the interior boulevard between the public sidewalk and the property line, the parking spaces shall be oriented perpendicular to the alley and striped to show their location, the pavement in the Logan Ave N interior boulevard right-of-way south of the curb cut shall be removed, and an on-site decorative fence or shrubs 3 feet in height shall be installed between the south side of the curb cut and the alley.
3. Site improvements shall be completed by Oct 9, 2017, unless extended by the Zoning Administrator.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

The Minneapolis City Council hereby grants the application submitted by Ramsey Excavating for an interim use permit (BZZ-7398) to allow a temporary concrete, asphalt, and rock crushing facility located at 2 Dowling Ave N, subject to the following conditions:

OCTOBER 9, 2015

1. The interim use shall expire no later than Oct. 9, 2016.
2. Prevent dust in compliance with Chapter 47 of the Minneapolis Code of Ordinances.
3. Water or other appropriate methods must be used for dust suppression during site activities. If weather conditions cause the methods to be ineffective in the control of dust, operations will either need to be scaled down, additional controls put in place or stopped until the weather improves, or an alternative dust suppression plan is provided that is effective in the adverse weather conditions.
4. Prevent erosion in compliance with Chapter 52 of the Minneapolis Code of Ordinances.
5. The operations shall implement applicable erosion control methods and best management practices as required by Chapter 52 of the Minneapolis Code of Ordinances, Erosion and Sediment Control for Land Disturbance Activities. Coordinating site dust and erosion control during crushing operations and maintain all dust and erosion control after crushing has been completed.
6. Noise must be in compliance with Chapter 389 of the Minneapolis Code of Ordinances.
7. The hours of operation shall be limited to those allowed by City Ordinance, Monday through Friday, 7:00 a.m. to 6:00 p.m., not including federal holidays.
8. No after-hours work permit shall be issued.
9. A temporary sign, three feet by four feet, indicating the name, address, and telephone number(s) of the person(s) or agent(s) of the company conducting the crushing activities shall be placed within 10 feet of all public rights-of-way adjacent to the project site. The company conducting the crushing activities shall ensure that an agent responsible for the activities being conducted is available on site or by phone on a 24-hour basis.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

The Minneapolis City Council hereby denies two appeals submitted by Constance Pepin, on behalf of Concerned Residents of Linden Hills, and Larry LaVercombe of the decision of the City Planning Commission, and hereby approves a conditional use permit (BZZ-7283) to increase the maximum allowed height from the permitted 3 stories/42 feet to 4 stories/54 feet, 11 inches (changed from 55 feet, 11 inches), and adopts Community Planning & Economic Development staff findings, to allow a new, four-story mixed-use building at 4264 Upton Ave S, subject to the following amended conditions:

1. The conditional use permit shall be recorded with Hennepin County as required by Minn. Stat. 462.3595, subd. 4 before building permits may be issued or before the use or activity requiring a conditional use permit may commence. Unless extended by the zoning administrator, the conditional use permit shall expire if it is not recorded within two years of approval.

2. The applicant shall work with staff to amend the south and elevations by increasing the proportion of brick, by strengthening the cornice on the third floor, and by selecting lighter exterior materials colors.
3. The first floor may not exceed 18 feet in height.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

The Minneapolis City Council hereby grants the application submitted by the Church of St. Albert the Great to vacate a part of the alley in Block 2, South Minneapolis Addition to Minneapolis, bounded by 28th and 29th Sts E and 32nd and 33rd Aves S, and to add a section of new alley easement to the property located at 2836 33rd Ave S.

Further, passage of Resolution 2015R-407 vacating said parcel.

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

RESOLUTION 2015R-407

By Bender

Vacating that part of the alley in Block 2, South Minneapolis Addition to Minneapolis, bounded by 28th and 29th Streets E., and 32nd and 33rd Avenues S. A section of new alley easement will be added as shown on the drawings (Vacation File No. 1651).

Resolved by The City Council of The City of Minneapolis:

To vacate that part of the North - South Alley donated and dedicated to the public in Block 2, South Minneapolis Addition to Minneapolis, according to the recorded plat thereof Hennepin County, Minnesota and that part of the East - West Alley conveyed to the City of Minneapolis for Alley and Highway purposes per book 1402 of Deeds, Page 468 which lies north of the north line and its westerly extension of Lot 11, said Block 2, and which lies southwesterly of a line drawn from a point on the north line of said Lot 11 distant 7.32 feet east from the Northwest corner of said Lot 11 to a point on the east line of Lot 15 said Block 2 said point being 19.32 feet north of the southeast corner of said Lot 15.

Upon the condition that a section of the new alley easement will be added as shown on the drawings and legally described as follows:

That part of Lot 10, Block 2, South Minneapolis Addition to Minneapolis according to the recorded plat thereof Hennepin County, Minnesota which lies southerly, southwesterly and westerly of the following described line: Commencing at the southeast corner of said Lot 10; thence North 89 degrees 58 minutes 40 seconds West, assumed bearing, along the south line of said Lot 10 a distance of 108.59 feet to the point of beginning of the line to be herein described; thence North 78 degrees 40 minutes 19 seconds West 20.40 feet; thence North 44 degrees 49 minutes 41 seconds West 13.95 feet; thence North 10

degrees 59 minutes 15 seconds West 20.40 feet to a point on the west line of said Lot 10 said point being 2.09 feet south of the northwest corner of said Lot 10 and said line there terminating.

On roll call, the result was:

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

Noes: (0)

The report and resolution were adopted.

The Minneapolis City Council hereby approves the following staff direction:

Community Planning & Economic Development staff is directed to provide a higher level of scrutiny in its analysis of side yard variances that involve construction of new 1-4 unit dwellings utilizing existing building foundations. As clarified by ordinance in 2014, removal of more than 60% of a building's exterior equates to demolition of the building. New homes constructed in the wake of demolition are generally expected to follow current land use regulations regardless of whether the foundation has been removed. When conducting an analysis of the legal findings for a variance and making a recommendation to the Board of Adjustment, the presence of an existing building foundation should typically not be the only unique factor that leads to a conclusion that the property owner is faced with a practical difficulty.

On roll call, the result was:

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

Noes: (0)

The report was adopted.

RESOLUTIONS

Resolution 2015R-408 recognizing Smile Train Giving Tuesday Day was adopted.

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

RESOLUTION 2015R-408

**By Reich, Gordon, Frey, B. Johnson, Yang, Warsame,
Goodman, Glidden, Cano, Bender, Quincy, A. Johnson, and Palmisano**

Recognizing Smile Train Giving Tuesday Day.

Whereas, every year 170,000 plus children are born with cleft lip and/or palate. Most can't afford surgery; and

Whereas, millions of children in developing countries with unrepaired clefts live in shame, but more importantly, have difficulty eating, breathing, and speaking; and

Whereas, Smile Train was founded in 1999 and is the largest charity providing corrective surgery for children with cleft lips and palates; and

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Whereas, Smile Train is an international children's cleft charity that provides children born with clefts the same opportunities in life as children without clefts; and

Whereas, Smile Train provides free cleft repair surgeries to those in need while helping to train local doctors. This makes it possible for a child born with a cleft to eat, breathe, speak properly, and smile; and

Whereas, Giving Tuesday, held December 1, 2015, is a crucial day for Smile Train to officially kick-off the holiday giving season and celebrate the 1,000,000 children (and counting) that the charity has helped since 1999; and

Whereas, this day is also significant in helping raise much-needed funds and generating awareness for the millions of children in the world still living with unrepaired clefts; and

Whereas, the Empire State Building will be lit on this day to bring awareness to Smile Train;

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

That the City Council declares the 1st Day of December 2015 to be Smile Train Giving Tuesday Day in the City of Minneapolis and that the 35W Bridge be lit in blue and orange on this day.

Resolution 2015R-409 recognizing World Diabetes Day was adopted.

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

RESOLUTION 2015R-409

**By B. Johnson, Reich, Gordon, Frey, Yang, Warsame,
Goodman, Glidden, Cano, Bender, Quincy, A. Johnson and Palmisano**

Recognizing World Diabetes Day.

Whereas, diabetes is a chronic, debilitating and costly disease associated with severe complications which poses severe risks for families; and

Whereas, diabetes affects 29.1 million people – 9.3% of the population of the United States, and is a serious disease for which there is no known cure. It is the seventh leading cause of death in the United States; and

Whereas, the International Diabetes Federation has been observing November 14th as World Diabetes Day at a global level since 1991, with co-sponsorship of the World Health Organization; and

Whereas, there is an urgent need to pursue multilateral efforts to promote and improve human health, and provide access to treatment and healthcare education; and

Whereas, in 2009, the United Nations General Assembly adopted a resolution recognizing World Diabetes Day; and

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Whereas, Project Blue November is a cohesive social media campaign to raise awareness for Type 1 diabetes, bringing together the ideas from a variety of people and organizations; and

Whereas, blue is the universal color for diabetes and November is Diabetes Awareness month; and

Whereas; the Governor's Mansion, Duluth's Enger Tower, the Lowry Bridge, and IDS building will be lit in blue November 14th, 2015;

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

That the City of Minneapolis hereby designates November 14, 2015, as World Diabetes Day and that the I-35W Bridge shall be lit in blue on this day.

Resolution 2015R-410 honoring the Aliveness Project on its 30th Anniversary was adopted.

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

RESOLUTION 2015R-410

**By Glidden, Reich, Gordon, Frey, B. Johnson, Yang,
Warsame, Goodman, Cano, Bender, Quincy, A. Johnson and Palmisano**

Honoring the Aliveness Project on its 30th Anniversary.

Whereas, the Aliveness Project was founded by a group of people living with HIV/AIDS in 1985 and has served the local HIV/AIDS community for 30 years; and

Whereas, over 1,700 individuals benefit from the services of The Aliveness Project – representing one in four Minnesotans living with HIV/AIDS; and

Whereas, the Aliveness Project prepares and serves over 34,000 meals each year and distributes over 70 tons of food shelf items; and

Whereas, each holiday season, over 701 baskets are distributed to members representing over 1,500 people, including more than 428 children; and

Whereas, nearly 3,000 sessions of acupuncture, massage, shiatsu and other complimentary therapeutic treatments are provided annually; and

Whereas, The Aliveness Project provides educational workshops, counseling and support groups, and every year more than 1,800 people volunteer over 31,000 hours to help with the ongoing work at The Aliveness Project; and

Whereas, Tuesday, October 13, is The Aliveness Project's 30th Anniversary and we honor their hard work on behalf of the people of their community and the City of Minneapolis;

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

That the City Council does hereby declare Tuesday, October 13, 2015, to be The Aliveness Project Day in honor of its 30 years of outstanding contributions to the City of Minneapolis.

NEW BUSINESS

Gordon gave notice of intent to introduce at the next regular meeting of the City Council the subject matter of an ordinance amending Title 12, Chapter 244 of the Minneapolis Code of Ordinances relating to Housing: Maintenance Code, adding provisions providing for the licensure and regulation of emergency shelters.

ADJOURNMENT

On motion by Glidden, the meeting was adjourned to Room 315, City Hall, for the purpose of discussing the litigation matter of *Zachary King v. City of Minneapolis, et al.*

ADJOURNED SESSION

Council President Johnson called the adjourned session to order at 10:04 a.m. in Room 315, a quorum being present.

Deputy City Attorney, Peter Ginder, stated that the meeting may be closed for the purpose of discussing attorney-client privileged matters involving the litigation matter of *Zachary King v. City of Minneapolis, et al.*

At 10:06 a.m., on motion by Glidden, the meeting was closed.

Present - Council Members Cam Gordon (in at 10:08 a.m.), Jacob Frey, Blong Yang, Abdi Warsame, Lisa Goodman, Elizabeth Glidden, Alondra Cano, Lisa Bender, John Quincy, Andrew Johnson, Linea Palmisano, President Barbara Johnson.

Absent - Council Member Kevin Reich

Also Present - Susan Segal, City Attorney, Peter Ginder, Deputy City Attorney, Tim Skarda, Litigation Manager, Assistant City Attorney Kristin Sarff, City Attorney's Office; Deputy Chief Travis Glampe, Police Department; Casey Carl, City Clerk, and Kelly Geistler, City Clerk's Office.

Sarff summarized the litigation matter of *Zachary King v. City of Minneapolis, et al.* from 10:07 a.m. to 10:15 a.m.

At 10:15 a.m., on motion by Glidden, the meeting was opened.

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Warsame moved that all claims, including claims for attorney's fees and costs asserted in *Zachary King v. City of Minneapolis, et al.*, United States District Court File No. 13-cv-3115 (SRN/FLN) be settled in the amount of \$121,750, payable in the amount of \$37,500 to the Law Office of Zorislav R. Leyderman, and payable in the amount of \$84,250 to Zachary King, from Fund/Org. 6900-150-1500-145400. The City Attorney's Office is authorized to execute any documents necessary to effectuate this settlement.

On roll call, the result was:

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

Noes: (0)

Absent: Reich (1)

The motion was adopted.

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

On motion by Quincy, the meeting was adjourned.

Casey Joe Carl,
City Clerk

Official Posting: 10/17/2015