

MINNEAPOLIS CITY COUNCIL OFFICIAL PROCEEDINGS

REGULAR MEETING OF OCTOBER 15, 1999

(Published October 23, 1999,
in Finance and Commerce)

Council Chamber

Minneapolis, Minnesota

October 15, 1999 - 9:30 a.m.

President Cherryhomes in the Chair.

Present - Council Members Goodman, Colvin
Roy, Herron, Mead, Lane, McDonald, Johnson,
Thurber, Ostrow, Campbell, Biernat, Niland,
President Cherryhomes.

Campbell moved acceptance of the minutes
of the regular meeting of October 1, 1999.
Seconded.

Adopted upon a voice vote.

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

Adopted upon a voice vote.

PETITIONS AND COMMUNICATIONS

COMMUNITY DEVELOPMENT:

COMMUNITY DEVELOPMENT AGENCY,
MINNEAPOLIS (MCDA) (265249)

Block E/McCaffery Redevelopment Contract:
Status report on leasing & financing commitments.

COMMUNITY DEVELOPMENT (See Rep):

COMMUNITY DEVELOPMENT AGENCY,
MINNEAPOLIS (MCDA) (265250)

Walker Methodist Senior Services Obligated
Group: Authorizing amendments & other
documents relating to Series 1998A, B & C bonds
for various health care facilities.

Lot Division & Land Sale: 3452-17th Ave S.

Artists on Chicago Project: Request approval
of \$75,000 from HOME Ownership Works
Program.

COMMUNITY DEVELOPMENT and INTERGOVERNMENTAL RELATIONS:

HERITAGE PRESERVATION

COMMISSION (265251)

Historic Preservation Study Group:
Recommendations for Enhancing Historic
Preservation Activities In Mpls.

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

COMMUNITY DEVELOPMENT AGENCY,
MINNEAPOLIS (MCDA) (265252)

Tiro Industries, Inc (2700 E 28th St):
Resolution granting final approval to issue tax-
exempt development revenue refunding bonds &
taxable development revenue bonds through the
Common Bond Fund.

COMMUNITY DEVELOPMENT and ZONING AND PLANNING (See Rep):

HERITAGE PRESERVATION

COMMISSION (265253)

Historic Preservation Study Group:
Recommendations for enhancing historic
preservation activities in Mpls.

PLANNING COMMISSION/DEPARTMENT
(265254)

Commercial Corridor Revitalization Update.
(*See Report of CD)

HEALTH AND HUMAN SERVICES

(See Rep):

HEALTH AND FAMILY SUPPORT
SERVICES (265255)

Consulting Services: Execute amendment to
contract with Cindy Kallstrom for additional public
health education and health promotion services.

Career Development and Work Readiness
Services: Issue Fund Availability Notice to Youth
Trust to provide school-to-work services.

Youth Works/Americorp Program: Issue Fund Availability Notice to Loring Nicollet Bethlehem Community Center to serve youth by developing service learning activities in schools, parks and community centers.

Nokomis After School Youth Involvement Project: Issue Fund Availability Notice to YMCA to implement project.

MAYOR (265256)

Civil Rights Commission: Approve reappointments for terms to expire August 31, 2001.

MAYOR/COUNCIL PRESIDENT (265257)

Senior Citizen Advisory Committee: Approve Ward and Service Provider appointees for terms to expire December 31, 2000; and Waive Residency Requirements for service provider appointments.

HEALTH AND HUMAN SERVICES and PUBLIC SAFETY AND REGULATORY SERVICES (See Rep):

ENVIRONMENTAL HEALTH (265258)

Food Code: Amend Code of Ordinances to adopt Minnesota State Food Code by reference, and add new provisions.

HEALTH AND HUMAN SERVICES and WAYS & MEANS/BUDGET (See Rep):

HEALTH AND FAMILY SUPPORT SERVICES (265259)

Way to Grow: Receive \$50,000 from Youth Coordinating Board to provide placement and retention services to eligible Ford Project parents; Issue Fund Availability Notices to various providers; and Modify existing Fund Availability Notice with Youth Coordinating Board.

LICENSES AND CONSUMER SERVICES (265260)

Housing Related Hazards: Authorize apply for United States Department of Housing and Urban Development, Healthy Homes Initiative Grant, seeking funds to address housing hazards that threaten the health and safety of children.

Lead Safe Housing: Authorize apply to State of Minnesota Department of Health for grant funds to provide temporary lead-safe housing and relocation costs for families displaced by lead hazard reduction.

INTERGOVERNMENTAL RELATIONS:

LIAISON/FEDERAL, LOCAL AND STATE (265261)

Governor Ventura's Plan for the State: Relating to Healthy Vital Communities and Self-sufficient People.

ASSOCIATION OF METROPOLITAN MUNICIPALITIES (265262)

State of Minnesota: Agency Capital Budget Request for 2000-2005, relating to AMM policy issues.

LEAGUE OF MINNESOTA CITIES (265263)

Proposed policies for legislative action in 2000.

INTERGOVERNMENTAL RELATIONS

(See Rep):

PLANNING COMMISSION/DEPARTMENT (265264)

Census 2000: 3rd Quarter Report w/request to authorize issue Request for Proposals.

PUBLIC AFFAIRS (265265)

Road Maintenance Agreement with Hennepin County: Two letters setting forth staff concerns with proposed agreement; map.

PUBLIC SAFETY AND REGULATORY SERVICES:

INSPECTIONS DEPARTMENT (265266)

Housing Inspections: Status Report (including organizational chart); Truth In Sale of Housing: Status Report.

POLICE DEPARTMENT (265267)

State of the Precincts: Second Precinct Report.

PUBLIC SAFETY AND REGULATORY SERVICES (See Rep):

LICENSES AND CONSUMER SERVICES (265268)

Licenses: Applications.

POLICE DEPARTMENT (265269)

Narcotics Enforcement Task Force: Accept grant award from Minnesota Department of Public Safety, Office of Drug Policy, in federal anti-drug funds; and Execute grant agreement with State of Minnesota, and execute Drug Enforcement Task Force Agreement between Police Department and Hennepin County Sheriff's Department.

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

POLICE DEPARTMENT (265270)

Forfeited property at 1915 Queen Ave N: Accept offer and execute purchase agreement

with Minneapolis Community Development Agency.

Youth Access to Alcohol: Accept grant award and execute grant agreement with Minnesota Department of Human Services, Minnesota Joined Together, to increase enforcement toward adults who provide alcohol to underage persons, and appropriate grant funds to Police Department.

1999 Local Law Enforcement Block Grant: Auth submit grant application to United States Department of Justice, Bureau of Justice Assistance, seeking funds to enhance police operational capabilities and expand community oriented policing programs.

TRANSPORTATION AND PUBLIC WORKS:

ATTORNEY (265271)

Lawsuits: Notice of successful conclusion for the City in the special assessment claims of John Houston and Mr. Singer.

TRANSPORTATION AND PUBLIC WORKS

(See Rep):

COUNCIL MEMBER OSTROW (265272)

Northstar Corridor Development Authority: Amendment to joint powers agreement.

PUBLIC WORKS AND ENGINEERING (265273)

Assessment Hearings: Public Sidewalk Repair and Construction during 1998 construction season; Snow & Ice Removal from public sidewalks during the 1998-1999 snow season; Storm damaged tree removal from private property in 1997-1998; Water & Sewer Service Line Repairs or Replacements.

SENIOR OMBUDSMAN (265274)

Deferment of Assessment: Water service line assessment of Arlene Sumner, 3909 11th Ave S.

TRANSPORTATION AND PUBLIC WORKS

and WAYS & MEANS/BUDGET

(See Rep):

FINANCE & PUBLIC WORKS & ENGINEERING (265275)

Public Works Department Budget: Appropriation of funds transferred from Sewer Fund to cover projected budget shortfall.

PUBLIC WORKS AND ENGINEERING (265276)

Requests for Public Works participation in Community Improvement Projects: Assistance to YWCA parking lot on E Lake Street and playground installation at Lincoln School.

Third Av Bridge Project: Increase contract with SRF Consulting Group to include funding for subcontract with Taliesin Architects.

PURCHASING (265277)

Bids: OP #5229, low bid of Killmer Electric Company for the Central Neighborhood-Healy Block Extension Pedestrian Lighting Project.

WAYS AND MEANS BUDGET:

CONVENTION CENTER (265278)

Convention Center Condemnation Activities: Receive & File report.

CONVENTION CENTER (265279)

Convention Center Expansion Project: Receive & File Change Mgmt Actions.

PURCHASING (265280)

Staff Purchasing Letters: Receive and File Report.

WAYS AND MEANS BUDGET (See Rep):

ATTORNEY (265281)

CODEFOR Misdemeanor Prosecutions: Grant appl to State & resolution establishing 6 new positions in City Attorney's Office.

Settlement: Authorize payment to Katherine Berg-Smulski, University of Minnesota Law School Civil Practice Clinic, and MN Dept of Human Rights.

Settlement: Authorize payment to Metropolitan Property & Casualty Insurance Company.

CONVENTION CENTER (265282)

Convention Center Expansion Project: Change Order #1 to Contract #13434 w/The Builders, Inc. for kitchen remodeling.

Bid, Convention Center Expansion Project: OP #5230, low bid from Delta T. Construction Co. for temporary wall system.

Bid, Convention Center Expansion Project: OP #5230, low bid from Lagerquist for elevators.

COORDINATOR (265283)

Health/Dental Insurance: Ordinance continuing insurance for laid-off employees.

COORDINATOR (265284)

Priorities 2000 Document: Refer comments from Council committees to the Mayor.

FINANCE DEPARTMENT (265285)

Sales Tax Amendment: Ordinance conforming to State law.

HUMAN RESOURCES (265286)

Emergency Medical Services Coordinator Position: Salary Ordinance.

Sign Language Coordinator Position: Salary Ordinance.

INFORMATION AND TECHNOLOGY SERVICES (ITS) (265287)

Y2K Report Card: Approve report card of October 1, 1999; Authorize distribution of report card to public and media.

PUBLIC AFFAIRS (265288)

Web Sites of Council and Mayor: Direct staff to convene Web Review Work Team to produce expanded menu of publication options and to create publication standards for content.

ZONING AND PLANNING:

PLANNING COMMISSION/DEPARTMENT (265289)

Paul Blumer, 4701 Nicollet Ave S: Application to rezone w/staff background report.

ZONING AND PLANNING (See Rep):

CITY CLERK/SPECIAL PERMITS (265290)

Chicago Ave, 4444 (Deb Wilkens-Costello/Chrysalis) start construction of new facility; Lyndale Ave S, 3405 (Ronald R Siron/Sonnys Ice Cream) freezer in back.

INSPECTIONS/BOARD OF ADJUSTMENT (265291)

Cities Vineyard Christian Fellowship Church, 2536 Hennepin Ave S: Appeal re Zoning Administrator's decision to deny application for variance for shared off-street parking at 1200 W 26th St, staff report w/findings, maps, applicant's statements, letters from Faegre & Benson and Dorsey & Whitney.

PLANNING COMMISSION/DEPARTMENT (265292)

Won Tae Yoon, 2000 Portland Ave S: Application for waiver of moratorium on auto related uses, staff report w/plot plan, letter from Ventura Village supporting.

John Turner, 2723 Lyndale Ave S: Application for waiver of moratorium on auto related uses, staff report w/site plan, applicant's statement, maps, photos, letters from neighbors opposing.

East Side Neighborhood Services, Inc: Application for vacation of alley bounded by 17th & 18th Aves NE & California & Main St NE, staff report with findings, maps.

Asian Women United of Minnesota, 2830 E 37th St: Application to rezone, staff report with findings, maps, drawings, project description for battered women's shelter. Planning Commission: Summary of actions of 9/27/99.

PLANNING COMMISSION:

SPECIAL SCHOOL DISTRICT #1 (265293)

Permission to vacate Bryant & Aldrich Aves N between 26th & 27th Aves N and alley in block bounded by Bryant, Aldrich, 26th & 27th Aves N.

DESIGNERS GUILD BUILDING INC (265294)

Permission to vacate alley in block bounded by 5th & 6th Aves N, 3rd & 4th Sts N.

MOTIONS (See Rep):

RISK MANAGEMENT (265295)

Workers Compensation: Payments for City employees.

FILED:

CITY CLERK/SPECIAL PERMITS (265296)

31st Ave S, 4533 (Thomas R Altman) move garage; Convention Center (Scott Salonek) elk; Laurel Ave, 1510 (Ava L Brown) ponies; Lyndale Ave S, 3610 (Crosstown Sign) sign; W Broadway, 1604 (Suburban Lighting) sign.

NORTHERN STATES POWER (NSP) (265297)

Utilities: Place poles at various locations.

REPORTS OF STANDING COMMITTEES

The COMMUNITY DEVELOPMENT

Committee submitted the following reports:

Comm Dev - Your Committee, having under consideration the division of the lot at 3452 - 17th Ave S, and having conducted a public hearing thereon, now recommends passage of the accompanying resolution approving the division, waiving the requirement of a subdivision plat and directing that a copy of the resolution be attached to the deeds conveying the subdivided parcels (Petn No 265250).

Your Committee further recommends that this action be transmitted to the Board of Commissioners of the Minneapolis Community Development Agency.

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**RESOLUTION 99R-354
By Niland**

**Approving the subdivision of a lot at
3452 - 17th Avenue South.**

Whereas, the Minneapolis Community Development Agency (MCDA) has requested that a parcel of land located at 3452 - 17th Avenue South and legally described as Lot 14, Block 1, Gerard Investment Co.'s 1st Addition to Minneapolis be subdivided as follows:

Parcel A: The North 15 feet of Lot 14, Block 1, Gerard Investment Co.'s 1st Addition to Minneapolis;

Parcel B: Lot 14 except the North 15 feet thereof, Block 1, Gerard Investment Co.'s 1st Addition to Minneapolis; and

Whereas, the MCDA intends to convey the subdivided Parcel B listed above to the owner of the adjacent property and convey Parcel A in the future to the owner of the adjacent property. Below are the legal descriptions of the adjacent parcels:

Parcel A (3448 - 17th Avenue South): Lot 13, Block 1, Gerard Investment Co.'s 1st Addition to Minneapolis;

Parcel B (3456 - 17th Avenue South): Lot 15, Block 1, Gerard Investment Co.'s 1st Addition to Minneapolis; 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, pursuant to due notice thereof published in *Finance and Commerce* on September 16, 1999, a public hearing on said subdivision and proposed sale was duly held in a joint meeting of the Community Development Committee of the City Council and the Operating Committee of the MCDA at 9:30 a.m., September 28, 1999, in Room 319, Minneapolis City Hall, 350 South 5th Street, 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 division of the above-described property be approved and the requirement of a subdivision plat be waived.

Be It Further Resolved that a certified copy of this resolution shall be attached to the deeds conveying the subdivided parcels.

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999. J. Cherryhomes, President of Council.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Comm Dev - Your Committee, having under consideration a request of the Powderhorn Residents Group for \$75,000 in Second Mortgage HOME funds for the Artists on Chicago Project, a homeownership development for the 3100 and 3200 blocks of Chicago Ave S, to be used within the context of the Homeownership Works Program and to be used as gap financing to allow the homeowners to meet affordability, now recommends approval of said request.

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Comm Dev - Your Committee, having under consideration amendments and other documents relating to the Tax-exempt Revenue Bonds, Series 1998 A, B & C issued by the City on behalf of Walker Methodist Senior Services Obligated Group to permit the reimbursement of capital improvement costs to Walker Methodist from the revenue bond proceeds, now recommends passage of the accompanying resolution authorizing the necessary amendments and related documents relating to the Series 1998 A, B & C bonds for the Walker Methodist Senior Service Obligated Group Projects.

Your Committee further recommends that this action be transmitted to the Board of Commissioners of the Minneapolis Community Development Agency.

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**RESOLUTION 99R-355
By Niland**

Authorizing the First Supplemental Indenture of Trust No. 1 and any other related documents relating to the Series 1998A, B, and C Tax-Exempt Revenue Bonds for the

Walker Methodist Senior Services Obligated Group Projects.

Resolved by The City Council of The City of Minneapolis:

1. Pursuant to a Bond Trust Indenture dated as of November 15, 1998 (the "Bond Indenture") between the City of Minneapolis (the "Issuer") and U.S. Bank Trust National Association (the "Trustee"), the Issuer issued its "City of Minneapolis, Minnesota Revenue Bonds, Series 1998A (Walker Methodist Senior Services Obligated Group) in the aggregate original principal amount of \$56,615,000; City of Minneapolis, Minnesota Revenue Bonds Series 1998B (Walker Methodist Senior Services Obligated Group) in the aggregate original principal amount of \$2,295,000; and City of Minneapolis, Minnesota Revenue Bonds, Series 1998C (Walker Methodist Senior Services Obligated Group) in the aggregate original principal amount of \$10,925,000 (the "Series 1998 Bonds").

2. At the time of issuance of the Series 1998 Bonds the Obligate Group could reasonable foresee a change in use of the Walker Southview facility, and accordingly did not permit amounts in the Series 1998A Improvement Account to be expended on Improvement Costs for Walker Southview.

3. The Obligated Group has now certified that a change in use in the Walker Southview facility is not reasonably foreseeable, and has requested an amendment to the Bond Indenture by means of a First Supplemental Bond Indenture (the "Supplemental Indenture") to permit the payment of Improvement Costs for Walker Southview from the Series 1998A Improvements Account.

4. Subject to consent and approval by the Trustee, the Issuer consents to and approves the adoption of the Supplemental Indenture and other related documents to cure ambiguities and defective provisions of the Bond Indenture.

5. The Mayor, Finance Officer and City Clerk are hereby authorized and directed to execute the Supplemental Indenture and other related documents to permit the payment of Improvement Costs for Walker Southview from the Series 1998A Improvement Account.

6. The approval hereby given to the execution and delivery of Supplemental Indenture and other documents, includes an approval of such modifications thereto, deletions therefrom and additions thereto as may be necessary and

appropriate and approved by the City Attorney, prior to the execution and delivery. The execution of the Supplemental Indenture and other related documents by the appropriate officer or officers of the City herein authorized shall be conclusive evidence of the approval of such documents. In the absence or disability of any foregoing officer or employee of the City, the Supplemental Indenture or other documents may be executed by any other person who is otherwise permitted by law to execute such document on behalf of the City.

7. The Mayor, City Clerk and other officers of the City are authorized and directed to furnish to bond counsel, certified copies of all proceedings and records of the City relating to this resolution.

8. Neither the Supplemental Indenture nor the City's execution of the Supplemental Indenture shall create or constitute any debt or liability of the City within the meaning of any constitutional or statutory limitation.

9. This resolution shall become effective as of the date and time of its official publication. Capitalized terms used but not defined in this Resolution are used with the meanings assigned to such terms in the Original Bond Indenture.

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999. J. Cherryhomes, President of Council.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Comm Dev - Your Committee recommends approval of the "Guidelines for the allocation of Minneapolis Community Development Agency (MCDA) Commercial Corridor Revitalization Funds dated 8/26/99" as set forth in Petn No 265254, and that this action be transmitted to the Board of Commissioners of the MCDA.

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

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

Comm Dev & W&M/Budget - Your Committee, having under consideration a proposal for refunding of the Common Bond Fund Series 1988-1 and the issuance of up to \$200,000 in

taxable revenue bonds to pay costs of insurance on behalf of Tiro Industries, Inc., 2700 E 28th St, a manufacturer of cosmetics, now recommends passage of the accompanying resolution giving final approval to the issuance of \$3,275,000 in Tax-exempt Minneapolis Community Development Agency (MCDA), Limited Tax Supported Development Refunding Revenue Bonds, Common Bond Fund Series 1999, at an interest rate not to exceed 6.5%, and the issuance of up to \$200,000 in Taxable MCDA Limited Tax Supported Development Revenue Bonds, Common Bond Fund, Series 1999 at an interest rate not to exceed 6.5%, for Tiro Industries, Inc., to be issued through the Minneapolis Common Bond Fund and designating the Bonds as bonds entitled to the security provided by Ordinance No 87-Or-084, Tax Reserve and Pledge Ordinance (Petn No 265252).

Your Committee further recommends, pursuant to MCDA Resolution No 87-171M adopted by the Board of Commissioners of the MCDA on July 16, 1987, that these Common Fund Bonds be designated, if and when issued, as bonds entitled to the Security provided by said Ordinance No 87-Or-084.

Your Committee further recommends summary publication of the above-described resolution.

Your Committee further recommends that this action be transmitted to the Board of Commissioners of the MCDA.

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999.

Approved October 15, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

(Published October 19, 1999)

Resolution 99R-356, giving final approval to and authorizing a project on behalf of Tiro Industries, Inc., 2700 E 28th St, authorizing the issuance of revenue bonds of the Minneapolis Community Development Agency therefor, and designating the bonds under Minneapolis Code of Ordinances, Title 16, Chapter 424, as amended, was passed October 15, 1999 by the City Council and approved October 15, 1999 by the Mayor. 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 99R-356
By Niland and Campbell**

Giving final approval to and authorizing a project on behalf of Tiro Industries, Inc., authorizing the issuance of revenue bonds of the Minneapolis Community Development Agency therefor, and designating the bonds under Minneapolis Code of Ordinances, Title 16, Chapter 424, as amended.

Whereas, pursuant to Laws of Minnesota 1980, Chapter 595, as amended ("Chapter 595"), the City Council of the City of Minneapolis, Minnesota (the "City") established the Minneapolis Community Development Agency (the "Agency") and granted certain powers and duties to the Agency; and

Whereas, pursuant to such granted powers, the Agency has been authorized to issue revenue bonds for the purpose of providing financing for the acquisition, construction and installation of projects consisting of properties, real or personal, used or useful in connection with a revenue-producing enterprise, whether or not operated for profit; and

Whereas, by Resolution No. 82-512, as amended, of the Agency, the Agency established a common bond fund and authorized the issuance from time to time by the Agency of bonds to be secured by such common bond fund (the "Common Fund Bonds"); and

Whereas, under the terms of Minneapolis Code of Ordinances, Title 16, Chapter 422, as amended ("Chapter 422"), adopted pursuant to Chapter 595, the City Council of the City authorized the Agency to issue Common Fund Bonds; and

Whereas, it has been proposed that the Agency issue revenue bonds in the amount of not to exceed \$3,475,000 (the "Bonds") to refinance a manufacturing facility used in the operations of Tiro Industries, Inc. (the "Project"); and

Whereas, the Agency expects to give final approval to the issuance of the Bonds by a resolution to be adopted on the date hereof; and

Whereas, the Bonds shall bear interest at an average weighted interest rate not to exceed six and one-half percent (6.50%) per annum, shall have a final maturity date not later than December 1, 2017, and shall have such other terms as required or permitted by the Agency's resolution, which terms are to be incorporated herein by reference; and

Whereas, pursuant to Minneapolis Code of Ordinances, Chapter 424, as amended ("Chapter 424"), the City may from time to time designate a series of Common Fund Bonds to be secured by the limited pledge of tax revenues authorized by Chapter 424;

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

That the City Council hereby gives final approval to the issuance by the Agency of the Bonds in the aggregate principal amount of not to exceed \$3,475,000 (in one or more series) for the purpose of refinancing the Project and financing the costs of issuance of the Bonds.

That the City Council hereby designates the Bonds under Chapter 424 as bonds which are and shall be entitled to the benefit of the pledge, agreements and provisions of Chapter 424.

That the Finance Officer of the City shall execute and deliver such certificates as may be necessary on the date of delivery of the Bonds in order to acknowledge the application of Chapter 424 to the Bonds and the designation of the Bonds thereunder.

That this approval of the City Council of the City is hereby given as required by Chapter 422.

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999. J. Cherryhomes, President of Council.

Approved October 15, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

(Published October 19, 1999)

The **COMMUNITY DEVELOPMENT** and **ZONING & PLANNING** Committees submitted the following report:

Comm Dev & Z&P - Your Committee, having under consideration the report of The Historic Preservation Study Group (Petn No 265253), which was established by Resolution No. 98R-407 for the purpose of determining the costs and benefits of implementing Local Financial Incentives for the preservation and rehabilitation of historic properties in Minneapolis, now recommends concurrence with the Historic Preservation Commission that the following recommendations be adopted:

- 1) Revise and update the list of potential historic resources;
- 2) Develop a local tax abatement program for historic properties;
- 3) Direct the City's Legislative Coordinator to work with the Legislature to a) adopt a uniform code for building conservation for Minnesota; and b) exempt historic preservation from the State's Business Subsidies Act;
- 4) Develop and promote a façade and conservation easement program in conjunction with the Preservation Alliance of Minnesota;
- 5) Promote the use of Transfer Development Rights; and
- 6) Continue the Historic Preservation Study Group.

Your Committee further recommends referral of the legislative issues to the Intergovernmental Relations Committee.

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

The **HEALTH & HUMAN SERVICES** Committee submitted the following reports:

H&HS - Your Committee recommends concurrence with the recommendation of the Mayor to reappoint the following persons to serve on the Minneapolis Civil Rights Commission for terms to expire August 31, 2001:

- a. Lisa Albrecht, 4721 14th Av S, Ward 11;
- b. James Cannon, 5932 Elliot Av S, Ward 11;
- c. Ron Elwood, 5641 22nd Av S, Ward 12;
- d. Alan Hooker, 316 Oak Grove St #201, Ward 7;
- e. Georgina Jerricks, 1900 Vincent Av N #13, Ward 5;
- f. Anne LaLonde-Laux, 4721 10th Av S, Ward 11.

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

H&HS - Your Committee recommends approval of the following Mayor and City Council appointments to the Senior Citizen Advisory Committee for terms to expire December 31, 2000:

Ward Appointees

Douglas Davis, 2936 Johnson St NE, Ward 1;
Ethel Carlson, 1020 E 17th St #331, Ward 4;
Fay Harrison, 818 Penn Av N, Ward 5;
Edna Sanders, 825 Summit #1005, Ward 7;
Elmer Childress, 3708 Portland Av S, Ward 8;
James Adams, 4234 19th Av S, Ward 9;
Helen Holseth, 5832 Wentworth Av S, Ward 11;
Herbert Nelson, 4416 Cedar Av S, Ward 11;
Elizabeth Bingaman, 5512 26th Av S, Ward 12;
Anita Schwartz, 5540 Cumberland Rd, Ward 13;

Service Provider Appointees

Joanne Labernik, 1831 Irving Av N, Ward 5 (Downtown Action Network);
Clarissa Walker, 3740 3rd Av S, Ward 8 (Sabathani Community Center);
Jean Greener, 1018 Minnehaha Pkwy, Ward 13 (VOA-MN Senior Resource Division);
Jeannette Taylor Jones, 1801 Nicollet Av S (Minnesota Age & Opportunity);
Marcy Holley Barlett, 1001 Washington Av N (Minneapolis Public Housing Authority);
Sylvia Little, 1421 Yale Pl #1908, Ward 7 (Greater Lake Country Food Bank);
Elana Gravitz, 4553 34th Av S, Ward 12 (Nokomis Healthy Seniors);
Patricia Hastreiter, 1006 W Lake St (Minneapolis Public School District);
Dr. Lawrence Kerzner, 701 Park Av S (Chief of Geriatric Medicine, Hennepin County);
Meinard Kooiker, 825 Summit Av, Ward 7 (All University Women).

Your Committee further recommends approval to waive the residency requirement for Jeanette Taylor Jones, Marcy Holley Barlett, Patricia Hastreiter and Dr. Lawrence Kerzner, in accordance with City Ordinance 94-Or-066, Section 14.180(m)(3), which allows appointment of individuals providing a "unique and special benefit" to the City.

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

H&HS - Your Committee recommends that the proper City Officers be authorized to execute amendment #1 to contract #13718 with Cindy Kallstrom, in the amount of \$55,000, to provide continued public health education and health promotion consulting services for the period January 1 through December 31, 2000, payable from Neighborhood Services (010-860-8615).

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

H&HS - Your Committee recommends that the proper City Officers be authorized to issue Fund Availability Notice #00-4 to Youth Trust, in the amount of \$25,000, to provide school-to-work services in both school and work settings during the period January 1 through December 31, 2000, payable from Neighborhood Services (010-860-8605).

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999.

Approved October 21, 1999. S. Sayles Belton, Mayor.
Attest: M. Keefe, City Clerk.

H&HS - Your Committee recommends that the proper City Officers be authorized to issue Fund Availability Notice #B9-3, under Master Contract #10008, to Loring Nicollet Bethlehem Community Center, in the amount of \$20,000, to develop service learning activities for youth in schools, parks and community centers, as a Youth Works/Americorp Program provider, payable from Neighborhood Services (060-860-8600).

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

H&HS - Your Committee, having under consideration Neighborhood Revitalization Program funded youth development projects on behalf of residents of the Nokomis East Neighborhood Association, now recommends that the proper City Officers be authorized to issue Fund Availability Notice #08-7, under Master Contract #10679, to the YMCA of Minneapolis, in the amount of \$36,000, to implement an After-School Youth Involvement Program during the period June 1 through December 31, 1999, payable from Neighborhood Services (060-860-8605).

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

The **HEALTH & HUMAN SERVICES** and **PUBLIC SAFETY & REGULATORY SERVICES** Committees submitted the following report:

H&HS & PS&RS - Your Committee, to whom was referred ordinances amending Title 10 of the Minneapolis Code of Ordinances relating to *Food and Food Handlers* to adopt the Minnesota State Food Code by reference, and add new provisions as described in Petn No 265258 on file in the Office of the City Clerk, and having held a public hearing thereon, now recommends that the following ordinances be given their second reading for amendment and passage:

- a. Repealing Chapter 186 relating to *In General*;
- b. Repealing Chapter 188 relating to *Establishments Generally*;
- c. Amending Title 10 to change the Title name to *Food Code*;
- d. Adding a new Chapter 186 relating to *In General*; and
- e. Adding a new Chapter 188 relating to *Administration and Licensing*.

Your Committee further recommends summary publication of the above-described Ordinances.

Johnson moved that the report be referred back to the Health & Human Services and Ways & Means/Budget Committees. Seconded.

Adopted upon a voice vote.

The **HEALTH & HUMAN SERVICES** and **WAYS & MEANS/BUDGET** Committees submitted the following reports:

H&HS & W&M/Budget - Your Committee recommends that the proper City Officers be authorized to receive \$50,000 from the Youth Coordinating Board, Way to Grow Program, to provide placement and retention services to eligible Ford Project parents, effective October 1, 1999.

Your Committee further recommends that the proper City Officers be authorized to issue the following Fund Availability Notices to provide placement and retention services to Ford Project parents during the period October 1, 1999 through December 31, 2000, payable from Neighborhood Services (060-860-8600):

FAN #	Master Contract #	Agency	Amount
D7-1	10001	Minneapolis Urban League	\$5,000
D7-1	10002	East Side Neighborhood Services	5,000
D7-1	10007	Pillsbury Neighborhood Services	5,000
D7-1	10008	Loring Nicollet Bethlehem Center	5,000
D7-1	10009	HIRED	5,000
D7-1	10010	Anishinabe Council of Job Developers	5,000
D7-1	10013	RESOURCE, Inc.	5,000

Your Committee further recommends that the proper City Officers be authorized to increase Fund Availability Notice #B6-1a, under Master Contract #10023, with Youth Coordinating Board by \$50,000 to provide parenting services through December 31, 2000, payable from Neighborhood Services (030-860-8600).

Adopted. Yeas, 13; Nays none.
 Passed October 15, 1999.
 Approved October 21, 1999. S. Sayles Belton, Mayor.
 Attest: M. Keefe, City Clerk.

H&HS & W&M/Budget - Your Committee recommends that the proper City Officers be authorized to submit a grant application to the United States Department of Housing and Urban Development seeking \$645,360 in funding for the Healthy Homes Initiative to address housing related hazards that threaten the health and safety of children.

Adopted. Yeas, 13; Nays none.
 Passed October 15, 1999.
 Approved October 21, 1999. S. Sayles Belton, Mayor.
 Attest: M. Keefe, City Clerk.

H&HS & W&M/Budget - Your Committee recommends that the proper City Officers be authorized to submit a grant application to the State of Minnesota Department of Health seeking \$38,400 in grant funds for the provision of temporary lead-safe housing and relocation costs for families displaced by lead hazard reduction.

Adopted. Yeas, 13; Nays none.
 Passed October 15, 1999.
 Approved October 21, 1999. S. Sayles Belton, Mayor.
 Attest: M. Keefe, City Clerk.

The **INTERGOVERNMENTAL RELATIONS** Committee submitted the following reports:

IGR - Your Committee recommends that the proper City officers be authorized to issue a Request For Proposals for fundraising and marketing services for a Census 2000 campaign. (Petn No 265264)

Adopted. Yeas, 13; Nays none.
 Passed October 15, 1999.
 Approved October 21, 1999. S. Sayles Belton, Mayor.
 Attest: M. Keefe, City Clerk.

IGR - Your Committee, having under consideration the proposed Road Maintenance Agreement as drafted by the County, defining City and County maintenance responsibilities relating to routine maintenance of roadways, bridges, street lighting, pavement markings, and traffic signals on designated County roadways located within the City limits, for which the anticipated effective date is January 1, 2000, now recommends that the Council leadership, including the chairs of the Transportation & Public Works and Intergovernmental Relations Committees, be directed to meet with appropriate staff to consider what the City wants to accomplish by this agreement, how to articulate the issues, and how to put together a useful meeting with the appropriate people from Hennepin County to discuss the proposed agreement. (Petn No 265265)

Adopted. Yeas, 13; Nays none.
Passed October 15, 1999.
Approved October 21, 1999. S. Sayles Belton,
Mayor.
Attest: M. Keefe, City Clerk.

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

PS&RS - Your Committee recommends granting the following applications for liquor, wine and beer licenses:

Off-Sale Liquor, to expire October 1, 2000

Ken & Norm's Liquors Inc, dba Ken & Norm's Liquors, 4801 Chicago Av;

On-Sale Liquor Class A with Sunday Sales, to expire October 1, 1999

International Catering Inc, dba Atrium Cafe/ Atrium Catering Intl, 275 Market St (temporary expansion of premises, October 7, 1999, 5:00 p.m. to 11:30 p.m., "The Show");

On-Sale Liquor Class A with Sunday Sales, to expire October 1, 2000

City Center Hotel Ltd Partnership, dba Marriott City Center Minneapolis, 30 S 7th St;

Standard Mill Limited Partnership, dba Hyatt Whitney Hotel, 150 Portland Av (new shareholder/ partners);

Lee Consultants Ltd, dba Sticks, 708-16 N 1st St;

International Catering Inc, dba Atrium Cafe, 275 Market St (temporary expansion of premises, October 9, 1999, 6:00 p.m. to 1:00 a.m., Bodiford-Banks Reception);

International Catering Inc, dba Atrium Cafe, 275 Market St (temporary expansion of premises, October 16, 1999, 4:45 p.m. to 12:00 a.m., Manger-Kahle Wedding Reception);

On-Sale Liquor Class C-1 with Sunday Sales, to expire October 1, 2000

N S R Corporation, dba Nikki's Cafe & Bar, 107 3rd Av N;

On-Sale Liquor Class C-2 with Sunday Sales, to expire October 1, 2000

J D Hoyt's Inc, 301 Washington Av N;

On-Sale Liquor Class E with Sunday Sales, to expire July 1, 1999

Last Cowboy LLC, dba Bar Abilene, 1300 Lagoon Av (temporary expansion of premises with outdoor entertainment, October 9, 1999, 12:00 p.m. to 5:00 p.m., 1st Annual Pepsi-Cola Chili Fest);

On-Sale Liquor Class E with Sunday Sales, to expire October 1, 2000

Goodfellow's L L P, dba Goodfellow's, 40 S 7th St;

Loon Cafe Inc, dba Loon Cafe, 500 1st Av N;
Schooner Inc, 2901 27th Av S, 1st floor;

On-Sale Liquor Class E, to expire October 1, 2000

Stand Up Frank's Inc, dba Stand Up Frank's, 2027 N 2nd St, 1st floor;

Temporary On-Sale Liquor

Lupus Foundation of Minnesota, dba Wine Tasting & Wine Auction, 275 Market St C 19 (October 9, 1999, 7:00 p.m. to 11:00 p.m. at Minneapolis Athletic Club & Hotel Ballroom);

Jungle Theater, 2951 Lyndale Av S (September 30, 1999, 6:00 p.m. to 9:00 p.m. at Calhoun Square; Licensed Facilitator: Figlio's);

Minnesota Liquor Retailers Inc, 1983 Sloan Pl #6, St Paul (October 10, 1999, 12:00 p.m. to 6:00 p.m. and October 11, 1999, 12:00 p.m. to 5:00 p.m. at Minneapolis Convention Center).

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999.

Approved October 21, 1999. S. Sayles Belton,
Mayor.

Attest: M. Keefe, City Clerk.

PS&RS - Your Committee recommends granting the following applications for business licenses as per list on file and of record in the Office of the City Clerk under date of October 15, 1999, subject to final inspection and compliance with all provisions of the applicable codes and ordinances (Petn No 265268):

Place of Amusement Class B-1; Building Contractor Class A; Building Contractor Class B; Grocery; Restaurant; Short-Term Food Permit; Seasonal Short Term Food Establishment; Sidewalk Cafe Permit; Fuel Dealer; Gasoline Filling Station; Lodging House; Lodging with Boarding House; Motor Vehicle Repair Garage; Motor Vehicle Repair Garage with Access Use; Commercial Parking Lot Class A; Commercial Parking Lot Class B - Contract; Exhibition Operator Class C; Solid Waste Hauler; Suntanning Facilities; Taxicab - Limited; Taxicab Vehicle; Theater - Zone I; Theater - Zone III; Tobacco Dealers; and Tree Servicing.

Biernat moved to amend Petn No 265268, Item #646, to postpone the Motor Vehicle Repair Garage license application of Wyman E. Baker, dba Baker Automotive, 4158 Thomas Av N. Seconded.

Adopted upon a voice vote.

The report, as amended, was adopted.
Yeas, 13; Nays none.
Passed October 15, 1999.
Approved October 21, 1999. S. Sayles Belton,
Mayor.
Attest: M. Keefe, City Clerk.

PS&RS - Your Committee recommends granting the following applications for gambling licenses, subject to final inspection and compliance with all provisions of the applicable codes and ordinances:

Gambling Lawful Class B

Southwest Hockey Inc, 4520 Upton Av S
(Site: Pizza Pie & I, 4204 E 34th St);

Gambling Lawful Exempt

Church of the Holy Cross, 1621 University Av
NE (Bingo, raffle & pulltabs, November 21, 1999);

Church of St Boniface, 629 NE 2nd St (Raffle
& pulltabs, November 13, 1999);

March of Dimes, 5233 Edina Industrial Blvd,
Edina (Raffle, October 10, 1999, at Marriott City
Center);

St Hedwig Catholic Church, 129 29th Av NE
(Raffle, November 21, 1999).

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999.

Approved October 21, 1999. S. Sayles Belton,
Mayor.

Attest: M. Keefe, City Clerk.

PS&RS - Your Committee, having under consideration the Taxicab Service Company License held by Cab Services Inc, dba Red and White Taxi, 928 E Franklin Av, and having received Findings of Fact, Conclusions and Recommendations arising from a Technical Advisory Committee (TAC) hearing relating to various code violations of the housing, zoning and fire regulations and the terms of a maintenance plan for the property, now recommends adoption of the following recommendations, as more fully set forth in said Findings, on file in the Office of the City Clerk and made a part of this report by reference:

a. that the licensee pay an administrative fine of \$200 to the City of Minneapolis, with \$100 to be stayed for a period of one year providing there are no like or similar occurrences;

b. the licensee agrees to continue to implement all possible changes outlined in a new property maintenance plan and shall abide by all rules and regulations contained within the Housing

Maintenance Code, the Zoning and Fire Codes, and the Taxicab Ordinance.

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999.

Approved October 21, 1999. S. Sayles Belton,
Mayor.

Attest: M. Keefe, City Clerk.

PS&RS- Your Committee recommends that the proper City Officers be authorized to accept a grant award from the Minnesota Department of Public Safety, Office of Drug Policy, in the amount of \$353,579 in federal anti-drug funds, to provide for the continuation of the multi-jurisdictional Narcotics Enforcement Task Force for the period January 1 through December 31, 2000.

Your Committee further recommends that the proper City Officers be authorized to execute a grant agreement with the State of Minnesota, and a Drug Enforcement Task Force Agreement between the Minneapolis Police Department and the Hennepin County Sheriff's Department.

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999.

Approved October 21, 1999. S. Sayles Belton,
Mayor.

Attest: M. Keefe, City Clerk.

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

PS&RS & W&M/Budget - Your Committee, having under consideration the narcotics related forfeited property located at 1915 Queen Av N, now recommends that the proper City Officers be authorized to accept an offer of \$35,000 and execute a purchase agreement with the Minneapolis Community Development Agency to purchase said forfeited property.

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999.

Approved October 21, 1999. S. Sayles Belton,
Mayor.

Attest: M. Keefe, City Clerk.

PS&RS & W&M/Budget - Your Committee, having under consideration the goal of the Police Department to reduce youth access to alcohol by increasing enforcement toward adults who provide alcohol to underage persons, now recommends that the proper City Officers be authorized to accept a grant award and execute a grant agreement with the Minnesota Department of Human Services, to receive \$5,000 of Minnesota

Joined Together funding for the Downtown Command to conduct compliance checks of on and off-sale establishments in social or non-commercial settings, including "party houses" in Southeast Minneapolis.

Your Committee further recommends passage of the accompanying Resolution appropriating \$5,000 to the Police Department Agency to reflect receipt of said grant funds.

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

RESOLUTION 99R-357
By Biernat and Campbell

Amending The 1999 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled Resolution, as amended, be further amended by increasing the appropriation for the Police Department Agency in the Grants - Other Fund (060-400-DT15) by \$5,000 and increasing the Revenue Source (060-400-DT15 - Source 3215) by \$5,000.

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999. J. Cherryhomes, President of Council.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

PS&RS & W&M/Budget - Your Committee recommends that the proper City Officers be authorized to submit a grant application to the United States Department of Justice, Bureau of Justice Assistance, seeking \$1,021,611 of 1999 Local Law Enforcement Block Grant funds, to expand community oriented policing programs and initiatives and to enhance the operational capabilities of the Minneapolis Police Department. Additionally, funds will be used to provide staff support in the City Attorney's Office to respond to the increase in misdemeanor violations and citations issued by the Police Department's Community Response Teams and CODEFOR.

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

The **TRANSPORTATION & PUBLIC WORKS** Committee submitted the following reports:

T&PW - Your Committee recommends that the proper City officers be authorized to execute Amendment No. 1 to the Joint Powers Agreement that establishes the Northstar Corridor Development Authority (NCDA). Said amendment allows the NCDA additional involvement in transportation improvements and adds additional cities and towns as members of the authority.

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

T&PW - Your Committee recommends passage of the accompanying Resolution adopting the assessments, levying the assessments and adopting the assessment rolls for the repair and construction of public sidewalks on the list of properties set forth in Petn No 265273.

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

RESOLUTION 99R-358
By Mead

Adopting the assessments, levying the assessments and adopting the assessment rolls for the repair and construction of public sidewalks on the list of properties set forth in Petn No 265273.

Whereas, a public hearing was held on October 7, 1999 in accordance with Chapter 8, Sections 12 and 13 of the Minneapolis City Charter to consider the proposed assessments as shown on the proposed assessment rolls on file in the Office of the City Clerk 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 list dated October 6, 1999 set forth in Petn No 265273 in the total amount of \$936,364.27 and as shown on the proposed assessment rolls on file in the Office of the City Clerk be and hereby are adopted and levied.

Be It Further Resolved that the assessments of more than \$125 be collected in five (5) successive equal annual principal installments beginning on the 2000 real estate tax statements with interest charged at an interest rate of 4%.

Be It Further Resolved that the assessments of \$125 or less be collected in one (1) installment on the 2000 real estate tax statements with interest charged at an interest rate of 4%.

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

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999. J. Cherryhomes, President of Council.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

T&PW - Your Committee recommends passage of the accompanying Resolution adopting the assessments, levying the assessments and adopting the assessment roll for the unpaid charges for the removal of snow and ice from public sidewalks on the list of properties set forth in Petn No 265273.

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

RESOLUTION 99R-359

By Mead

Adopting the assessments, levying the assessments and adopting the assessment roll for the unpaid charges for the removals of snow and ice from public sidewalks on the list of properties set forth in Petn No 265273.

Whereas, a public hearing was held on October 7, 1999 in accordance with Chapter 445 of the Minneapolis Code of Ordinances to consider the proposed assessments as shown on the

proposed assessment roll on file in the Office of the City Clerk 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 list dated September 8, 1999 set forth in Petn No 265273 in the total amount of \$4,812.19 and as shown on the proposed assessment roll on file in the Office of the City Clerk be and hereby are adopted and levied.

Be It Further Resolved that the assessments be collected in one (1) installment on the 2000 real estate tax statements with interest charged at the rate of 4%.

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 a certified copy of said assessment roll to the Hennepin County Auditor.

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999. J. Cherryhomes, President of Council.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

T&PW - Your Committee recommends passage of the accompanying Resolution adopting the assessments, levying the assessments and adopting the assessment roll for the unpaid charges for the removals of storm damaged trees from private properties on the list of properties set forth in Petn No 265273.

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

RESOLUTION 99R-360

By Mead

Adopting the assessments, levying the assessments and adopting the assessment roll for the unpaid charges for the removals of storm damaged trees from private properties on the list of properties set forth in Petn No 265273.

Whereas, a public hearing was held on October 7, 1999 in accordance with actions passed by the Minneapolis City Council and approved by

the Minneapolis Mayor, to consider the proposed assessments as shown on the proposed assessment roll on file in the Office of the City Clerk 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 list dated September 9, 1999 set forth in Petn No 265273 in the total amount of \$31,155.73 and as shown on the proposed assessment roll on file in the Office of the City Clerk be and hereby are adopted and levied.

Be It Further Resolved that the assessments of more than \$125 be collected in 5 equal annual principal installments on the real estate tax statements beginning in 2000 with interest charged at the rate of 8%. Assessments of \$125 or less be collected in their entirety on the 2000 real estate tax statements with interest charged at the rate of 8%.

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 a certified copy of said assessment roll to the Hennepin County Auditor.

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999. J. Cherryhomes, President of Council.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

T&PW - Your Committee recommends passage of the accompanying Resolution adopting the assessments, levying the assessments and adopting the assessment roll for the unpaid charges for water and sewer service line repairs or replacements on the list of properties set forth in Petn No 265273.

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

RESOLUTION 99R-361

By Mead

Adopting the assessments, levying the assessments and adopting the assessment

rolls for water and sewer service line repairs or replacements on the lists of properties set forth in Petn No 265273.

Whereas, a public hearing was held on October 7, 1999 in accordance with Section 509.465 of the Minneapolis Code of Ordinances to consider the proposed assessments as shown on the proposed assessment rolls on file in the Office of the City Clerk 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 Water Service Line Repair List, Revised October 7, 1999 set forth in Petn No 265273 in the total amount of \$389,274.88 as shown on the proposed assessment rolls on file in the Office of the City Clerk be and hereby are adopted and levied.

That the proposed assessment for the property identified as 1809 Portland Av S, Property ID No 26-029-24-33-0079 be reduced by \$1,100.00 from \$5,500.00 to \$4,400.00.

That the proposed assessments against the affected properties on the Sewer Service Line Repair List, dated October 4, 1999 set forth in Petn No 265273 in the total amount of \$48,092.41 as shown on the proposed assessment roll on file in the Office of the City Clerk and revised to \$46,992.41 as a result of the above reduction, be and hereby are adopted and levied.

Be it Further Resolved that the assessments be collected in five (5) successive equal annual principal installments beginning on the 2000 real estate tax statements with interest charged at the rate of 8%.

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

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999. J. Cherryhomes, President of Council.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

T&PW - Your Committee, having received an application for deferment of a water line assessment submitted by Arlene Sumner, 3909 11th Av S, PID 11-028-24-21-0212, in the amount

of \$1,859, now recommends that said application be approved as provided for in Minnesota Statutes, Sections 435.193 to 435.195 and Resolution 80R-365 passed August 8, 1980 and 93R-134 passed April 16, 1993.

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

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

T&PW & W&M/Budget - Your Committee, having under consideration a contract with SRF Consulting Group, Inc. for engineering services for the Third Avenue Bridge Project, now recommends that said contract be increased by up to \$60,000, for a new total not to exceed \$250,000, to allow for a subcontract with Taliesin Architects who will provide design services for the project.

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

T&PW & W&M/Budget - Your Committee recommends acceptance of the low bid received on OP #5229 (Petn No 265277) submitted by Killmer Electric Company, Inc., in the amount of \$340,000, for furnishing all labor, materials, equipment and incidentals necessary to accomplish the Central Neighborhood-Healy Block Extension Pedestrian Lighting Project for the Public Works Transportation Division, all in accordance with City specifications.

Your Committee further recommends that the proper City Officers be authorized to execute a contract for said project.

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

T&PW & W&M/Budget - Your Committee, having under consideration options to fund a projected shortfall within the Public Works Department budget, now recommends concurrence with the recommendation of the Finance Officer and City Engineer to fund the

deficit by transferring an additional \$1.3 million from the Sewer Fund to the General Fund to fund a larger portion of street sweeping operations.

Your Committee further recommends passage of the accompanying resolution appropriating \$1.3 million to the PW - Streets & Malls Agency and transferring \$1.3 million from the Sewer Fund (7300) to the General Fund (0100).

Your Committee further recommends that, as part of the Year 2000 budget process, the Public Works and Finance Departments be directed to review the financial impact of permanently transferring the Street Cleaning cost center from the General Fund to the Sewer Fund.

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

RESOLUTION 99R-362 By Mead and Campbell

Amending The 1999 General Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended as follows:

a) Increasing the appropriation for the PW - Streets & Malls Agency in the General Fund (0100-607-6200) by \$1,300,000; and

b) Increasing the General Fund Other Financing Sources (0100-127-1270-3850-Transfer from Enterprise Fund) by \$1,300,000 and increasing the Sewer Enterprise Fund Other Financing Uses (7300-127-1270-9015-Transfer to General Fund) by \$1,300,000.

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999. J. Cherryhomes, President of Council.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

T&PW & W&M/Budget - Your Committee, having under consideration: a) a request to assist in the grading and paving of the new Lake Street YWCA parking lot by providing 3,000 tons of crushed concrete aggregate as a sub-base for said parking lot, at a cost of \$9,000; and b) a request to provide excavation and grading to

prepare a site at Lincoln School (Oak Grove and Penn Avenues North), in preparation for installation of donated playground equipment and related services, at an estimated cost of \$6,000, now recommends the following:

T&PW - that said requests be sent forward without recommendation.

W&M/Budget - that said request(s) be approved.

Your Committee further recommends that appropriate staff be directed to return to the Transportation and Public Works and Ways and Means/Budget Committees with guidelines relating to City involvement in such partnerships.

Your Committee further determines that such matters are appropriate use of City funds, since they provide benefit to the public/community. Each project is intended to assist a community-oriented agency that provides recreational and/or cultural activities within the community.

Your Committee further recommends that the Chair of the Ways and Means/Budget Committee and the City Council President be authorized to co-sign a letter to the School Board, expressing the City's concerns about the Board's lack of participation in these and other similar matters, and stating the City's hope that the School Board will financially participate when such requests are received in the future.

Your Committee further recommends passage of the accompanying Resolution transferring funds from the Municipal Parking Fund to the Public Works - Streets and Malls - Capital Agency in the Permanent Improvement Projects Fund by \$15,000.

Campbell moved to amend the report to approve the Ways & Means/Budget Committee recommendation and to delete the recommendation of the Transportation & Public Works Committee. Seconded.

Adopted by unanimous consent.

The report, as amended, was adopted.

Yeas, 9; Nays, 4 as follows:

Yeas - Colvin Roy, Herron, McDonald, Thurber, Ostrow, Campbell, Biernat, Niland, Cherryhomes.

Nays - Goodman, Mead, Lane, Johnson.

Passed October 15, 1999.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

RESOLUTION 99R-363

By Campbell

Amending The 1999 Capital Improvement Appropriation Resolution.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution, as amended, be further amended by:

a) increasing the Public Works - Street and Malls - Capital Agency in the Permanent Improvement Projects Fund (4100-937-9375) by \$15,000 for providing site preparation (materials and grading) for the new Lake Street YWCA parking lot and Lincoln School; and

b) increasing the Municipal Parking Fund (7500-127-1270-9045-Transfer to Capital Projects Fund) by \$15,000 and increasing the Capital Projects Fund (4100-127-1270-3850-Transfer from Enterprise Funds) by \$15,000.

Adopted. Yeas, 9; Nays, 4 as follows:

Yeas - Colvin Roy, Herron, McDonald, Thurber, Ostrow, Campbell, Biernat, Niland, Cherryhomes.

Nays - Goodman, Mead, Lane, Johnson.

Passed October 15, 1999. J. Cherryhomes, President of Council.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

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

W&M/Budget - Your Committee, to whom was referred an Ordinance amending Title 2, Chapter 16 of the Minneapolis Code of Ordinances relating to *Administration: Finance*, providing for consistency in local sales tax exemptions and application, in conformance with current State law, and having held a public hearing thereon, now recommends that said ordinance be given its second reading for amendment and passage.

Your Committee further recommends summary publication of said ordinance.

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Ordinance 99-Or-110, amending Title 2, Chapter 20, of the Minneapolis Code of Ordinances relating to *Administration: Finance*, conforming to State law relating to consistency in exemptions and application of local sales tax, was passed October 15, 1999, by the City Council and approved October 21, 1999, by the Mayor. 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 99-Or-110
By Campbell

Intro & 1st Reading: 9/17/99
Ref to: W&M/Budget
2nd Reading: 10/15/99

Amending Title 2, Chapter 16 of the Minneapolis Code of Ordinances relating to Administration: Finance.

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

Section 1. That Section 16.920 of the above-entitled ordinance be amended to read as follows:

16.920. Sales tax. Except as otherwise provided in this article, there is hereby imposed an additional excise tax in the amount of one-half of one percent on the gross receipts from sales at retail which are taxable pursuant to Minnesota Statutes, Chapter 297A and occur within the City of Minneapolis. The imposition, administration, collection, and enforcement of this tax shall be governed by the provisions of Minnesota Statutes 297A.48.

This section shall become effective on January 1, 2000.

Section 2. That Section 16.940 (a) of the above-entitled ordinance be amended to read as follows:

16.940. Exemptions. The following are specifically exempted from the taxes imposed by sections 16.920 to 16.1040:

- (a) The gross receipts from the sale of tangible personal property (i) which, without intermediate use, is shipped or transported outside Minneapolis by the purchaser and thereafter used in a trade or business or is stored, processed, fabricated or manufactured into, attached to or incorporated into other tangible

personal property transported or shipped outside Minneapolis and thereafter used in a trade or business outside Minneapolis, and which is not thereafter returned to a point within Minneapolis, except in the course of interstate or intrastate commerce (storage shall not constitute intermediate use); provided that this exemption shall apply if the property is not subject to tax in that state or country to which it is transported for storage or use and provided further that sales of tangible personal property to be used in other states or countries as part of a maintenance contract shall be specifically exempt; or (ii) which the seller delivers to a common carrier for delivery outside Minneapolis, places in the United States mail or parcel post directed to the purchaser outside Minneapolis, or delivers to the purchaser outside Minneapolis by means of the seller's own delivery vehicles, and which is not thereafter returned to a point within Minneapolis, except in the course of interstate or intrastate commerce.

This section shall become effective on January 1, 2000.

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999. J. Cherryhomes, President of Council.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

W&M/Budget - Your Committee, to whom was referred an Ordinance amending Title 2, Chapter 20 of the Minneapolis Code of Ordinances relating to *Administration: Personnel*, continuing health and dental insurance for laid-off employees to January 2002, and having held a public hearing thereon, now recommends that said ordinance be given its second reading for amendment and passage.

Your Committee further recommends summary publication of said ordinance.

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Ordinance 99-Or-111, amending Title 2, Chapter 20, of the Minneapolis Code of Ordinances relating to *Administration: Personnel*, continuing health and dental insurance to January 2002 for laid-off employees, was passed October 15, 1999, by the City Council and approved October 21, 1999, by the Mayor. 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 99-Or-111
By Campbell**

**Intro & 1st Reading: 9/17/99
Ref to: W&M/Budget
2nd Reading: 10/15/99**

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

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

Section 1. That Section 20.470 of the above-entitled ordinance be amended to read as follows:

20.470. Health/dental insurance continuation for laid off employees. Any benefits eligible employee of the city under council jurisdiction and participating in job bank who is laid off from the city during the period January, 1996, to January, ~~2000~~ 2002, inclusive, shall have their health/dental insurance continue as follows:

(1) The level of coverage, single or family, shall continue at the level of coverage in effect for the laid off employee as of the date of layoff.

(2) The health/dental plan ~~which that~~ shall be continued shall be the plan in effect for the employee as of the date of layoff.

(3) The city shall pay one hundred (100) percent of the premiums for the first six (6) months of COBRA continuance at the level of coverage and plan selected by the employee and in effect on the date of the layoff.

(4) This section for laid off employees shall be in force until January ~~2000~~ 2002.

(5) The return to work section shall be enforced until January, ~~2000~~ 2002, at which time it will be evaluated for continuation.

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999. J. Cherryhomes, President of Council.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

W&M/Budget - Your Committee recommends that the proper City officers be authorized to submit a grant application to the Minnesota Department of Public Safety, seeking \$285,000 to provide funds to establish six positions in the City Attorney's Office for a period of two years.

Your Committee further recommends passage of the accompanying Resolution authorizing the City Attorney to execute a grant agreement with the State of Minnesota and to establish the six new positions in the City Attorney's Office.

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**RESOLUTION 99R-364
By Campbell**

**Authorizing the City Attorney to execute a
grant agreement with the State of Minnesota
and to establish six new positions in the City
Attorney's Office.**

Whereas, in 1998, the City launched its Computer-Optimized Deployment Focused on Results (CODEFOR) strategy which resulted in enhanced misdemeanor enforcement; and

Whereas, the CODEFOR strategy has increased the City's prosecution caseload; and

Whereas, the City sought State funding from the Minnesota Legislature to pay for the needed additional staff to prosecute these cases; and

Whereas, the 1999 Legislature appropriated \$285,000 for the City Attorney's Office for these cases;

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

That the Minneapolis City Attorney is authorized to execute a grant agreement with the State of Minnesota for \$285,000 for prosecutions related to CODEFOR.

Be It Further Resolved that the following six (6) additional positions are hereby established in the City Attorney's Office, Criminal Division:

1.0 Assistant City Attorney;
2.0 Paralegals;
1.0 Investigator; and
2.0 Prosecution Case Management Systems Clerks.

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999. J. Cherryhomes, President of Council.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

W&M/Budget - Your Committee recommends approval of the City of Minneapolis Y2K Report Card of October 1, 1999 (Petn No 265287), and finds said report card to be an accurate depiction of the overall wellness and preparation of the City, in terms of Y2K.

Your Committee further recommends approval to distribute the City of Minneapolis Y2K Report Card of October 1, 1999 to the public and the media to communicate the City's Y2K status.

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

W&M/Budget - Your Committee, having reviewed the Mayor's *Priorities 2000* document (Petn No 265284), and having received comments relating to said priorities from City Council policy committees and from the Ways and Means/Budget Committee, now recommends approval to refer said comments to the Mayor.

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

W&M/Budget - Your Committee recommends approval to direct the City's Communications Director to convene a Web Review Work Team, with representatives from the Communications Department, the Department of Information and Technology Services and the City Attorney's Office, and to also include one representative from the Mayor's Office and one representative from the City Council Offices, to produce an expanded menu of publication options for each Council Member's ward web page and the Mayor's web page.

Your Committee further recommends that said Web Review Work Team be additionally

charged with creating a set of publication standards/guidelines for content on said web pages.

Your Committee further recommends that the Web Review Work Team shall report back to the Ways and Means/Budget Committee with recommendations, to be reviewed and acted upon by November 9, 1999.

Campbell moved to amend the report to insert the language, "namely, Council Member Ostrow," following the language, "one representative from the City Council Offices." Seconded.

Adopted upon a voice vote.

The report, as amended, was adopted.

Yeas, 13; Nays none.

Passed October 15, 1999.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

W&M/Budget - Your Committee recommends that the following lawsuits filed against the City be settled and be payable from the Self Insurance Fund to the following claimants:

a) Katherine Berg-Smulski, in the amount of \$50,000, University of Minnesota Law School Civil Practice Clinic (Berg-Smulski's attorneys), in the amount of \$40,014, and Minnesota Department of Human Rights, in the amount of \$94,107, all payable from 6900-150-1500-4000, with the understanding that the City will agree to remove certain items from Berg-Smulski files.

b) Metropolitan Property and Casualty Insurance Company, in exchange for a settlement and release of claims, in the amount of \$2,400, payable from 6900-150-1500-2800.

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

W&M/Budget - Your Committee recommends that the proper City officers be authorized to execute Change Order #1 to City Contract #13434 with The Builders, Inc., for work relating to kitchen remodeling, increasing said contract by \$92,839, for a new contract total of \$1,378,839.

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999.

Approved October 15, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

(Published October 19, 1999)

W&M/Budget - Your Committee recommends concurrence with the recommendation of the Convention Center Implementation Committee, to accept the following bids received on OP #5230, Bid Package #3 (Petn No 265282) for the Convention Center Expansion Project, all in accordance with City plans, specifications, and addenda:

a) low bid for Project Contract #27, submitted by Delta T. Construction Company, Inc, in the amount of \$558,183, for furnishing and delivering all material, labor, equipment and incidentals necessary to accomplish the construction of a temporary wall system.

b) low bid for Project Contract #14, submitted by Lagerquist, in the amount of \$1,570,170, for furnishing and delivering all material, labor, equipment and incidentals necessary to accomplish the construction of elevators.

Your Committee further recommends that the proper City officers be authorized and directed to execute the required contracts.

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999.

Approved October 15, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

(Published October 19, 1999)

W&M/Budget - Your Committee recommends passage of the accompanying amendment to the Salary Ordinance, setting the salary for the position of Emergency Medical Services Coordinator, based on studies conducted by the Department of Human Resources, to be retroactively effective April 12, 1999, and further recommends that back pay be authorized in accordance with Union contract provisions.

Your Committee further recommends summary publication of said ordinance.

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Ordinance 99-Or-112, amending Title 2, Chapter 20 of the Minneapolis Code of Ordinances relating to *Administration: Personnel*, setting the salary for the position of Emergency Medical Services Coordinator, was passed October 15, 1999 by the City Council and approved October 21, 1999 by the Mayor. 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 99-Or-112

By Campbell

1st & 2nd Readings: 10/15/99

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

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

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

Minneapolis Professional Employees (CPE)

Effective: April 12, 1999

FLSA	OTC	CLASSIFICATION	G	P	6 Months	1st STEP	2nd STEP	3rd STEP	4th STEP	5th STEP	6th STEP	7th STEP
E	4	Emergency Medical Services Coordinator	9	B	1481	1519	1633	1720	1816	1915	2016	2119

Adopted. Yeas, 13; Nays none.
 Passed October 15, 1999. J. Cherryhomes, President of Council.
 Approved October 21, 1999. S. Sayles Belton, Mayor.
 Attest: M. Keefe, City Clerk.

W&M/Budget - Your Committee recommends passage of the accompanying amendment to the Salary Ordinance, setting the salary for the position of Sign Language Coordinator, based on studies conducted by the Department of Human Resources, to be retroactively effective November 13, 1996, and further recommends that back pay be authorized in accordance with Union contract provisions.

Your Committee further recommends summary publication of said ordinance.

Adopted. Yeas, 13; Nays none.
 Passed October 15, 1999.
 Approved October 21, 1999. S. Sayles Belton, Mayor.
 Attest: M. Keefe, City Clerk.

Ordinance 99-Or-113, amending Title 2, Chapter 20 of the Minneapolis Code of Ordinances relating to *Administration: Personnel*, setting the salary for the position of Sign Language Coordinator, was passed October 15, 1999 by the City Council and approved October 21, 1999 by the Mayor. 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 99-Or-113
By Campbell

1st & 2nd Readings: 10/15/99

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

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

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

Minneapolis Professional Employees (CPE)
Effective: November 13, 1996

FLSA	OTC	CLASSIFICATION	PTS	G	P	6 Months	1st STEP	2nd STEP	3rd STEP	4th STEP	5th STEP	6th STEP	7th STEP
E	4	Sign Language Coordinator	383	8	B	1311	1343	1441	1520	1599	1683	1773	1872

Section 2: That the following classification in Section 20.10.01 of the above-entitled ordinance be amended to make the following changes: (Bi-Weekly Rates)

Minneapolis Professional Employees (CPE)
Effective: January 1, 1998

FLSA	OTC	CLASSIFICATION	PTS	G	P	6 Months	1st STEP	2nd STEP	3rd STEP	4th STEP	5th STEP	6th STEP	7th STEP
E	4	Sign Language Coordinator	383	8	B	1344	1377	1477	1558	1639	1725	1817	1919

Section 3: That the following classification in Section 20.10.01 of the above-entitled ordinance be amended to make the following changes: (Bi-Weekly Rates)

Minneapolis Professional Employees (CPE)

Effective: January 1, 1999

FLSA	OTC	CLASSIFICATION	PTS	G	P	6 Months	1st STEP	2nd STEP	3rd STEP	4th STEP	5th STEP	6th STEP	7th STEP
E	4	Sign Language Coordinator	383	8	B	1378	1411	1514	1597	1680	1768	1862	1967

Adopted. Yeas, 13; Nays none.
 Passed October 15, 1999. J. Cherryhomes, President of Council.
 Approved October 21, 1999. S. Sayles Belton, Mayor.
 Attest: M. Keefe, City Clerk.

The **ZONING & PLANNING** Committee submitted the following reports:

Z & P - Your Committee, having under consideration the application of Won Tae Yoon for a waiver from Interim Ordinance 98-Or-083, providing for a moratorium on the establishment, re-establishment or expansion of any automobile service station, automobile convenience facility, garage for the storage, repair or servicing of motor vehicles, or automobile combination convenience facility in any of the B3 zoning districts or in the B-2-S zoning district, passed August 14, 1998 and extended by Ordinance 99-Or-092 passed July 30, 1999, to permit construction of a new automobile convenience facility at 2000 Portland Av S, and having conducted a public hearing thereon, now recommends that said application be denied. (Petn No 265292)

Adopted. Yeas, 12; Nays none.
 Declining to Vote - Lane.
 Passed October 15, 1999.
 Approved October 21, 1999. S. Sayles Belton, Mayor.
 Attest: M. Keefe, City Clerk.

Z & P - Your Committee, having under consideration the application of John Turner for a waiver from Interim Ordinance 98-Or-083, providing for a moratorium on the establishment, re-establishment or expansion of any automobile service station, automobile convenience facility, garage for the storage, repair or servicing of motor vehicles, or automobile combination convenience facility in any of the B3 zoning districts or in the B-2-S zoning district, passed August 14, 1998 and extended by Ordinance 99-Or-092 passed July 30, 1999, to allow re-establishment of a minor automobile service that is accessory to the sale of used cars at 2723 Lyndale Av S, and having conducted a public hearing thereon, now recommends that said application be denied. (Petn No 265292)

Adopted. Yeas, 12; Nays none.
 Declining to Vote - Lane.
 Passed October 15, 1999.
 Approved October 21, 1999. S. Sayles Belton, Mayor.
 Attest: M. Keefe, City Clerk.

Z&P - Your Committee, having under consideration the appeal of Cities Vineyard Christian Fellowship Church, 2536 Hennepin Av S, from the decision of the Board of Adjustment upholding the Zoning Administrator's decision to deny them application for a variance to allow an off-street parking lot to be used for two or more uses at different hours and days at 1200 W 26th St (A-336), and having conducted a public hearing thereon, now recommends that the findings prepared by the Planning Department staff and set forth in Petn No 265291 be adopted and that said appeal and variance be denied.

Adopted. Yeas, 12; Nays none.
 Declining to Vote - Lane.
 Passed October 15, 1999.
 Approved October 21, 1999. S. Sayles Belton, Mayor.
 Attest: M. Keefe, City Clerk.

Z&P - Your Committee, having under consideration the application of East Side Neighborhood Services, Inc (ESNS) (Vac #1291) to vacate an alley in the block bounded by 17th and 18th Aves NE and California and Main Sts NE to permit parking and landscaping on the west side of the new ESNS facility, now concurs in the recommendation of the Planning Commission to adopt the findings set forth in Petn No 265292 and to grant said vacation, subject to retention of easement rights by Northern States Power.

Your Committee further recommends passage of the accompanying resolution vacating said alley, and summary publication of same.

Adopted. Yeas, 12; Nays none.

Declining to Vote - Lane.

Passed October 15, 1999.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Resolution 99R-365 entitled "Vacating an alley in the block bounded by 17th and 18th Avenues Northeast and California and Main Streets Northeast. (Vac #1291)," was passed October 15, 1999, by the City Council and approved October 21, 1999 by the Mayor. 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 99R-365
By McDonald**

Vacating an alley in the block bounded by 17th and 18th Avenues Northeast and California and Main Streets Northeast. (Vac #1291).

Resolved by The City Council of The City of Minneapolis:

That all that part of an unimproved alley being adjacent to Lots 1-12 in Block 4 of Orth and Hechtman's Addition to the City of St. Anthony, said alley bounded by 17th Avenue Northeast and vacated 18th Avenue Northeast and California and Main Streets Northeast, is hereby vacated, except that such vacation shall not affect the existing easement right and authority of Northern States Power (NSP), their successors and assigns, to enter upon that portion of the aforescribed alley which is described in regard

to each of said corporations as follows, to wit:

As to NSP: That portion of the alley being vacated lying northerly of the easterly extension of the southerly line of Lot 3, Block 4, Orth and Hechtman's Addition to the City of St.

Anthony for transmission line facilities, to operate, maintain, repair, alter, inspect or remove its above-described utility facilities, and said easement right and authority is hereby expressly reserved to each of the above-named corporations, and no other person or corporation shall have the right to fill, excavate, erect buildings or other structures, plant trees or perform any act which would interfere with or obstruct access to said alley upon or within the above-described areas without first obtaining the written approval of the corporation having utility facilities located within the area involved authorizing them to do so.

Adopted. Yeas, 12; Nays none.

Declining to Vote - Lane.

Passed October 15, 1999. J. Cherryhomes, President of Council.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Z&P - Your Committee concurs in the recommendation of the Planning Commission to approve the application of Asian Women United of Minnesota (P-1065) to rezone the property at 2830 E 37th St from the R1A to the R4 District to permit supportive housing for a battered women's shelter, and to adopt the related findings set forth in Petn No 265292. (63995).

Your Committee further recommends passage of the accompanying amendment to the Zoning Ordinance.

Adopted. Yeas, 12; Nays none.

Declining to Vote - Lane.

Passed October 15, 1999.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

**ORDINANCE 99-Or-114
By McDonald**

1st & 2nd Readings: 10/15/99

Amending Title 20, Chapter 536 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 536.20 of the above-entitled ordinance be amended by changing the zoning district for the following parcel of land, pursuant to MS 462.357:

A. Outlot A, Luesse Addition (2830 E 37th St - Plate 27) to the R4 District.

Adopted. Yeas, 12; Nays none.

Declining to vote - Lane.

Passed October 15, 1999. J. Cherryhomes, President of Council.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Z&P - Your Committee recommends granting the following applications for special permits, notwithstanding the Zoning Code:

a. Ronald R. Siron: Application to install a freezer in back of 3405 Lyndale Av S for Sonny's Ice Cream, on condition that the applicant will soundproof and that the use is temporary; and

b. Chrysalis, A Center for Women: Application to commence construction of a new facility to include coffee/juice service as accessory to a bookstore, and to build a facility that exceeds 21,000 sq ft, pending determination of site plan review requirements, for temporary usage while an ordinance change to eliminate site plan review requirements in such instances is considered, or until such time as application is made.

Adopted. Yeas, 12; Nays none.

Declining to vote - Lane.

Passed October 15, 1999.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

MOTIONS

Ostrow, Chair of the Claims Committee, moved concurrence in the reports received from the City Attorney (Petn No 265295) recommending payment of workers' compensation to various employees and to the State Fund, and for payment of bills and professional services rendered claimants or employees injured on the job. Seconded.

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Campbell, Chair of the Ways & Means/Budget Committee, moved that the regular payrolls for all City employees under City Council jurisdiction for the month of November, 1999 be approved and ordered paid subject to audit by the Finance Officer. Seconded.

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Biernat moved that the Council resolve itself into a Committee of the Whole to meet on Friday, November 12, 1999, at 9:15 a.m. for the 1999 Nicollet Mall assessment public hearing. Seconded.

Adopted upon a voice vote.

Herron moved to waive the residential block event 14-day filing requirement and the requirement for signatures representing 75% of the households approving of an event on the block abutting the street, as shown in Chapter 455 of the Minneapolis Code of Ordinances, for applicant Central Neighborhood Improvement Association (John Paul) for an event to be held October 23, 1999 between the hours of 10:00 a.m. and 4:00 p.m. on 5th Avenue South from 31st to 32nd Streets, having approval granted by the Public Works Department to grant said waiver. Seconded.

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Niland moved to amend Resolution No. 99R-338 entitled, "Approving the classification of certain forfeited land located in the City of Minneapolis, Hennepin County, Minnesota, as non-conservation and the conveyance thereof," passed October 1, 1999, by moving the property at 2621 - 16th Ave S from the list designated as non-conservation land to be withheld from public and private sale and conveyed to the Minneapolis Community Development Agency to the list of properties being released for private sale. Seconded.

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

RESOLUTION 99R-366

By Niland

Amending Resolution 99R-338 entitled, "Approving the classification of certain forfeited land located in the City of Minneapolis, Hennepin County, Minnesota, as non-conservation and the conveyance thereof," passed October 1, 1999.

Resolved by The City Council of The City of Minneapolis:

That the above-entitled resolution be amended by moving the parcel at 2621 - 16th Ave S listed as non-conservation land to be withheld from public and private sale and conveyed to the Minneapolis Community Development Agency to the list of properties being released for private sale.

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999. J. Cherryhomes, President of Council.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Johnson moved to waive the 14-day filing time for a residential block event, as required by Chapter 455 of the Minneapolis Code of Ordinances, for applicant Minneapolis Public Schools for the Cleveland School groundbreaking to be held October 25, 1999 between the hours of 10:00 a.m. and 5:00 p.m. on 33rd Avenue North from Penn to Russell Avenues, having approval granted by the Public Works Department to grant said waiver. Seconded.

Adopted. Yeas, 13; Nays none.

Passed October 15, 1999.

Approved October 21, 1999. S. Sayles Belton, Mayor.

Attest: M. Keefe, City Clerk.

Niland moved to introduce the subject matter of an ordinance amending Title 16, Chapter 422 of the Minneapolis Code of Ordinances relating to Minneapolis Community Development Agency to promote labor peace in projects where the City/Minneapolis Community Development Agency (MCDA) has a proprietary interest, for referral to the Community Development/MCDA Operating Committees for setting a public hearing to be held November 15, 1999 at 10:00 a.m. Seconded.

Adopted upon a voice vote.

Campbell moved to introduce the subject matter of an ordinance amending Chapter 583 of the Minneapolis Code of Ordinances relating to Commercial Parking Lots and Auto Oriented Uses, for referral to the Zoning and Planning Committee for setting of a public hearing. Seconded.

Adopted upon a voice vote.

UNFINISHED BUSINESS

Septan Inc, 3948 Nicollet Av: Deny appeal for nonconforming use certificate to allow gas station and repair garage, grant appeal for variance. (Postponed 10/30/98, Z&P)

McDonald moved to continue postponement. Seconded.

Adopted upon a voice vote.

Campbell moved that when this Council adjourns, it adjourns to Room 315 City Hall immediately following the Minneapolis Community Development Agency Board of Commissioners meeting for consideration of the subject matter of the A.I.S. vs. City of Minneapolis lawsuit (American Iron & Steel, kondirator) and that such meeting be and is hereby declared to be an adjourned session of the regular meeting of October 15, 1999. Seconded.

Adopted upon a voice vote.

By unanimous consent, the meeting was adjourned at 12:00 noon.

MERRY KEEFE,
City Clerk.